

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

IN THE MATTER OF THE CLAIM OF

ORMAND N. GALE, GERTRUDE
GRISTWOOD AND MARIE A. LAWRENCE,
EXECUTORS OF THE ESTATE OF
A. BLANCHE SKINNER, DECEASED

Claim No. CU -8148

Decision No. CU -4330

Under the International Claims Settlement
Act of 1949, as amended

Counsel for claimants:

Farrell, Martin & Barnell
By Norman J. Martin, Esq.

PROPOSED DECISION

Claimants, ORMAND N. GALE, GERTRUDE GRISTWOOD AND MARIE A. LAWRENCE, EXECUTORS OF THE ESTATE OF A. BLANCHE SKINNER, DECEASED, who owned 3% Cumulative Income Debentures and an Accrual Certificate issued by the Consolidated Railroads of Cuba, assert a claim under Title V of the International Claims Settlement Act of 1949, as amended, against the Government of Cuba because of its nationalization of said Railroad.

In our decisions entitled the Claim of Edward R. Smith (Claim CU-5001) and the Claim of Meyer Lobsenz (Claim No. CU-1005) which we incorporate herein by reference, we held that the properties of the Railroad were nationalized or otherwise taken by the Government of Cuba on October 13, 1960, and that this type of claim is compensable to an American national under the facts and conditions set forth therein. We need not again detail here the reasons or the method used in determining the value per \$500.00 bond of \$394.54 including interest to October 13, 1960, and the value of such accrual certificates as the face value thereof.

On the basis of evidence in the record in the instant case, the Commission finds that Edith M. Skinner and A. BLANCHE SKINNER, United States nationals since birth, jointly owned since prior to October 13, 1960 Income Debentures in the face amount of 800 pesos (dollars) and an Accrual Certificate in the face amount of 232 pesos (dollars). Upon the death of Edith M. Skinner in July 1962 A. BLANCHE SKINNER became the sole owner of the

claim until her death in October, 1962. Under the terms of her Last Will and Testament, the residuary of her Estate, including this claim against Cuba, was bequeathed to her Executors, with the request that such residuary Estate be bequeathed to certain named charities, which, the record shows, qualify as United States nationals within the meaning of Title V of the Act.

Accordingly the Commission finds that the said Executors succeeded to and suffered a loss in the amount of \$1,183.26 within the meaning of Title V of the Act. Further, the Commission finds that the amount of loss sustained shall be increased by interest thereon at the rate of 6% per annum from October 13, 1960, the date of loss, to the date on which provisions are made for the settlement thereof. (See Lobsenz, supra.)

CU-8148

CERTIFICATION OF LOSS

The Commission certifies that ORMAND N. GALE, GERTRUDE GRISTWOOD AND MARIE A. LAWRENCE, EXECUTORS OF THE ESTATE OF A. BLANCHE SKINNER, DECEASED, succeeded to and suffered a loss, as a result of actions of the Government of Cuba, within the scope of Title V of the International Claims Settlement Act of 1949, as amended, in the amount of One Thousand One Hundred Eighty-Three Dollars and Twenty-Six Cents (\$1,183.26) with interest at 6% per annum from October 13, 1960 to the date of settlement.

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

7 JAN 1970

Theodore Jaffe

Theodore Jaffe, Commissioner

Sidney Freidberg

Sidney Freidberg, Commissioner

NOTICE TO TREASURY: The above-referenced securities may not have been submitted to the Commission or if submitted, may have been returned; accordingly, no payment should be made until claimants establish retention of the securities for the loss here certified.

The statute does not provide for the payment of claims against the Government of Cuba. Provision is only made for the determination by the Commission of the validity and amounts of such claims. Section 501 of the statute specifically precludes any authorization for appropriations for payment of these claims. The Commission is required to certify its findings to the Secretary of State for possible use in future negotiations with the Government of Cuba.

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, 32 Fed. Reg. 412-13 (1967).)

CU-8148