

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

IN THE MATTER OF THE CLAIM OF

JULIA REINER

Claim No. CZ-2-0581

Decision No. CZ-2-0049

Counsel for Claimant:

Frederic M. Alberti, Esquire

PROPOSED DECISION

This claim in the amount of \$500,000.00 against the Government of Czechoslovakia under subsection 5(a) of the Czechoslovakian Claims Settlement Act of 1981 (Public Law 97-127, 95 Stat. 1675) is based upon the loss of improved real property and personalty in Mukacevo, a city located in the former region of Czechoslovakia called Ruthenia.

Under subsection 5(a) of the Czechoslovakian Claims Settlement Act of 1981, the Commission is given the following jurisdiction:

"The Commission shall receive and determine, in accordance with applicable substantive law, including international law, the validity and amount of claims by nationals of the United States against the Government of the Czechoslovak Socialist Republic for losses resulting from the nationalization or other taking of property owned at the time by nationals of the United States, which nationalization or other taking occurred between August 8, 1958, and [February 2, 1982]."

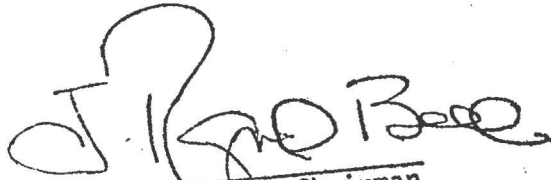
Accordingly, under subsection 5(a) of the Act the Commission can grant awards only for property that was nationalized or otherwise taken by the Government of Czechoslovakia after August 8, 1958.

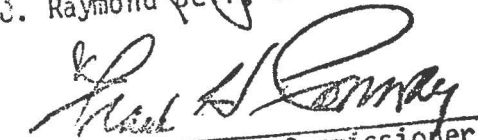
Ruthenia, in which the city of Mukacevo is located, was the easternmost region of Czechoslovakia prior to World War II. Under a treaty dated June 29, 1945, however, Czechoslovakia ceded Ruthenia to the Soviet Union. Since Ruthenia has not been a part of Czechoslovakia since 1945, the property involved in this claim could not have been nationalized or otherwise taken by the Government of Czechoslovakia after August 8, 1958. Under the provisions of subsection 5(a) of the Act, therefore, this claim must be and hereby is denied.

The Commission finds it unnecessary to make determinations with respect to other aspects of this claim.

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

MAR 14 1983


J. Raymond Bell, Chairman


Frank H. Conway, Commissioner


Joseph W. Brown, Commissioner

This is a true and correct copy of the decision
of the Commission which was entered as the final
decision on APR 18 1983

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.)

CZ-2-0581