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JUDGMENT ORDERS

NAKANO - NAL

78/177

C

1 Wayne M. Collins
 2 Attorney at Law
 3 Mills Tower, 220 Bush Street
 4 San Francisco 4, Calif.
 5 GARfield 1-5827
 6 Attorney for Plaintiffs

ORIGINAL
 FILED

MAY 3 1957

Clerk, U.S. Dist. Court
 San Francisco

IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

TADAYASU ABO, et al., etc.,

Plaintiffs,

-vs-

No. 25294

HERBERT BROWNELL, JR., as Attorney General
 of the United States, etc., et al.,

Defendants.

and

Cons. No. 25294-G

MARY KANAME FURUYA, et al., etc.,

Plaintiffs,

-vs-

HERBERT BROWNELL, JR., as Attorney General
 of the United States, etc., et al.,

Defendants,

No. 25295

FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED
 PARTIES PLAINTIFF WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS
UNITED STATES NATIONALS.

This cause (originally consisting of companion suits Nos. 25294-G and 25295-G, which have been consolidated under No. 25294-G) being submitted to this Court, sitting without a jury, for decision on the merits of the individual causes of certain parties-plaintiff, hereinafter named, pursuant to a written "Stipulation Re Judgment as to Certain Named Parties-Plaintiff Who Have Been Documented or Recognized as United States Nationals" entered into between the parties hereto and filed herein this date; and it being stipulated that, subsequent to their purported renunciations of United States nationality pursuant to the provisions of Section 401 (i) of the Nationality Act of 1940, as amended, (former Title 8 U.S.C., Section 801 (i) during the calendar years, 1944 and 1945, said plaintiffs have been documented or recognized as United States nationals upon their applications duly made either to the Department of State or to the United States Immigration and Naturalization Service, and it being stipulated that such purported acts of renunciation occurred while such parties-plaintiff were resident at the Segregation Center of the War Relocation Authority at Tule Lake, Newell, California; and the attorneys for the defendant Attorney General and those acting under his authority having withdrawn all offers of proof heretofore made herein with respect to such parties-defendant and conceding that they have made out a prima facie case for relief under the ruling of the United States Court of Appeals for the Ninth Circuit in this cause (McGrath v. Abo, 186 F 2d, 766), such concession being consistent with the Court's conclusions as to the effect of applicable law in the circumstances; and formal findings of fact and conclusions of law herein being waived; and the Court being advised that counsel for such defendants will offer no objection to the entry of a final

1 order, judgment and decree on the merits of the causes herein, in
2 favor of the hereinafter specifically identified parties-plaintiff;
and there being no just reason for delay;

3 NOW, THEREFORE, pursuant to Section 503 of the Nationality Act
4 of 1940, as amended, (former Title 8, U.S.C., Section 903) which
was, by Section 405 of the Act of June 27, 1952, 66 Stat. 280 effec-
5 tive December 24, 1952 continued in force and effect for the purpose
of this cause, and pursuant to the terms of such stipulation,

6 IT IS ORDERED, ADJUDGED AND DECREED as and for a final order,
7 judgment and decree directed to be entered in this cause:

8 I.

9 That the plaintiffs hereinafter identified are and at all
times have been, natives, nationals and citizens of the United
10 States of America, and entitled to the rights and privileges of
such nationality and citizenship, notwithstanding their purported
11 applications for renunciation of United States nationality under
Section 401 (i) of the Nationality Act of 1940, as amended, their
12 purported renunciations of United States nationality pursuant
thereto and the approvals thereof given by the Attorney General,
13 all of which occurred during the calendar years 1944 and 1945,
A.D., and all of which are hereby declared to be, and at all times
14 to have been, null, void and without legal effect upon the status
and rights as nationals and citizens of the United States of any
15 such plaintiffs, whose names and birthdates are as follows:

16 NAME	BIRTHDATE
17 NAKANO, Hideko	4-26-17

18 II.

19 That no costs shall be taxed by the Clerk to any party.
20 Done in open Court this 3rd. day of May, 1957 .

21 /s/ EDWARD P. MURPHY

22 UNITED STATES DISTRICT JUDGE

23 APPROVED AS TO FORM:

24 GEORGE COCHRAN DOUB, Assistant Attorney General.
LLOYD H. BURKE, United States Attorney, and a Defendant.
25 ENOCH E. ELLISON, Attorney, Department of Justice.
26 PAUL J. GRUMBLY, Attorney, Department of Justice.

27 By:

28 /s/ Charles Elmer Collett /By M.D.M.
Assistant United States Attorney
Attorneys for Defendants

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

TADAYASU ABO, et al., etc.,

Plaintiffs,

No. 25294

-vs-

HERBERT BROWNELL, JR. as Attorney General
of the United States, etc., et al.,

Defendants.

- - - and - - - - -

Cons. No. 25294-G

MARY KANAME FURUYA, et al., etc.,

Plaintiffs,

No. 25295

-vs-

HERBERT BROWNELL, JR., as Attorney General
of the United States, etc., et al.,

Defendants.

- - - - -

CERTIFICATE OF CLERK

I, C. W. CALBREATH, Clerk of the United States District Court
in and for the Northern District of California, do hereby certify
that the annexed and foregoing is a true copy of excerpt of the
original FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED
PARTIES-PLAINTIFF WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS UNITED
STATES NATIONALS made and filed in the above-entitled cause on

MAY 3 1957 , and entered MAY 3 1957 , with the name of
NAKANO, Hideko

a plaintiff, remaining among the records of the said Court in my
office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and
affixed the seal of the aforesaid Court at San Francisco, California,
this 8th day of May, A.D. 1957.

C. W. CALBREATH,
Clerk,

By Margaret L. Bear
Deputy Clerk.

1 Wayne M. Collins
 2 Attorney at Law
 3 Mills Tower, 220 Bush Street
 4 San Francisco 4, California
 5 GARfield 1-5827
 6 Attorney for Plaintiffs

ORIGINAL
 FILED
 MAR 10 1958
 Clerk, U. S. Dist. Court
 San Francisco

IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

TADAYASU ABO, et al., etc.,
 Plaintiffs,

-vs-

No. 25294

WILLIAM P. ROGERS, as Attorney General
 of the United States, etc., et al.,
 Defendants.

and

Cons. No. 25294-G

MARY KANAME FURUYA, et al, etc.,
 Plaintiffs,

-vs-

No. 25295

WILLIAM P. ROGERS, as Attorney General
 of the United States, etc., et al.,
 Defendants.

FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED
 PARTIES-PLAINTIFF WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS
 UNITED STATES NATIONALS

This cause (originally consisting of companion suits Nos. 25294-G and 25295-G, which have been consolidated under No. 25294-G) being submitted to this Court, sitting without a jury, for decision on the merits of the individual causes of certain parties-plaintiff, hereinafter named, pursuant to a written "Stipulation Re Judgment as to Certain Named Parties-Plaintiff Who Have Been Documented or Recognized as United States Nationals" entered into between the parties hereto and filed herein this date; and it being stipulated that, subsequent to their purported renunciations of United States nationality pursuant to the provisions of Section 401(i) of the Nationality Act of 1940, as amended (former title 8 U.S.C., Section 801 (i)), during the calendar years 1944 and 1945, said plaintiffs have been documented or recognized as United States nationals upon their applications duly made either to the Department of State or to the United States Immigration and Naturalization Service, and it being stipulated that such purported acts of renunciation occurred while such parties-plaintiff were resident at the Segregation Center of the War Relocation Authority at Tule Lake, Newell, California; and the attorneys for the defendant Attorney General and those acting under his authority having withdrawn all offers of proof heretofore made herein with respect to such parties-defendant and conceding that they have

1 made out a prima facie case for relief under the ruling of the
2 United States Court of Appeals for the Ninth Circuit in this cause
3 (McGrath v. Abo, 186 F 2d 766), such consession being consistent
4 with the Court's conclusions as to the effect of applicable law
5 in the circumstances; and formal findings of fact and conclusions
6 of law herein being waived; and the Court being advised that
7 counsel for such defendants will offer no objection to the entry
8 of a final order, judgment and decree on the merits of the causes
9 herein, in favor of the hereinafter specifically identified parties
10 plaintiff; and there being no just reason for delay;

11
12 NOW, THEREFORE, pursuant to Section 503 of the Nationality
13 Act of 1940, as amended (former Title 8, U.S.C., Section 903)
14 which was, by Section 405 of the Act of June 27, 1952, 66 Stat.
15 280, effective December 24, 1952, continued in force and effect
16 for the purpose of this cause, and pursuant to the terms of such
17 stipulation,

18 IT IS ORDERED, ADJUDGED AND DECREED as and for a final order,
19 judgment and decree directed to be entered in this cause:

20 I.

21 That the plaintiffs hereinafter identified are and at all
22 times have been, natives, nationals and citizens of the United
23 States of America, and entitled to the rights and privileges of
24 such nationality and citizenship, notwithstanding their purported
25 applications for renunciation of United States nationality under
26 Section 401 (1) of the Nationality Act of 1940, as amended, their
27 purported renunciations of United States nationality pursuant
28 thereto and the approvals thereof given by the Attorney General,
29 all of which occurred during the calendar years 1944 and 1945,
30 A. D., and all of which are hereby declared to be, and at all times
31 to have been, null, void and without legal effect upon the status
32 and rights as nationals and citizens of the United States of any
such plaintiffs, whose names and birthdates are as follows:

NAME	BIRTHDATE
NAKANO, Masato	April 7, 1914

II.

That no costs shall be taxed by the Clerk to any party.

Done in open Court this _____ day of March 1958.

/s/ LOUIS E. GOODMAN
UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:

GEORGE COCHRAN DOUB, Assistant Attorney General
LLOYD H. BURKE, United States Attorney, and a Defendant
ENOCH E. ELLISON, Attorney, Department of Justice
PAUL J. GRUMBLY, Attorney, Department of Justice.

By: /s/ Charles Elmer Collett
Assistant United States Attorney
Attorneys for Defendants.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

TADAYASU ABO, et al., etc.,	}	
vs.		
Plaintiffs,		
WILLIAM P. ROGERS, as Attorney General of the United States, etc., et al.,		No. 25294
and	}	
Defendants,		
MARY KANAME FURUYA, et al, etc.,		Cons. No. 25294-G
Plaintiffs,		
vs.	}	
WILLIAM P. ROGERS, as Attorney General of the United States, etc., et al.,		No. 25295
Defendants.		

CERTIFICATE OF CLERK

I, C. W. CALBREATH, Clerk of the United States District Court in
and for the Northern District of California, do hereby certify that the
annexed and foregoing is a true copy of excerpt of the original FINAL
ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED PLAINTIFFS WHO HAVE
BEEN DOCUMENTED OR RECOGNIZED AS UNITED STATES NATIONALS, made and filed
in the above entitled cause on MAR 10 1958 and
entered MAR 10 1958, with the name of _____
-----Masato Nakano-----, a plaintiff,
remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and
affixed the seal of the aforesaid Court at San Francisco, California
this 10 day of March, A. D. 1958.

C. W. CALBREATH,
Clerk,

By Dore E. Kneupper
Deputy Clerk.

Wayne M. Collins
Attorney at Law
Mills Tower, 220 Bush Street
San Francisco 4, California
GARfield 1-5827
Attorney for Plaintiffs

ORIGINAL
FILED
MAR 31 1959
Clerk, U.S. Dist. Court
San Francisco

IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

TADAYASU ABO, et al., etc.,	Plaintiffs,	No. 25294
-vs-		
WILLIAM P. ROGERS, as Attorney General of the United States, etc., et al.,	Defendants.	Cons. No. 25294-G
and		
MARY KANAME FURUYA, et al., etc.,	Plaintiffs,	No. 25295
-vs-		
WILLIAM P. ROGERS, as Attorney General of the United States, etc., et al.,	Defendants.	

FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED
PARTIES-PLAINTIFF WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS
UNITED STATES NATIONALS

This cause (originally consisting of companion suits Nos. 25294-G and 25295-G, which have been consolidated under No. 25294-G) being submitted to this Court, sitting without a jury, for decision on the merits of the individual causes of certain parties-plaintiff, hereinafter named, pursuant to a written "Stipulation Re Judgment as to Certain Named Parties-Plaintiff Who Have Been Documented or Recognized as United States Nationals" entered into between the parties hereto and filed herein this date; and it being stipulated that, subsequent to their purported renunciations of United States nationality pursuant to the provisions of Section 401(i) of the Nationality Act of 1940, as amended (former Title 8 U.S.C., Section 801 (i)), during the calendar years 1944 and 1945, said plaintiffs have been documented or recognized as United States nationals upon their applications duly made either to the Department of State or to the United States Immigration and Naturalization Service, and it being stipulated that such purported acts of renunciation occurred while such parties-plaintiff were resident at the Segregation Center of the War Relocation Authority at Tule Lake, Newell, California; and the attorneys for the defendant Attorney General and those acting under his authority having withdrawn all offers of proof heretofore made herein with respect to such parties-defendant and conceding that they have

1 made out a prima facie case for relief under the ruling of the
2 United States Court of Appeals for the Ninth Circuit in this cause
3 (McGrath v. Abo, 186 F. 2d 766), such concession being consistent
4 with the Court's conclusions as to the effect of applicable law in
5 the circumstances; and formal findings of fact and conclusions of
6 law herein being waived; and the Court being advised that counsel
7 for such defendants will offer no objection to the entry of a final
8 order, judgment and decree on the merits of the causes herein, in
9 favor of the hereinafter specifically identified parties-plaintiff;
10 and there being no just reason for delay;

11
12 NOW, THEREFORE, pursuant to Section 503 of the Nationality
13 Act of 1940, as amended (former Title 8, U.S.C., Section 903)
14 which was, by Section 405 of the Act of June 27, 1952, 66 Stat.
15 280, effective December 24, 1952, continued in force and effect
16 for the purpose of this cause, and pursuant to the terms of such
17 stipulation,

18 IT IS ORDERED, ADJUDGED AND DECREED as and for a final order,
19 judgment and decree directed to be entered in this cause:

20 I.

21 That the plaintiffs hereinafter identified are and at all
22 times have been, natives, nationals and citizens of the United
23 States of America, and entitled to the rights and privileges of
24 such nationality and citizenship, notwithstanding their purported
25 applications for renunciation of United States nationality under
26 Section 401 (i) of the Nationality Act of 1940, as amended, their
27 purported renunciations of United States nationality pursuant
28 thereto and the approvals thereof given by the Attorney General,
29 all of which occurred during the calendar years 1944 and 1945,
30 A.D., and all of which are hereby declared to be, and at all times
31 to have been, null, void and without legal effect upon the status
32 and rights as nationals and citizens of the United States of any
such plaintiffs, whose names and birthdates are as follows:

NAME	BIRTHDATE
NAKANO, Mitsuo	6-24-14

II.

That no costs shall be taxed by the Clerk to any party.

Done in open Court this 21 day of March 1959.

