

NAHOS
National Association of
Jewish Holocaust
Survivors
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Dear Members & Friends:

‘GENERALI’ NOTICES

Thanks to HSF’s appeal and consequent Court ruling, many Survivors received a fresh notice from the ‘Assurazioni Generali’ Policy Information Center and, in turn, we received a slew of inquiries on how to proceed.

Please understand that we are **not** attorneys and what we explain below is **not legal advice**, but merely our best understanding of the alternatives available. The deadline to take any kind of action is December 26th, 2007.

1) The ‘Notice’ includes a “claim form” for “new claims.” However, it seems clear that if you previously filed a claim with ICHEIC that was denied, you will be denied again if you don’t have “new” information. Therefore, if you previously filed an ICHEIC claim that was denied, you will be bound by the settlement and have no more rights against Generali, unless you “exclude yourself”. So, common sense would say that if you were previously denied, you should exclude yourself by sending a brief letter like indicated below.

2) Similarly, if you received a “humanitarian payment” from ICHEIC and you do not have any new evidence of a valid policy to submit as part of a “new” claim, your rights against Generali will

likely be terminated unless you exclude yourself.

3) Our understanding of the ‘Notice’ is that only people with strong evidence of a Generali policy that did not previously apply to ICHEIC, should fill out a new claim form. Everyone else might as well send in a letter excluding themselves because the settlement offers them nothing and would result in a total termination of their rights against Generali. That is also the case if you did not receive a notice..

4) If you never applied to ICHEIC or to Generali or the Generali Trust Fund before, you can check the following website for information about a possible family policy sold by Generali:

www1.yadvashem.org/phelp/. If you find a family member’s name listed with Generali as the issuing company, you might recover money by filing a claim under the settlement. **However**, Generali stated that the existence of a name **does not guarantee** that Generali will find a claim to be valid and pay money.

5) If there is a favorable development in the law, like passage of legislation now pending in the U.S. Congress (HR 1746), people who exclude themselves from the Generali settlement will have a better chance to obtain information about their rights against Generali, and if there is evidence of a policy found, they will be able to pursue their claims in Court.

6) Passage of HR 1746 is not guaranteed. Nevertheless, for most people the best option seems to be to exclude themselves, as the only possible chance of recovery, unless you have reason to believe that you have a very strong “new claim” that has never been denied previously by ICHEIC or Generali.

7) Most Survivors have **no idea** if their family had a Generali policy

and might be inclined to “do nothing.”? In our opinion, that could be a **big mistake** because it would give Generali your consent to the **“legal peace”** they are seeking, but you would get nothing in return. Only by excluding yourself will you keep your rights against Generali alive, should you decide to take any legal action in the future.

8) To exclude yourself, you must send a brief letter with your name, address and telephone number, stating:

“ I wish to exclude myself from the Generali settlement.”

You must personally **sign** the request and **mail it** to the following address with a postmark no later than December 26, 2007. Do not send your request via fax or electronic mail.

GENERALI HOLOCAUST
INSURANCE LITIGATION
EXCLUSIONS, c/o. A.B. DATA.
LTD. NOTICE ADMINISTRATOR
P.O.BOX 170200
MILWAUKEE, WI 53217

9) If you have any questions about what to do, you should contact a lawyer you trust. The lawyers at the New York Legal Assistance Group (NYLAG) offer “pro bono” services to Holocaust Survivors and are knowledgeable about the Generali issue. NYLAG’s phone number there is (212) 613-5041.

