

To Jewish Hungarian Victims of Nazi Persecution and their Heirs A Class Action Settlement Could Affect You

PROPOSED SETTLEMENT A class action lawsuit, *Rosner, et al. v. United States of America*, involving personal property looted from Hungarian Jews during the Holocaust is pending in the United States District Court for the Southern District of Florida (“Court”). A settlement of the lawsuit could affect you if you or your relative might have had property on the Hungarian Gold Train. If the Settlement is approved and you qualify, you may be able to apply for assistance from Jewish social service agencies. Or, you can object to the Settlement by informing the Court of your objections. Or, if you so choose, you can exclude yourself from the Settlement altogether.

WHAT’S THIS ABOUT? The Hungarian Gold Train consisted of twenty-four freight cars containing personal property seized by the Hungarian government during World War II from Hungarian Jews, which was taken into U.S. custody in May 1945 in Austria. The U.S. has agreed to settle claims that it mishandled this personal property. The settlement is not an admission of wrongdoing or an indication that any law was violated.

WHO’S INCLUDED? You are a Class Member if you are a Jewish Hungarian victim of Nazi persecution who might have had property on the Gold Train, or the heir of such a person.

WHAT DOES THE SETTLEMENT PROVIDE? The U.S. government has agreed to pay up to USD \$25.5 million to fund the following three items: (i) approximately USD \$21 million for social services that will benefit Jewish Hungarian Nazi victims who are in need (proposed plan will be available on website on June 10, 2005); (ii) USD \$500,000 for the collection of documents and artifacts relating to the Gold Train and the looting of Hungarian Jews, and (iii) lawyers’ fees and expenses, and incentive awards for Named Plaintiffs, in an amount not to exceed USD \$4 million.

WHAT ARE MY OPTIONS? If you stay in the Settlement and are a Jewish Hungarian Nazi victim, you may be eligible for benefits. Even if you are not currently in need, you may stay in the Settlement to allow the funds to assist other Jewish Hungarian Nazi victims who are. You may file comments or objections to the Settlement which will be available for the Court’s review prior to any final decision regarding the Settlement by the Court. Unless you exclude yourself from the Settlement, you will be legally bound by it and not able to sue the United States. If you exclude yourself, you will not be eligible for benefits. Any communication related to the Settlement – comment, objection, exclusion request – must be in writing, postmarked no later than August 1, 2005, and conform to specific Court requirements. You may appear through counsel of your choosing at your own expense. An information package from the contacts provided below, describes the specific requirements for such communications.

WHEN WILL THE COURT ACT ON THE SETTLEMENT? The Court will hold a fairness hearing on this proposed Settlement on September 26, 2005, at 10:00 a.m., at which time it will consider whether to approve the Settlement and the lawyers’ request for fees and costs.

ADDITIONAL INFORMATION: This is only a summary of a Court-approved Settlement Agreement. The full terms of the Court-approved Settlement Agreement govern. Please check the website for periodic updates on this Settlement at www.HungarianGoldTrain.org. To contact Class Counsel, please email: brent@hbsslaw.com.

To see the full terms, or to request instructions for exclusion from, commenting on, or objecting to the Settlement please go to:

Email: HGT@claimscon.org or Call: 1-800-xxx-xxxx

www.HungarianGoldTrain.org

Notice Provider P.O. Box 1570, New York, NY 10159, U.S.A.

**PLEASE DO NOT WRITE OR CALL THE COURT OR
THE CLERK’S OFFICE FOR INFORMATION.**