/s/ LOUIS E. GOODMAN
UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:

GEORGE COCHRAN DOUB, Assistant Attorney General
ROBERT H. SCHNACKE, United States Attorney, and a Defendant
ENOCH E. ELLISON, Attorney, Department of Justice
PAUL J. GRUMBLY, Attorney, Department of Justice.

By: /s/ Charles Elmer Collett
Assistant United States Attorney
Attorneys for Defendants.

TADAYASU ABO, et al., etc.,)	
)	
Plaintiffs,)	
vs.)	
)	
WILLIAM P. ROGERS, as Attorney General)	No. 25294
of the United States, etc., et al.,)	
)	
Defendants.)	
and)	Cons. No. 25294-G
-----)	
MARY KANAME FURUYA, et al., etc.,)	
)	
Plaintiffs,)	No. 25295
vs.)	
)	
WILLIAM P. ROGERS, as Attorney General)	
of the United States, etc., et al.,)	
)	
Defendants.)	

By Margaret P. Blair
Deputy Clerk.

NAKANO, Shigeko

No. 4, 5-chome, Hondori
Kure City, Hiroshima-ken
Japan

\$300.00

M.R.
12/4/51

Nakano, Shigeko

Wayne M. Collins
1701 Mills Tower
San Francisco 4, Calif.
Garfield 1-1218
Attorney for Plaintiffs

ORIGINAL
FILED
May 29, 1952
Clerk, U.S. Dist. Court
San Francisco

IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

TADAYASU ABO, et al., etc.,

Plaintiffs,

-vs-

JAMES P. McGRANERY, as Attorney General
of the United States, etc., et al.,

Defendants.

No. 25294

Cons. No. 25294

ORDER, JUDGMENT AND DECREE EXECUTING MANDATE
OF THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

In compliance with the Mandate of the United States Court of Appeals for the Ninth Circuit entered in this cause on October 17, 1951,

(A) It is Ordered that the Final Order, Judgment and Decree of this Court entered in this cause on April 12, 1949, and modified by an order of this Court entered in this cause on May 2, 1949, insofar as it pertained to the following named defendants sued in their representative capacities herein, to-wit, Dean Acheson, as Secretary of State, John W. Snyder, as the Secretary of the Treasury, Julius A. Krug, as the Secretary of the Interior, Dillon S. Myer, as Director, War Relocation Authority, and Raymond R. Best, as Project Director, Tule Lake Center, be and the same hereby is set aside.

(B) It is Further Ordered that the Final Order, Judgment and Decree of this Court, entered in this cause on April 12, 1949, and modified by an Order of this Court entered in this cause on May 2, 1949, be, and the same hereby is amended to read as follows:

"IT IS ORDERED, ADJUDGED AND DECREED as and for a final order, judgment and decree against the defendants herein, excepting those

1 specified in paragraph (A) hereinabove, and in favor of each and
2 all of the One Thousand Four (1,004) specifically named plaintiffs
3 listed and set forth in the following thirty-two (32) pages and
4 of whom 985 are plaintiffs in proceeding No. 25294 herein and of
whom 19, indicated by an asterisk following their respective names,
are plaintiffs in proceeding No. 25295 herein, consolidated there-
with, to-wit:-

5 NAME
6 NAKANO, Shigeko

BIRTHDATE
5/10/25

as follows:

7 1. The application for renunciation of United States nation-
8 ality and citizenship heretofore executed by each of the plaintiffs
9 hereinabove specifically named in paragraph (B) hereof in 1944
10 or 1945, the renunciation of his or her United States nationality
11 and citizenship and the order of the defendant Attorney General
approving each such application and renunciation are, and each of
said things is, wholly illegal, contrary to law and public policy,
null and void ab initio, and they are, and each of said things is,
hereby cancelled and set aside.

12 2. Each of the plaintiffs hereinabove specifically named in
13 paragraph (B) hereof at birth and ever since then has been and now
14 is a native born national and citizen of the United States of
15 America and domiciled therein and each is entitled to the full
16 and complete exercise and enjoyment of all his or her rights,
privileges, liberty and immunities of United States nationality
and citizenship.

17 3. The remaining defendants, other than those hereinabove
18 specifically named in paragraph (A) hereof, are, and each of them
19 is, and their agents, servants, employees and representatives are,
20 and each of them is, hereby permanently enjoined from detaining,
imprisoning or interning the plaintiffs whose names are listed in
paragraph (B) hereof or any of them and from restraining them
or any of them of liberty and from removing them or any of them
to Japan or elsewhere and from interfering with their freedom of
movement within the United States and right of access to their
homes in the United States from abroad and from interfering with
their full and complete exercise and enjoyment of each and all
of their rights, privileges and immunities of United States
nationality and citizenship."

24 (C) It is Further Ordered that as to the Plaintiffs in this
25 cause excepting those hereinabove specifically listed by name
26 in paragraph (B) hereof, the Order, Judgment and Decree of this
27 Court entered on April 12, 1949, hereby is set aside and that, as
to such remaining plaintiffs in this cause, further proceedings
be had in this cause in accordance with the said Mandate of the
said United States Court of Appeals entered in this cause on
October 17, 1951.

28 Done in Open Court this 29th day of May, 1952.

29 LOUIS E. GOODMAN,
30 UNITED STATES DISTRICT JUDGE

31 Approved as to form:
32 (S) Edgar R. Bonsall
Asst. U.S. Atty.

United States District Court
For the Northern District of California, Southern Division

TADAYASU ABO, et al., etc.,

Plaintiffs,

vs.

JAMES P. McGRANERY, as Attorney General of
the United States, etc., et al.,

Defendants.

No. 25294

Cons. No. 25294

CERTIFICATE OF CLERK.

I, C. W. CALBREATH, Clerk of the United States District Court in and for the Northern District of California, do hereby certify that the annexed and foregoing is a true and full copy of the original ORDER, JUDGMENT AND DECREE EXECUTING MANDATE OF THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT made and filed in the above-entitled cause on May 29, 1952, and entered June 2, 1952, with the exception of the listing of the names of the plaintiffs in paragraph (B) thereof other than.....

.....
NAKANO, Shigeko

.....
now remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at San Francisco, California, this 11th day of June, A. D. 1952.

C. W. CALBREATH,
Clerk,

By

Margaret P. Beair
Deputy Clerk.

Nakano, Shigeto

1 Wayne M. Collins
2 Attorney at Law
3 Mills Tower, 220 Bush Street
4 San Francisco 4, California
5 GARfield 1-5827
6 Attorney for Plaintiffs

ORIGINAL
FILED
MAR 10 1958
Clerk, U. S. Dist. Court
San Francisco

7 IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA

9	TADAYASU ABO, et al., etc.,	}	No. 25294
10	Plaintiffs,		
11	-vs-		
12	WILLIAM P. ROGERS, as Attorney General	}	Cons. No. 25294-G
13	of the United States, etc., et al.,		
14	Defendants.		
15	and		
16	MARY KANAME FURUYA, et al, etc.,	}	No. 25295
17	Plaintiffs,		
18	-vs-		
19	WILLIAM P. ROGERS, as Attorney General	}	
20	of the United States, etc., et al.,		
21	Defendants.		

