

FOREIGN CLAIMS SETTLEMENT COMMISSION
OF THE UNITED STATES
WASHINGTON 25, D. C.

IN THE MATTER OF THE CLAIM OF

SERGIUS MARTIN RIIS
4 West 43rd Street
New York 36, New York

Claim No. SOV- 40,695

Decision No. SOV- 960

Under the International Claims Settlement
Act of 1949, as amended

Counsel for Claimant:

JOHN S. HENRY
36 West 44th Street
New York 36, New York

FINAL DECISION

The Commission issued its Proposed Decision on this claim on September 4, 1957, a certified copy of which was duly served upon the claimant. No objections or request for a hearing having been filed within twenty days after such service and general notice of the Proposed Decision having been given by posting for thirty days, it is

ORDERED that such Proposed Decision be and the same is hereby entered as the Final Decision on this claim, and it is further

ORDERED that the award granted pursuant thereto be certified to the Secretary of the Treasury.

Washington 25, D. C.

OCT 24 1957

Whitney Gilliland
Henry S. Clay

COMMISSIONERS

FOREIGN CLAIMS SETTLEMENT COMMISSION
OF THE UNITED STATES
WASHINGTON 25, D. C.

IN THE MATTER OF THE CLAIM OF

SERGIUS MARTIN RIIS
4 West 43rd Street
New York 36, New York

Claim No. SOV-40,695

Decision No. SOV-960

Under the International Claims Settlement
Act of 1949, as amended

epo 16-72128-1

Counsel for Claimant:

JOHN S. HENRY
36 West 44th Street
New York 36, New York

AMENDED PROPOSED DECISION

The Commission, on December 19, 1956, issued its Proposed Decision No. SOV-960 denying the claim herein for the reasons set forth in Proposed Decision No. SOV-230, In the Matter of the Claim of Charles D. Siegel. On May 9, 1957, the Commission (Commissioner Henry J. Clay dissenting) issued its Order No. SOV-230 vacating the Proposed Decision In the Matter of the Claim of Charles D. Siegel, and held that claims based on securities payable in currency other than United States dollars, issued by predecessors of the Soviet Government, are within the purview of Section 305 (a)(2) of the International Claims Settlement Act of 1949, as amended. A copy of the Commission's Order No. SOV-230 and Commissioner Clay's dissent thereto are attached.

This is a claim against the Soviet Government based upon bonds issued by the City of Kharkov, Russia. Section 301 (5) of the Act provides that "Soviet Government" means the Union of Soviet Socialist Republics, including any of its present or former constituent republics, other political subdivisions, and any territories thereof, as constituted on or prior to November 16, 1933.

The Commission finds it established that claimant has been a national of the United States since his birth on September 30, 1883; that he is the owner of three hundred fifty-one (351) 5% Bonds of the City of Kharkov,

Russia issued in 1903 in the aggregate face amount of 323,000 rubles, numbered 0479 to 0484 inclusive, 0486 to 0499 inclusive, 0655, 0657, 0659 to 0661 inclusive, 0842 to 0848 inclusive, 0850 to 0859 inclusive, 0861 to 0870 inclusive, 1392 to 1395 inclusive for 500 rubles each and 151 to 161 inclusive, 163, 164, 166, to 174 inclusive, 176 to 186 inclusive, 189 to 194 inclusive, 196 to 200 inclusive, 202, 203, 205 to 229 inclusive, 231 to 254 inclusive, 256 to 258 inclusive, 260 to 263 inclusive, 265 to 273 inclusive, 276 to 297 inclusive, 299 to 303 inclusive, 305 to 309 inclusive, 311 to 331 inclusive, 333 to 353 inclusive, 380, 381, 383 to 385 inclusive, 387 to 416 inclusive, 418 to 445 inclusive, 447 to 453 inclusive, 455 to 484 inclusive, 486, 487, 489 to 496 inclusive for 1,000 rubles each; that such bonds have been owned by claimant since October 12, 1919 when they were formally annulled by the Soviet Government; and that the claimant has a valid claim for compensation under Section 305 (a)(2) of the Act.

The Commission's records show that the exchange rate of the ruble in New York in October 1919 was quoted at 5.8 cents for 1 ruble.

Accordingly, the Commission concludes that the claimant is entitled to an award for the face value of the bonds, converted into dollars at 5.8 cents for 1 ruble, and for interest from October 12, 1919 until November 16, 1933, the date of the Litvinov Assignment.

A W A R D

On the above evidence and grounds this claim is allowed and an award is hereby made to SERGIUS MARTIN RIIS, claimant herein, in the amount of eighteen thousand seven hundred thirty-four dollars (\$18,734), plus interest thereon at the rate of 6% per annum from October 12, 1919 to November 16, 1933, in the amount of fifteen thousand eight hundred forty-two dollars and fifty-nine cents (\$15,842.59). No determination is made with respect to interest for any period subsequent to November 16, 1933.

Payment of the award herein shall not be construed to have divested claimant herein or the Government of the United States on his behalf, of any rights against the Government of the Soviet Union, for the unpaid balance, if any, of the claim.

Dated at Washington, D. C.

SEP 4 1957

FOR THE COMMISSION:



Joseph Stein, Director
Soviet Claims Division

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