

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

IN THE MATTER OF THE CLAIM OF

TRANG KIM

Under the International Claims Settlement
Act of 1949, as amended

Claim No. V-0014

Decision No. V-0001

PROPOSED DECISION

This claim in the amount of \$3,401.13 against the Government of the Socialist Republic of Vietnam, under Title VII of the International Claims Settlement Act of 1949, as amended by Public Law 96-606 (94 Stat. 3534), is based upon the non-payment of a check held by the French American Banking Corporation in New York.

Claimant, TRANG KIM, states that he is not a citizen of the United States.

Section 704 of Title VII of the Act limits the Commission's jurisdiction as follow:

"A claim may be favorably considered under section 703 of this Act only if the property right on which it is based was owned, wholly or partially, directly or indirectly, by a national of the United States on the date of loss and only to the extent that the claim has been held by one or more nationals of the United States continuously from the date that the loss occurred until the date of filing with the Commission."

The facts of this claim are as follows: Claimant, TRANG KIM, was a diplomat of the Cambodian Embassy in Saigon in 1975. He held a bank account in United States dollars with the Banque Francaise Commerciale in Saigon. As the political situation in Saigon grew critical in 1975, Kim and his colleagues at the Embassy tried to withdraw their money from the French bank. The manager of the bank, however, told Kim that all accounts in United States dollars had already been transferred to their branch in the United States, the French American Banking Corporation in