22 FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED
23 PARTIES-PLAINTIFF WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS
24 UNITED STATES NATIONALS

25 This cause (originally consisting of companion suits Nos.
26 25294-G and 25295-G, which have been consolidated under No. 25294-
27 G) being submitted to this Court, sitting without a jury, for
28 decision on the merits of the individual causes of certain parties-
29 plaintiff, hereinafter named, pursuant to a written "Stipulation Re
30 Judgment as to Certain Named Parties-Plaintiff Who Have Been Docu-
31 mented or Recognized as United States Nationals" entered into
32 between the parties hereto and filed herein this date; and it being
stipulated that, subsequent to their purported renunciations of
United States nationality pursuant to the provisions of Section
401(i) of the Nationality Act of 1940, as amended (former title
8 U.S.C., Section 801 (i)), during the calendar years 1944 and
1945, said plaintiffs have been documented or recognized as United
States nationals upon their applications duly made either to the
Department of State or to the United States Immigration and
Naturalization Service, and it being stipulated that such purported
acts of renunciation occurred while such parties-plaintiff were
resident at the Segregation Center of the War Relocation Authority
at Tule Lake, Newell, California; and the attorneys for the
defendant Attorney General and those acting under his authority
having withdrawn all offers of proof heretofore made herein with
respect to such parties-defendant and conceding that they have

1 made out a prima facie case for relief under the ruling of the
2 United States Court of Appeals for the Ninth Circuit in this cause
3 (McGrath v. Abo, 186 F 2d 766), such concession being consistent
4 with the Court's conclusions as to the effect of applicable law
5 in the circumstances; and formal findings of fact and conclusions
6 of law herein being waived; and the Court being advised that
7 counsel for such defendants will offer no objection to the entry
8 of a final order, judgment and decree on the merits of the causes
9 herein, in favor of the hereinafter specifically identified parties
10 plaintiff; and there being no just reason for delay;

11 NOW, THEREFORE, pursuant to Section 503 of the Nationality
12 Act of 1940, as amended (former Title 8, U.S.C., Section 903)
13 which was, by Section 405 of the Act of June 27, 1952, 66 Stat.
14 280, effective December 24, 1952, continued in force and effect
15 for the purpose of this cause, and pursuant to the terms of such
16 stipulation,

17 IT IS ORDERED, ADJUDGED AND DECREED as and for a final order,
18 judgment and decree directed to be entered in this cause:

19 I.

20 That the plaintiffs hereinafter identified are and at all
21 times have been, natives, nationals and citizens of the United
22 States of America, and entitled to the rights and privileges of
23 such nationality and citizenship, notwithstanding their purported
24 applications for renunciation of United States nationality under
25 Section 401 (1) of the Nationality Act of 1940, as amended, their
26 purported renunciations of United States nationality pursuant
27 thereto and the approvals thereof given by the Attorney General,
28 all of which occurred during the calendar years 1944 and 1945,
29 A. D., and all of which are hereby declared to be, and at all times
30 to have been, null, void and without legal effect upon the status
31 and rights as nationals and citizens of the United States of any
32 such plaintiffs, whose names and birthdates are as follows:

NAME	BIRTHDATE
NAKANO, Shigeto	May 22, 1906

II.

That no costs shall be taxed by the Clerk to any party.

Done in open Court this _____ day of March 1958.

/s/ LOUIS E. GOODMAN
UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:

GEORGE COCHRAN DOUB, Assistant Attorney General
LLOYD H. BURKE, United States Attorney, and a Defendant
ENOCH E. ELLISON, Attorney, Department of Justice
PAUL J. GRUMBLY, Attorney, Department of Justice.

By: /s/ Charles Elmer Collett
Assistant United States Attorney
Attorneys for Defendants.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

TADAYASU ABO, et al., etc.,	}	
Plaintiffs,		
vs.	}	
WILLIAM P. ROGERS, as Attorney General of the United States, etc., et al.,		
Defendants,	}	No. 25294
and		
MARY KANAME FURUYA, et al, etc.,	}	Cons. No. 25294-G
Plaintiffs,		
vs.	}	No. 25295
WILLIAM P. ROGERS, as Attorney General of the United States, etc., et al.,		
Defendants.	}	

CERTIFICATE OF CLERK

I, C. W. CALBREATH, Clerk of the United States District Court in and for the Northern District of California, do hereby certify that the annexed and foregoing is a true copy of excerpt of the original FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED PLAINTIFFS WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS UNITED STATES NATIONALS, made and filed in the above entitled cause on MAR 10 1958 and entered MAR 10 1958, with the name of -----Shigeto Nakano-----, a plaintiff, remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at San Francisco, California this 10 day of March, A. D. 1958.

C. W. CALBREATH,
Clerk,

By

Dore E. Fneypfen
Deputy Clerk

Nakano, Sumie

1 Wayne M. Collins
2 Attorney at Law
3 Mills Tower, 220 Bush Street
4 San Francisco 4, California
5 GARfield 1-5827
6 Attorney for Plaintiffs

ORIGINAL
FILED
MAR 10 1958
Clerk, U. S. Dist. Court
San Francisco

7 IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA

9
10 TADAYASU ABO, et al., etc.,
11 -vs- Plaintiffs,

No. 25294

12 WILLIAM P. ROGERS, as Attorney General
13 of the United States, etc., et al.,
14 Defendants.

Cons. No. 25294-G

15 and
16 MARY KANAME FURUYA, et al, etc.,
17 -vs- Plaintiffs,

No. 25295

18 WILLIAM P. ROGERS, as Attorney General
19 of the United States, etc., et al.,
20 Defendants.

21
22 FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED
23 PARTIES-PLAINTIFF WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS
24 UNITED STATES NATIONALS

25 This cause (originally consisting of companion suits Nos.
26 25294-G and 25295-G, which have been consolidated under No. 25294-
27 G) being submitted to this Court, sitting without a jury, for
28 decision on the merits of the individual causes of certain parties-
29 plaintiff, hereinafter named, pursuant to a written "Stipulation Re
30 Judgment as to Certain Named Parties-Plaintiff Who Have Been Docu-
31 mented or Recognized as United States Nationals" entered into
32 between the parties hereto and filed herein this date; and it being
stipulated that, subsequent to their purported renunciations of
United States nationality pursuant to the provisions of Section
401(i) of the Nationality Act of 1940, as amended (former title
8 U.S.C., Section 801 (i)), during the calendar years 1944 and
1945, said plaintiffs have been documented or recognized as United
States nationals upon their applications duly made either to the
Department of State or to the United States Immigration and
Naturalization Service, and it being stipulated that such purported
acts of renunciation occurred while such parties-plaintiff were
resident at the Segregation Center of the War Relocation Authority
at Tule Lake, Newell, California; and the attorneys for the
defendant Attorney General and those acting under his authority
having withdrawn all offers of proof heretofore made herein with
respect to such parties-defendant and conceding that they have

1 made out a prima facie case for relief under the ruling of the
2 United States Court of Appeals for the Ninth Circuit in this cause
3 (McGrath v. Abo, 186 F 2d 766), such concession being consistent
4 with the Court's conclusions as to the effect of applicable law
5 in the circumstances; and formal findings of fact and conclusions
6 of law herein being waived; and the Court being advised that
7 counsel for such defendants will offer no objection to the entry
8 of a final order, judgment and decree on the merits of the causes
9 herein, in favor of the hereinafter specifically identified parties
10 plaintiff; and there being no just reason for delay;

11
12 NOW, THEREFORE, pursuant to Section 503 of the Nationality
13 Act of 1940, as amended (former Title 8, U.S.C., Section 903)
14 which was, by Section 405 of the Act of June 27, 1952, 66 Stat.
15 280, effective December 24, 1952, continued in force and effect
16 for the purpose of this cause, and pursuant to the terms of such
17 stipulation,

18 IT IS ORDERED, ADJUDGED AND DECREED as and for a final order,
19 judgment and decree directed to be entered in this cause:

20 I.

21 That the plaintiffs hereinafter identified are and at all
22 times have been, natives, nationals and citizens of the United
23 States of America, and entitled to the rights and privileges of
24 such nationality and citizenship, notwithstanding their purported
25 applications for renunciation of United States nationality under
26 Section 401 (i) of the Nationality Act of 1940, as amended, their
27 purported renunciations of United States nationality pursuant
28 thereto and the approvals thereof given by the Attorney General,
29 all of which occurred during the calendar years 1944 and 1945,
30 A. D., and all of which are hereby declared to be, and at all times
31 to have been, null, void and without legal effect upon the status
32 and rights as nationals and citizens of the United States of any
such plaintiffs, whose names and birthdates are as follows:

NAME

BIRTHDATE

NAKANO, Sumie (Asada)

April 16, 1914

II.

