

FOREIGN CLAIMS SETTLEMENT COMMISSION  
OF THE UNITED STATES  
WASHINGTON 25, D. C.

IN THE MATTER OF THE CLAIM OF

PETER BERTA  
273 - 42nd Street  
Pittsburgh 1, Pennsylvania

Against the Government of Rumania  
Under the International Claims Settlement  
Act of 1949, as amended

Claim No. RUM- 30,022

Decision No. RUM-522

GPO 16-72128-1

Counsel for Claimant:

Albert B. Toth, Esquire  
2546 Lorain Avenue  
Cleveland 13, Ohio

FINAL DECISION

The Commission issued its Proposed Decision on this claim on October 1, 1958 , a copy of which was duly served upon the claimant(ce).

Full consideration having been given to the objections of claimant(x) and to the evidence and arguments presented at the hearing held on December 15, 1958 , and general notice of the Proposed Decision having been given by posting for thirty days, it is

ORDERED that such Proposed Decision be and the same is hereby entered as the Final Decision on this claim.

Dated at Washington, D. C.

FEB 2 1959

*Whitney Hilliland*

*Pearl Pace*

*Robert L. Kunzig*

COMMISSIONERS

*WB*  
*mgf*

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PETER BERTA  
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Claim No. RUM-30,022

Decision No. RUM- 522

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Act of 1949, as amended

GPO 16-72126-1

Counsel for Claimant:

Albert B. Toth, Esquire  
2546 Lorain Avenue  
Cleveland 13, Ohio

PROPOSED DECISION

This is a claim against the Government of Rumania under Section 303 of the International Claims Settlement Act of 1949, as amended, based upon an alleged loss of certain real property in Rumania.

Section 303(2) of the Act authorizes the Commission to receive and determine, among other claims, those based upon the failure of the Government of Rumania to --

pay effective compensation for the nationalization, compulsory liquidation, or other taking, prior to the effective date of this title, of property of nationals of the United States in...Rumania....

Claimant has failed to submit evidence sufficient to form the basis for findings by the Commission of facts essential to an award under Section 303(2) of the Act.

Section 531.6(d) of the Commission's Regulations (43 C.F.R. Supplement 290) provides that --

The claimant shall be the moving party, and shall have the burden of proof on all issues involved in the determination of his claim.

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Claimant herein has not established with respect to this claim that the Government of Rumania failed to pay effective compensation for the nationalization, compulsory liquidation, or other taking of property of a national of the United States in Rumania. Accordingly, the claim is hereby denied.

Dated at Washington, D..C.

OCT 1 1958

FOR THE COMMISSION:



Donald G. Benn, Director  
Balkan Claims Division

*Handwritten initials and marks:*  
AC  
mgd  
BGB