

(3) be a representative party on behalf of members of a class or be a member of a class, in accordance with the Federal Rules of Civil Procedure, notwithstanding any previous agreement to the contrary.

(b) Costs and attorney fees

The court may award to a person aggrieved by a violation of this chapter who prevails in an action brought under subsection (a) the costs of the action, including a reasonable attorney fee.

(Oct. 17, 1940, ch. 888, title VIII, § 802, as added Pub. L. 111-275, title III, § 303(a), Oct. 13, 2010, 124 Stat. 2877; amended Pub. L. 116-92, div. A, title V, § 547(a), Dec. 20, 2019, 133 Stat. 1378.)

REFERENCES IN TEXT

The Federal Rules of Civil Procedure, referred to in subsec. (a)(3), are set out in the Appendix to Title 28, Judiciary and Judicial Procedure.

CODIFICATION

Section was formerly classified to section 597a of the former Appendix to this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

2019—Subsec. (a)(3). Pub. L. 116-92 added par. (3).

CONSTRUCTION

Pub. L. 116-92, div. A, title V, § 547(b), Dec. 20, 2019, 133 Stat. 1378, provided that: “The amendments made by subsection (a) [amending this section] shall not be construed to imply that a person aggrieved by a violation of such Act [the Servicemembers Civil Relief Act (50 U.S.C. 3901 et seq.)] did not have a right to bring a civil action as a representative party on behalf of members of a class or be a member of a class in a civil action before the date of the enactment of this Act [Dec. 20, 2019].”

§ 4043. Preservation of remedies

Nothing in section 4041 or 4042 of this title shall be construed to preclude or limit any remedy otherwise available under other law, including consequential and punitive damages.

(Oct. 17, 1940, ch. 888, title VIII, § 803, as added Pub. L. 111-275, title III, § 303(a), Oct. 13, 2010, 124 Stat. 2877.)

CODIFICATION

Section was formerly classified to section 597b of the former Appendix to this title prior to editorial reclassification and renumbering as this section.

CHAPTER 51—WAR CLAIMS

SUBCHAPTER I—TITLE I OF WAR CLAIMS ACT OF 1948

Sec.	
4101.	Foreign Claims Settlement Commission of the United States.
4102.	Jurisdiction of Commission.
4103.	Claims of employees of contractors.
4104.	Internees.
4105.	Prisoners of war.
4106.	Religious organizations.
4107.	Reports to Congress.
4108.	Fee limitation for representing claimants; penalties.
4109.	Hearings on claims; finality of decision.
4110.	War Claims Fund.
4111.	Payments to certain members of religious orders.

Sec.	
4112.	United States citizens serving in allied forces.
4113.	Detention benefits to merchant seamen.
4114.	Philippines.

SUBCHAPTER II—TITLE II OF WAR CLAIMS ACT OF 1948

4131.	Definitions.
4132.	Claims authorized.
4133.	Transfers and assignments.
4134.	Nationality of claimants.
4135.	Claims of stockholders.
4136.	Deductions in making awards.
4137.	Consolidated awards.
4138.	Certain awards prohibited.
4139.	Certification of awards.
4140.	Claim filing period.
4141.	Claims settlement period.
4142.	Notification to claimants.
4143.	Payment of awards; priorities; limitations.
4144.	Fees of attorneys and agents.
4145.	Application of other laws.
4146.	Transfer of records.
4147.	Administrative expenses.

CODIFICATION

Act July 3, 1948, ch. 826, comprising this chapter, was formerly set out in the Appendix to this title, prior to the elimination of the Appendix to this title and the editorial reclassification of the Act as this chapter. For disposition of sections of the former Appendix to this title, see Table II, set out preceding section 1 of this title.

SUBCHAPTER I—TITLE I OF WAR CLAIMS ACT OF 1948

CODIFICATION

Pub. L. 87-846, § 101, Oct. 22, 1962, 76 Stat. 1107, designated sections 2 to 17 of the War Claims Act of 1948 (act July 3, 1948, ch. 826), as “title I” of the act without supplying a name for such title, which for purposes of codification has been set out as this subchapter.

§ 4101. Foreign Claims Settlement Commission of the United States

(a) Employment of personnel; use of other facilities and services

The Foreign Claims Settlement Commission of the United States (hereinafter referred to as the “Commission”) may, in accordance with the provisions of the civil-service laws and chapter 51 and subchapter III of chapter 53 of title 5, appoint and fix the compensation of such officers, attorneys, and employees, and may make such expenditures, as may be necessary to carry out its functions. Officers and employees of any other department or agency of the Government may, with the consent of the head of such department or agency, be assigned to assist the Commission in carrying out its functions. The Commission may, with the consent of the head of any other department or agency of the Government, utilize the facilities and services of such department or agency in carrying out the functions of the Commission.

(b) Rules and regulations; delegation of functions; time limit on filing of claims

The Commission may prescribe such rules and regulations as may be necessary to enable it to carry out its functions, and may delegate functions to any member, officer, or employee of the Commission. The Commission shall give public notice of the time when, and the limit of time