That no costs shall be taxed by the Clerk to any party.

Done in open Court this _____ day of March 1958.

/s/ LOUIS E. GOODMAN

UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:

GEORGE COCHRAN DOUB, Assistant Attorney General
LLOYD H. BURKE, United States Attorney, and a Defendant
ENOCH E. ELLISON, Attorney, Department of Justice
PAUL J. GRUMBLY, Attorney, Department of Justice.

By: /s/ Charles Elmer Collett
Assistant United States Attorney
Attorneys for Defendants.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

TADAYASU ABO, et al., etc.,)	
Plaintiffs,		
vs.)	
WILLIAM P. ROGERS, as Attorney General of the United States, etc., et al.,		
Defendants,	)	No. 25294
and		
MARY KANAME FURUYA, et al, etc.,	)	Cons. No. 25294-G
Plaintiffs,		
vs.	)	No. 25295
WILLIAM P. ROGERS, as Attorney General of the United States, etc., et al.,		
Defendants.)	

CERTIFICATE OF CLERK

I, C. W. CALBREATH, Clerk of the United States District Court in and for the Northern District of California, do hereby certify that the annexed and foregoing is a true copy of excerpt of the original FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED PLAINTIFFS WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS UNITED STATES NATIONALS, made and filed in the above entitled cause on MAR 10 1958 and entered MAR 10 1958, with the name of -----Sumie Nakano (Asada)-----, a plaintiff, remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at San Francisco, California this 10 day of March, A. D. 1958.

C. W. CALBREATH,
Clerk,

By Dore E. Krepper
Deputy Clerk.

NAKANO, Toshiko

No. 4, 5-chome, Hondori
Kure City, Hiroshima-ken
Japan

M.R.
12/4/51

\$300.00

Nakano Toshiko

Wayne M. Collins
1701 Mills Tower
San Francisco 4, Calif.
GARfield 1-1218
Attorney for Plaintiffs

ORIGINAL
FILED
May 29, 1952
Clerk, U.S. Dist. Court
San Francisco

IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

TADAYASU ABO, et al., etc.,

Plaintiffs,

-vs-

JAMES P. McGRANERY, as Attorney General
of the United States, etc., et al.,

Defendants.

No. 25294

Cons. No. 25294

ORDER, JUDGMENT AND DECREE EXECUTING MANDATE
OF THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

In compliance with the Mandate of the United States Court of
Appeals for the Ninth Circuit entered in this cause on October 17,
1951,

(A) It is Ordered that the Final Order, Judgment and Decree
of this Court entered in this cause on April 12, 1949, and modified
by an order of this Court entered in this cause on May 2, 1949,
insofar as it pertained to the following named defendants sued in
their representative capacities herein, to-wit, Dean Acheson, as
Secretary of State, John W. Snyder, as the Secretary of the Treas-
ury, Julius A. Krug, as the Secretary of the Interior, Dillon S.
Myer, as Director, War Relocation Authority, and Raymond R. Best,
as Project Director, Tule Lake Center, be and the same hereby is
set aside.

(B) It is Further Ordered that the Final Order, Judgment and
Decree of this Court, entered in this cause on April 12, 1949,
and modified by an Order of this Court entered in this cause on
May 2, 1949, be, and the same hereby is amended to read as follows:

"IT IS ORDERED, ADJUDGED AND DECREED as and for a final order,
judgment and decree against the defendants herein, excepting those

1 specified in paragraph (A) hereinabove, and in favor of each and
2 all of the One Thousand Four (1,004) specifically named plaintiffs
3 listed and set forth in the following thirty-two (32) pages and
4 of whom 985 are plaintiffs in proceeding No. 25294 herein and of
5 whom 19, indicated by an asterisk following their respective names,
6 are plaintiffs in proceeding No. 25295 herein, consolidated there-
7 with, to-wit:-

NAME	BIRTHDATE
NAKANO, Toshiko	1/30/27

as follows:

1. The application for renunciation of United States nation-
ality and citizenship heretofore executed by each of the plaintiffs
hereinabove specifically named in paragraph (B) hereof in 1944
or 1945, the renunciation of his or her United States nationality
and citizenship and the order of the defendant Attorney General
approving each such application and renunciation are, and each of
said things is, wholly illegal, contrary to law and public policy,
null and void ab initio, and they are, and each of said things is,
hereby cancelled and set aside.

2. Each of the plaintiffs hereinabove specifically named in
paragraph (B) hereof at birth and ever since then has been and now
is a native born national and citizen of the United States of
America and domiciled therein and each is entitled to the full
and complete exercise and enjoyment of all his or her rights,
privileges, liberty and immunities of United States nationality
and citizenship.

3. The remaining defendants, other than those hereinabove
specifically named in paragraph (A) hereof, are, and each of them
is, and their agents, servants, employees and representatives are,
and each of them is, hereby permanently enjoined from detaining,
imprisoning or interning the plaintiffs whose names are listed in
paragraph (B) hereof or any of them and from restraining them
or any of them of liberty and from removing them or any of them
to Japan or elsewhere and from interfering with their freedom of
movement within the United States and right of access to their
homes in the United States from abroad and from interfering with
their full and complete exercise and enjoyment of each and all
of their rights, privileges and immunities of United States
nationality and citizenship."

(C) It is Further Ordered that as to the Plaintiffs in this
cause excepting those hereinabove specifically listed by name
in paragraph (B) hereof, the Order, Judgment and Decree of this
Court entered on April 12, 1949, hereby is set aside and that, as
to such remaining plaintiffs in this cause, further proceedings
be had in this cause in accordance with the said Mandate of the
said United States Court of Appeals entered in this cause on
October 17, 1951.

Done in Open Court this 29th day of May, 1952.

LOUIS E. GOODMAN,
UNITED STATES DISTRICT JUDGE

Approved as to form:
(S) Edgar R. Bonsall
Asst. U.S. Atty.

United States District Court
For the Northern District of California, Southern Division

TADAYASU ABO, et al., etc.,

Plaintiffs,

vs.

JAMES P. McGRANERY, as Attorney General of
the United States, etc., et al.,

Defendants.

No. 25294

Cons. No. 25294

CERTIFICATE OF CLERK.

I, C. W. CALBREATH, Clerk of the United States District Court in and for the Northern District of California, do hereby certify that the annexed and foregoing is a true and full copy of the original ORDER, JUDGMENT AND DECREE EXECUTING MANDATE OF THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT made and filed in the above-entitled cause on May 29, 1952, and entered June 2, 1952, with the exception of the listing of the names of the plaintiffs in paragraph (B) thereof other than.....

NAKANO, Toshiko

now remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at San Francisco, California, this 11th day of June, A. D. 1952.

