## FOREIGN CLAIMS SETTLEMENT COMMISSION OF THE UNITED STATES Washington, D.C.

In the Matter of the Claim of

HENRY BECKER
243 F Street
Lincoln, Nebraska

Under Section 305(a) of the International Claims Settlement Act of 1949, as amended

Claim No. SOV-42,716

Decision No. SOV-213

## FINAL DECISION

The Commission issued its Proposed Decision on this claim on November 14, 1956, a certified copy of which was duly served upon the claimant(s). No objections or request for a hearing having been filed within twenty days after such service 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.

Washington 25, D. C.

MAR 27 1957

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COMMISSIONEDS

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Under Section 305(a) of the International Claims Settlement Act of 1949, as amended

Claim No. SOV-42,716

Decision No. SOV- 2/3

## PROPOSED DECISION OF THE COMMISSION

This claim is based upon the loss sustained by claimant as the owner of ruble currency notes issued by the Soviet Government or a predecessor thereof.

Section 306 of the aforesaid Act provides that the Commission shall publish in the Federal Register the time when and the limit of time within which claims may be filed, which limit with respect to claims under Section 305 shall not be more than six months after such publication.

The Foreign Claims Settlement Commission, in accordance with the Congressional mandate, published its Regulations in the Federal Register on September 30, 1955, and Section 531.1 thereof provides that claims under Section 305 (Soviet Claims) of the International Claims Settlement Act of 1949, as amended, shall be filed on or before March 31, 1956.

Section 501.7 of its Regulations provides that where the last day of a period of time is either a Saturday, a Sunday or a holiday, the period runs until the end of the next day which is neither a Saturday, Sunday nor a holiday. Since the last day

of the period, March 31, 1956, fell on a Saturday, the time for filing automatically extended until the end of the next day which was neither a Saturday, Sunday, nor holiday, or, until midnight, Monday, April 2, 1956.

The Commission has ruled that a communication to it, prior to April 3, 1956, indicating an intent to file a claim under Section 305, was sufficient to preserve for a reasonable time the right to complete and file an official Statement of Claim form.

The Commission's records reflect that the claimant's first communication to the Commission regarding this claim was subsequent to April 2, 1956.

Accordingly, the Commission finds that the aforesaid claim was not timely filed and is therefore denied.

In the event it had been concluded that the above claim had been timely filed, the claim would still have been denied for the reasons specified in the attached Proposed Decision, No. SOV-9, In the Matter of the Claim of Walter J. Zuk (SOV-40,492).

Dated at Washington, D. C.

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NOV 18 1956

FOR THE COMMISSION:

Soviet Claims Division