

FOREIGN CLAIMS SETTLEMENT COMMISSION
OF THE UNITED STATES
WASHINGTON, D.C. 20579

IN THE MATTER OF THE CLAIM OF

JOHN K. MILANOVICH

Under the International Claims Settlement
Act of 1949, as amended

Claim No. G-0300

Decision No. G-0001

PROPOSED DECISION

This claim in the asserted amount of \$150,000.00 against the Government of the German Democratic Republic, under Title VI of the International Claims Settlement Act of 1949, as amended, is based upon the loss of real property, located in Yugoslavia.

Under section 602, Title VI of the International Claims Settlement Act of 1949, as amended by Public Law 94-542 (90 Stat. 2509), the Commission is given jurisdiction as follows:

"The Commission shall receive and determine in accordance with applicable substantive law, including international law, the validity and amounts of claims by nationals of the United States against the German Democratic Republic for losses arising as a result of the nationalization, expropriation, or other taking of (or special measures directed against) property, including any rights or interests therein, owned wholly or partially, directly or indirectly, at the time by nationals of the United States whether such losses occurred in the German Democratic Republic or in East Berlin. . ."

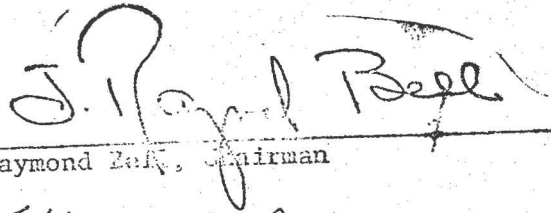
To be compensable under the Act, certain conditions must be met. The statute requires that the loss must have occurred in the German Democratic Republic or in East Berlin. Additionally, the loss must be the responsibility of the German Democratic Republic. The property for which claim is made herein is located in Yugoslavia.

Therefore the property not being located in the German Democratic Republic or in East Berlin and the nationalization thereof not being the responsibility of that government, the claim under the present act must be and it hereby is denied.


The Commission finds it unnecessary to make determinations concerning any other elements of this claim.

Dated at Washington, D.C.
and entered as the Proposed
Decision of the Commission.

AUG 17 1977



J. Raymond Bell, Chairman



Wilfred J. Smith, Commissioner



Robert E. Lee, Commissioner

This is a true and correct copy of the decision
of the Commission which was entered as the final
decision on 21 SEP 1977



Executive Director

NOTICE: Pursuant to the Regulations of the Commission, if no objections are filed within 15 days after service or receipt of notice of this Proposed Decision, the decision will be entered as the Final Decision of the Commission upon the expiration of 30 days after such service or receipt of notice, unless the Commission otherwise orders. (FCSC Reg., 45 C.F.R. 531.5 (e) and (g), as amended.)