C. W. CALBREATH,
Clerk,

By

Margaret P. Beave
Deputy Clerk.

Nakano, Yoshiya

1 Wayne M. Collins
2 Attorney at Law
3 Mills Tower, 220 Bush Street
4 San Francisco 4, California
5 GARfield 1-5827
6 Attorney for Plaintiffs

ORIGINAL
FILED
MAR 10 1958
Clerk, U. S. Dist. Court
San Francisco

IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

9	TADAYASU ABO, et al., etc.,	}	No. 25294
10	Plaintiffs,		
11	-vs-		
12	WILLIAM P. ROGERS, as Attorney General	}	Cons. No. 25294-G
13	of the United States, etc., et al.,		
14	Defendants.		
15	and		
16	MARY KANAME FURUYA, et al, etc.,	}	No. 25295
17	Plaintiffs,		
18	-vs-		
19	WILLIAM P. ROGERS, as Attorney General	}	
20	of the United States, etc., et al.,		
21	Defendants.		

22 FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED
23 PARTIES-PLAINTIFF WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS
24 UNITED STATES NATIONALS

25 This cause (originally consisting of companion suits Nos.
26 25294-G and 25295-G, which have been consolidated under No. 25294-
27 G) being submitted to this Court, sitting without a jury, for
28 decision on the merits of the individual causes of certain parties-
29 plaintiff, hereinafter named, pursuant to a written "Stipulation Re
30 Judgment as to Certain Named Parties-Plaintiff Who Have Been Docu-
31 mented or Recognized as United States Nationals" entered into
32 between the parties hereto and filed herein this date; and it being
stipulated that, subsequent to their purported renunciations of
United States nationality pursuant to the provisions of Section
401(i) of the Nationality Act of 1940, as amended (former title
8 U.S.C., Section 801 (i)), during the calendar years 1944 and
1945, said plaintiffs have been documented or recognized as United
States nationals upon their applications duly made either to the
Department of State or to the United States Immigration and
Naturalization Service, and it being stipulated that such purported
acts of renunciation occurred while such parties-plaintiff were
resident at the Segregation Center of the War Relocation Authority
at Tule Lake, Newell, California; and the attorneys for the
defendant Attorney General and those acting under his authority
having withdrawn all offers of proof heretofore made herein with
respect to such parties-defendant and conceding that they have

1 made out a prima facie case for relief under the ruling of the
2 United States Court of Appeals for the Ninth Circuit in this cause
3 (McGrath v. Abo, 186 F 2d 766), such concession being consistent
4 with the Court's conclusions as to the effect of applicable law
5 in the circumstances; and formal findings of fact and conclusions
6 of law herein being waived; and the Court being advised that
7 counsel for such defendants will offer no objection to the entry
8 of a final order, judgment and decree on the merits of the causes
9 herein, in favor of the hereinafter specifically identified parties
10 plaintiff; and there being no just reason for delay;

11
12 NOW, THEREFORE, pursuant to Section 503 of the Nationality
13 Act of 1940, as amended (former Title 8, U.S.C., Section 903)
14 which was, by Section 405 of the Act of June 27, 1952, 66 Stat.
15 280, effective December 24, 1952, continued in force and effect
16 for the purpose of this cause, and pursuant to the terms of such
17 stipulation,

18 IT IS ORDERED, ADJUDGED AND DECREED as and for a final order,
19 judgment and decree directed to be entered in this cause:

20 I.

21 That the plaintiffs hereinafter identified are and at all
22 times have been, natives, nationals and citizens of the United
23 States of America, and entitled to the rights and privileges of
24 such nationality and citizenship, notwithstanding their purported
25 applications for renunciation of United States nationality under
26 Section 401 (i) of the Nationality Act of 1940, as amended, their
27 purported renunciations of United States nationality pursuant
28 thereto and the approvals thereof given by the Attorney General,
29 all of which occurred during the calendar years 1944 and 1945,
30 A. D., and all of which are hereby declared to be, and at all times
31 to have been, null, void and without legal effect upon the status
32 and rights as nationals and citizens of the United States of any
such plaintiffs, whose names and birthdates are as follows:

NAME	BIRTHDATE
NAKANO, Toshiye	January 23, 1918

II.

That no costs shall be taxed by the Clerk to any party.

Done in open Court this _____ day of March 1958.

/s/ LOUIS E. GOODMAN
UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:

GEORGE COCHRAN DOUB, Assistant Attorney General
LLOYD H. BURKE, United States Attorney, and a Defendant
ENOCH E. ELLISON, Attorney, Department of Justice
PAUL J. GRUMBLY, Attorney, Department of Justice.

By: /s/ Charles Elmer Collett
Assistant United States Attorney
Attorneys for Defendants.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

TADAYASU ABO, et al., etc.,	}	
Plaintiffs,		
vs.		
WILLIAM P. ROGERS, as Attorney General of the United States, etc., et al.,		No. 25294
Defendants,	}	
and		Cons. No. 25294-G
MARY KANAME FURUYA, et al, etc.,	}	
Plaintiffs,		
vs.		No. 25295
WILLIAM P. ROGERS, as Attorney General of the United States, etc., et al.,		
Defendants.	}	

CERTIFICATE OF CLERK

I, C. W. CALBREATH, Clerk of the United States District Court in
and for the Northern District of California, do hereby certify that the
annexed and foregoing is a true copy of excerpt of the original FINAL
ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED PLAINTIFFS WHO HAVE
BEEN DOCUMENTED OR RECOGNIZED AS UNITED STATES NATIONALS, made and filed
in the above entitled cause on MAR 10 1958 and
entered MAR 10 1958, with the name of -----Toshiye Nakano-----, a plaintiff,
remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and
affixed the seal of the aforesaid Court at San Francisco, California
this 10 day of March, A. D. 1958.

C. W. CALBREATH,
Clerk,

By Dore E. Krueppel
Deputy Clerk.

Nakano, Yoshikoro
Sec

1 Wayne M. Collins
2 Attorney at Law
3 Mills Tower, 220 Bush Street
4 San Francisco 4, California
5 GARfield 1-5827
6 Attorney for Plaintiffs

ORIGINAL
FILED
MAY 2 1958
Clerk, U. S. Dist. Court
San Francisco

7 IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA

9	-----	}	
10	TADAYASU ABO, et al., etc.,		
11	-vs-		No. 25294
12	WILLIAM P. ROGERS, as Attorney General	}	
13	of the United States, etc., et al.,		
14	Defendants.		
15	and		Cons. No. 25294-G
16	-----		
17	MARY KANAME FURUYA, et al, etc.,	}	
18	Plaintiffs,		
19	-vs-		No. 25295
20	WILLIAM P. ROGERS, as Attorney General	}	
21	of the United States, etc., et al.,		
22	Defendants.		
23	-----		

24 FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED
25 PARTIES-PLAINTIFF WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS
26 UNITED STATES NATIONALS

27 This cause (originally consisting of companion suits Nos.
28 25294-G and 25295-G, which have been consolidated under No. 25294-
29 G) being submitted to this Court, sitting without a jury, for
30 decision on the merits of the individual causes of certain parties-
31 plaintiff, hereinafter named, pursuant to a written "Stipulation Re
32 Judgment as to Certain Named Parties-Plaintiff Who Have Been Docu-
mented or Recognized as United States Nationals" entered into
between the parties hereto and filed herein this date; and it being
stipulated that, subsequent to their purported renunciations of
United States nationality pursuant to the provisions of Section
401(i) of the Nationality Act of 1940, as amended (former title
8 U.S.C., Section 801 (i)), during the calendar years 1944 and
1945, said plaintiffs have been documented or recognized as United
States nationals upon their applications duly made either to the
Department of State or to the United States Immigration and
Naturalization Service, and it being stipulated that such purported
acts of renunciation occurred while such parties-plaintiff were
resident at the Segregation Center of the War Relocation Authority
at Tule Lake, Newell, California; and the attorneys for the
defendant Attorney General and those acting under his authority
having withdrawn all offers of proof heretofore made herein with
respect to such parties-defendant and conceding that they have

