

The District President

14 II (13) ZK. 436.579

Düsseldorf, the 04.03.1958

Cecilienalle 2

If applicable P.Z.Certificate!

In the compensation case of Mister
Fred Grunwald (previously Fritz Grunwald), born on the 05.15.1898 in Gelsenkirchen,
residing in Los Angeles, California, USA, 747 South Curson Avenue,

- represented by Mister Dr. Fritz Goode, 707 South Broadway, Los Angeles 14,
California,

due to the Federal law for the restitution of victims of the nationalistic-socialistic
persecution (BEG) the following

Partial Notice is issued.

The following compensation of damage is acknowledged in favor of the applicant:

- 1.) for migration costs 1,774.60 DM.

The payment of this amount is made dependent on the fact that the applicant
offers a statement for the files, that his wife and his two children abstain from
further compensation claims of their own for migration expenses reimbursement
and have furthermore not applied for them.

- 2.) Special expenses
 - a) Levies to the German Golddiskontbank (Gold Discount Bank)

	624.—DM
b) Jewish asset duties	3,788.56 DM
c) Reichs flight tax	3,632.50 DM
d) Total	8,045.06 DM

The compensation to 2.) is according to § 169 BEG, payable immediately.

The decision is issued free of cost or expenses.

Reasons:

According to the formal prerequisites, reference is taken to the partial notice of the 12.30.1957.

Migration costs

The applicant migrated on the 03.03.1939 with his wife and his two children from Wuppertal to Los Angeles/USA.

He states the cost of migration as having been as follows:

Travel costs (without the trip from Wuppertal – Stuttgart and Düsseldorf – Hamburg) about

6,500.--- RM,

Transportation cost for two lifts from Wuppertal to

Los Angeles, about 4,000.— RM

Transportation costs in the USA, about 100.—US-\$

Furthermore , the applicant asserts another amount of 7,000.—RM, that resulted due to a trip that he undertook to Bogota/Columbia with his wife in preparation of his migration in 1938, that had the purpose to define the climatic conditions in this country.

The travel costs were not documented by the applicant.

The account slip from the German Bank of Wuppertal-Elberfeld shows that the applicant withdrew an amount of 2,000.—RM on the 11.17.1938. On the 11.30.1938 another 823.—RM were transferred to the travel agency Hartmann in Düsseldorf. The amount of 2,823.—RM accords to about the sum that was to be paid for a trip from Germany to Los Angeles for 2 adults and 2 children in the first class. For any further amount, no documentation is available. It is also not visible in how far and what expenses were especially high that were paid by the applicant during the migration.

The compensation chamber, therefore, sets the amount for the journey at 2.823.—RM.

Concerning the further costs, the compensation chamber is forced to an estimation according to § 191 section 2 BEG due to lack of any documentation.

It estimates the cost of obtaining the visa and the trip to the shipping harbor Hamburg at about 250.—RM, plus expenses for two lifts under consideration of the paid relocation levy at 3,700.—RM.

Concerning the further transportation costs in the USA, the compensation chamber follows the statements of the applicant and sees these as finalized according to § 176, section 2 BEG.

However, the compensation chamber was not able to acknowledge a compensation for the voyage to Columbia. The applicant did not produce evidence concerning the hereby incurred costs for the trip or the expenses. Furthermore, he was not able to convince the compensation chamber that the costs stood in relation to the later migration.

~~The compensation chamber is however prepared, if the applicant is able to produce the respective documentation, to reconsider its decision.~~

AS far as the costs that arose have been in a foreign currency, the compensation is to be calculated according to the exchange rate that was prevalent at the time of the decision.

The compensation is therefore calculated as follows:

250.—RM converted 10:2 according to § 11 BEG = 50.—DM

2,823.—RM converted 10:2 according to § 11 BEG =	564,60.—DM
3,700.-- RM converted 10:2 according to § 11 BEG =	740.—DM
100 US- $\text{\$}$ (1 $\text{\$}$ = 4.20 DM) =	<u>420.—DM</u>
Therefore, a total amount of	1,774.60 DM

Levy to the Deutsche Golddiskontbank.

Proven by a certificate of the German Gold Discount Bank of the 09.16.1957, the applicant paid to the Deutsche Golddiskontbank on the 01.18.1939 for taking along his household items the amount of 3,120.—RM. The amount was transferred by means of a Reichs bank payslip.

For the paid levy the applicant receives according to §§ 59,11 BEG a compensation of 624.-- DM because it has not been possible to prove, that the levy was paid from the proceeds of an asset item that was subject to compensation.

Jew asset levy and Reichs flight tax

The applicant has according to the copy of an accounting slip of the Deutsche Bank, Wuppertal-Elberfeld Branch of the 12.31.1938 paid an amount of 4,735.70—RM. The payment carries the notice “ Finanzamt (Bureau of Revenue) Wuppertal-Elberfeld, Jewish contribution, Tax-nr. 29/577”. The time of the payment allows the deduction that it was the first installment of the Jewish asset levy. Further payments could not be determined.

However, due to the applicant having left Germany by means of a legal way and according to the available Gestapo file no outstanding payments were evident, it can be deducted that the applicant also paid the 2. up to the 4. Installment of the Jewish asset tax.

Whereas the compensation chamber was not able to follow the statement of the applicant that he also paid the 5. installment, due to the 5. Installment only having been

levied due to the 2. DVO of the 19.10.1939, therefore to a time at which the applicant had already left Germany.

It is therefore according to § 176 section 2 BEG to be seen as proven, that the applicant paid a Jewish asset tax in the amount of 18,942.80 RM.

The compensation for this is to be made according to § 59 BEG and amounts to 3,788.56 DM, according to § 11 BEG.

Concerning the Reichs flight tax, the applicant was not able to provide evidence.

The compensation chamber is, therefore, forced to estimate the amount of the tax according to § 191 section 2 BEG.

According to the paid Jewish asset tax, that was situated at 20% of the taxable wealth, it can be derived that the applicants wealth was 94,714.—RM. If one subtracts the Jewish asset tax amounting to 18,942.80 RM plus the levy for the Deutsche Golddiskontbank of 3,120.-- RM from this, then a wealth of about 72,650 RM remains.

Due to the wealth having been more than 50,000.—RM, it can be assumed with certainty that the applicant was assessed for the Reichs flight tax. The Reich flight tax amounted to 25% of the wealth.

The compensation chamber, therefore, estimates the amount of the Reichs flight tax to 18,162.50 RM.

The compensation, therefore, amounts to 3,632.50—DM, according to §§ 59, 11 BEG.

As well as in view of the Jewish asset tax as well as the Reichs flight tax, it could not be determined that a prerequisite according to §60 was evident.

The decision of the cost calculation is based on the § 207 BEG.

Against this notice complaint can be raised within 6 months after the date of delivery. The complaint is to be filed against the district of Nord Rhine Westphalia – represented by the district president in Düsseldorf – to be addressed to and must be received by the district court Düsseldorf – compensation chamber- in Düsseldorf, Wasserstr. 8, within the previously mentioned schedule. The complaint is to be in writing, if possible in

duplicate edition, to be addressed to the protocol of the court office of the district court Düsseldorf.

In the process before the district court, there is no compulsion of representation by an attorney.

- 2.) Copy to the AfW Wuppertal for notice.
- 3.) Copy to the district finance authority, district asset- and construction administration for notice.
- 4.) To be sent back to Rü.-files Rü. 547/50.
- 5.) To be sent back to Gestapo files.
- 6.) Control list. 14/II/38/4
- 7.) Payable.
- 8.) To hands of (all demands finalized).