1 made out a prima facie case for relief under the ruling of the
2 United States Court of Appeals for the Ninth Circuit in this cause
3 (McGrath v. Abo, 186 F 2d 766), such consession being consistent
4 with the Court's conclusions as to the effect of applicable law
5 in the circumstances; and formal findings of fact and conclusions
6 of law herein being waived; and the Court being advised that
7 counsel for such defendants will offer no objection to the entry
8 of a final order, judgment and decree on the merits of the causes
9 herein, in favor of the hereinafter specifically identified parties-
10 plaintiff; and there being no just reason for delay;

11
12 NOW, THEREFORE, pursuant to Section 503 of the Nationality
13 Act of 1940, as amended (former Title 8, U.S.C., Section 903)
14 which was, by Section 405 of the Act of June 27, 1952, 66 Stat.
15 280, effective December 24, 1952, continued in force and effect
16 for the purpose of this cause, and pursuant to the terms of such
17 stipulation,

18 IT IS ORDERED, ADJUDGED AND DECREED as and for a final order,
19 judgment and decree directed to be entered in this cause:

20 I.

21 That the plaintiffs hereinafter identified are and at all
22 times have been, natives, nationals and citizens of the United
23 States of America, and entitled to the rights and privileges of
24 such nationality and citizenship, notwithstanding their purported
25 applications for renunciation of United States nationality under
26 Section 401 (i) of the Nationality Act of 1940, as amended, their
27 purported renunciations of United States nationality pursuant
28 thereto and the approvals thereof given by the Attorney General,
29 all of which occurred during the calendar years 1944 and 1945,
30 A. D., and all of which are hereby declared to be, and at all times
31 to have been, null, void and without legal effect upon the status
32 and rights as nationals and citizens of the United States of any
such plaintiffs, whose names and birthdates are as follows:

NAME	BIRTHDATE
NAKANO, Yoshihiro George	7-7-21

II.

That no costs shall be taxed by the Clerk to any party.

Done in open Court this 2nd day of May, 1958.

/s/ LOUIS E. GOODMAN
UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:

GEORGE COCHRAN DOUB, Assistant Attorney General
LLOYD H. BURKE, United States Attorney, and a Defendant
ENOCH E. ELLISON, Attorney, Department of Justice
PAUL J. GRUMBLY, Attorney, Department of Justice.

By: /s/ Charles Elmer Collett
Assistant United States Attorney
Attorneys for Defendants.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

TADAYASU ABO, et al., etc.,	}	
Plaintiffs,		
vs.	}	
WILLIAM P. ROGERS, as Attorney General of the United States, etc., et al.,		
Defendants,	}	No. 25294
and		
_____	}	Cons. No. 25294-G
MARY KANAME FURUYA, et al, etc.,		
Plaintiffs,	}	
vs.		
WILLIAM P. ROGERS, as Attorney General of the United States, etc., et al.,	}	No. 25295
Defendants.		

CERTIFICATE OF CLERK

I, C. W. CALBREATH, Clerk of the United States District Court in and for the Northern District of California, do hereby certify that the annexed and foregoing is a true copy of excerpt of the original FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED PLAINTIFFS WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS UNITED STATES NATIONALS, made and filed in the above entitled cause on May 2, 1958 and entered May 2, 1958, with the name of -----Yoshihiro George Nakano-----, a plaintiff, remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at San Francisco, California this 15 day of May, A. D. 1958.

C. W. CALBREATH,
Clerk,

By

Dave E. Kruppke
Deputy Clerk.

Nakao Lemko
Inc.

1 Wayne M. Collins
1701 Mills Tower
2 San Francisco 4, Calif.
Garfield 1-1218
3 Attorney for Plaintiffs.

ORIGINAL
FILED
AUG 12 1955
Clerk, U.S. Dist. Court
San Francisco

4

5 IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA

7 TADAYASU ABO, et al., etc.,

Plaintiffs,

8 -vs-

9 HERBERT BROWNELL, JR., as Attorney General
of the United States, etc., et al.,

10

Defendants.

11

and

12 MARY KANAME FURUYA, et al., etc.,

Plaintiffs,

13

-vs-

14 HERBERT BROWNELL, JR., as Attorney General
of the United States, etc., et al.,

15

Defendants.

16

17 FINAL ORDER, JUDGMENT AND DECREE AS TO CERTAIN NAMED
18 PARTIES-PLAINTIFF WHO WERE INCOMPETENT TO RENOUNCE
THEIR CITIZENSHIP AT THE TIME THEY ATTEMPTED TO DO SO.

19 This cause, originally consisting of companion suits N s.
20 25294-G and 25295-G, which have been consolidated under No. 25294-G,
21 being submitted to this Court, sitting without a jury, for
22 decision on the merits of the individual causes of certain
23 parties-plaintiff, hereinafter named, pursuant to a written
24 "Stipulation Re Judgment As to Certain Named Parties-Plaintiff
25 Who Were Incompetent To Renounce Their Citizenship At The Time
26 Of Attempting To Take Such Action" entered into between the
27 parties hereto and filed herein this date; and it being stipu-
28 lated that, all such parties-plaintiff, save one, were younger
29 than twenty-one years of age at the time of their purported
30 renunciation of United States nationality pursuant to the
31 provisions of Section 401(i) of the Nationality Act of 1940,
as amended (former Title 8, U.S.C. Sec. 801(i)), during the
calendar years 1944 and 1945, and it being further stipulated
that the one party-plaintiff named herein who was not a minor
at the time of his purported renunciation, was not mentally
competent to perform such a legally binding act, and certain
defendants, namely the Attorney General and those under his
authority, having informed this Court that they have no objection
to the entry of judgment in favor of such claimants declaring
them to be natives, nationals, and citizens of the United States
and entitled to the rights and privileges of such nationality
and citizenship, and there being no just reason for delay;

32 Now, Therefore, pursuant to Section 503 of the Nationality
Act of 1940, as amended (former Title 8, U.S.C., Sec. 903), which

1 was, by Section 405 of the Act of June 27, 1952, 66 Stat. 280,
2 effective December 24, 1952, continued in force and effect for
the purpose of this cause, and pursuant to the terms of such
3 stipulation.

4 IT IS ORDERED, ADJUDGED, AND DECREED as and for a final
order, judgment and decree directed to be entered in this cause;

5 I.

6 That the plaintiffs hereinafter identified are and at all
7 times have been natives, nationals, and citizens of the United
States of America, entitled to the rights and privileges of such
8 nationality and citizenship, notwithstanding their purported
application for renunciation of United States nationality pursuant
9 to Sec. 401(i) of the Nationality Act of 1940, as amended, their
purported renunciations of United States nationality pursuant
thereto and the approvals thereof given by the Attorney General,
10 all of which occurred during the calendar years 1944 and 1945,
and all of which are hereby declared to be, and at all times to
11 have been null, void and without legal effect upon the status
and rights as nationals and citizens of the United States of
12 any such plaintiffs, whose names and birthdates are as follows:

13	NAME	BIRTHDATE
14	NAKAO, Kimiko	8-14-26

15 II.

16 That no costs shall be taxed by the Clerk to any party.
17 Done in open Court this 12th day of August, 1955.

18
19 /s/ LOUIS E. GOODMAN
UNITED STATES DISTRICT JUDGE

20 APPROVED AS TO FORM:

21 GEORGE S. LEONARD, Acting Assistant Attorney General.
22 LLOYD H. BURKE, United States Attorney, and a Defendant.
23 ENOCH E. ELLISON, Attorney, Department of Justice.
PAUL J. GRUMBLY, Attorney, Department of Justice.

24 By: /s/ Charles Elmer Collett
Assistant United States Attorney

25 Attorneys for Defendants
26
27
28
29
30
31
32

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

TADAYASU ABO, et al., etc.,

Plaintiffs,

-vs-

HERBERT BROWNELL, JR., as Attorney General
of the United States, etc., et al.,

Defendants.

- - - - and - - - - -
MARY KANAME FURUYA, et al., etc.,

Plaintiffs,

-vs-

HERBERT BROWNELL, JR., as Attorney General
of the United States, etc., et al.,

Defendants.

No. 25294

Cons. No. 25294-G

No. 25295

CERTIFICATE OF CLERK

I, C. W. CALBREATH, Clerk of the United States District Court
in and for the Northern District of California, do hereby certify
that the annexed and foregoing is a true copy of excerpt of the
original FINAL ORDER, JUDGMENT AND DECREE AS TO CERTAIN NAMED
PARTIES-PLAINTIFF WHO WERE INCOMPETENT TO RENOUNCE THEIR CITIZEN-
SHIP AT THE TIME THEY ATTEMPTED TO DO SO made and filed in the
above-entitled cause on August 12, 1955, and entered August 15,
1955, with the name of

NAKAO, Kimiko,

a plaintiff, remaining among the records of the said Court in my
office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and
affixed the seal of the aforesaid Court at San Francisco, California,
this 24 day of August, A D. 1955.

C. W. CALBREATH,
Clerk,

By Margaret Bear
Deputy Clerk

NAKASHIMA, Fujiye Helen, nee
Takahashi
aka

NAKASHIMA, Helen Fujiye

No Address.

\$200.00

Nakashima Tuzuye
Kelen

Wayne M. Collins
1701 Mills Tower
San Francisco 4, Calif.
GARfield 1-1218
Attorney for Plaintiffs

ORIGINAL
FILED
May 29, 1952
Clerk, U.S. Dist. Court
San Francisco

IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

TADAYASU ABO, et al., etc.,

Plaintiffs,

-vs-

JAMES P. McGRANERY, as Attorney General
of the United States, etc., et al.,

Defendants.

No. 25294

Cons. No. 25294

ORDER, JUDGMENT AND DECREE EXECUTING MANDATE
OF THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

In compliance with the Mandate of the United States Court of Appeals for the Ninth Circuit entered in this cause on October 17, 1951,

(A) It is Ordered that the Final Order, Judgment and Decree of this Court entered in this cause on April 12, 1949, and modified by an order of this Court entered in this cause on May 2, 1949, insofar as it pertained to the following named defendants sued in their representative capacities herein, to-wit, Dean Acheson, as Secretary of State, John W. Snyder, as the Secretary of the Treasury, Julius A. Krug, as the Secretary of the Interior, Dillon S. Myer, as Director, War Relocation Authority, and Raymond R. Best, as Project Director, Tule Lake Center, be and the same hereby is set aside.

(B) It is Further Ordered that the Final Order, Judgment and Decree of this Court, entered in this cause on April 12, 1949, and modified by an Order of this Court entered in this cause on May 2, 1949, be, and the same hereby is amended to read as follows:

"IT IS ORDERED, ADJUDGED AND DECREED as and for a final order, judgment and decree against the defendants herein, excepting those

1 specified in paragraph (A) hereinabove, and in favor of each and
2 all of the One Thousand Four (1,004) specifically named plaintiffs
3 listed and set forth in the following thirty-two (32) pages and
4 of whom 985 are plaintiffs in proceeding No. 25294 herein and of
whom 19, indicated by an asterisk following their respective names,
are plaintiffs in proceeding No. 25295 herein, consolidated there-
with, to-wit:-

5 NAME

BIRTHDATE

6 NAKASHIMA, Fujiye Helen nee Takahashi, aka 3/18/24

7 as follows: NAKASHIMA, Helen Fujiye

8 1. The application for renunciation of United States nation-
9 ality and citizenship heretofore executed by each of the plaintiffs
10 hereinabove specifically named in paragraph (B) hereof in 1944
11 or 1945, the renunciation of his or her United States nationality
and citizenship and the order of the defendant Attorney General
approving each such application and renunciation are, and each of
said things is, wholly illegal, contrary to law and public policy,
null and void ab initio, and they are, and each of said things is,
hereby cancelled and set aside.

12 2. Each of the plaintiffs hereinabove specifically named in
13 paragraph (B) hereof at birth and ever since then has been and now
14 is a native born national and citizen of the United States of
15 America and domiciled therein and each is entitled to the full
and complete exercise and enjoyment of all his or her rights,
privileges, liberty and immunities of United States nationality
and citizenship.

16 3. The remaining defendants, other than those hereinabove
17 specifically named in paragraph (A) hereof, are, and each of them
18 is, and their agents, servants, employees and representatives are,
and each of them is, hereby permanently enjoined from detaining,
19 imprisoning or interning the plaintiffs whose names are listed in
paragraph (B) hereof or any of them and from restraining them
20 or any of them of liberty and from removing them or any of them
to Japan or elsewhere and from interfering with their freedom of
21 movement within the United States and right of access to their
homes in the United States from abroad and from interfering with
22 their full and complete exercise and enjoyment of each and all
of their rights, privileges and immunities of United States
nationality and citizenship."

23 (C) It is Further Ordered that as to the Plaintiffs in this
24 cause excepting those hereinabove specifically listed by name
25 in paragraph (B) hereof, the Order, Judgment and Decree of this
Court entered on April 12, 1949, hereby is set aside and that, as
26 to such remaining plaintiffs in this cause, further proceedings
be had in this cause in accordance with the said Mandate of the
27 said United States Court of Appeals entered in this cause on
October 17, 1951.

28 Done in Open Court this 29th day of May, 1952.

29 LOUIS E. GOODMAN,
30 UNITED STATES DISTRICT JUDGE

31 Approved as to form:
32 (S) Edgar R. Bonsall
Asst. U.S. Atty.

United States District Court
For the Northern District of California, Southern Division

TADAYASU ABO, et al., etc.,

Plaintiffs,

vs.

JAMES P. McGRANERY, as Attorney General of
the United States, etc., et al.,

Defendants.

No. 25294

Cons. No. 25294

CERTIFICATE OF CLERK.

I, C. W. CALBREATH, Clerk of the United States District Court in and for the Northern District of California, do hereby certify that the annexed and foregoing is a true and full copy of the original ORDER, JUDGMENT AND DECREE EXECUTING MANDATE OF THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT made and filed in the above-entitled cause on May 29, 1952, and entered June 2, 1952, with the exception of the listing of the names of the plaintiffs in paragraph (B) thereof other than.....

NAKASHIMA, Fujiye Helen nee Takahashi, aka NAKASHIMA,
now remaining among the records of the said Court in my office. Helen Fujiye

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at San Francisco, California, this 11th day of June, A. D. 1952.

C. W. CALBREATH,
Clerk,

By

Margaret P. Bear
Deputy Clerk.

NAKASHIMA, Kaji

c/o J. Nosaka)
1958 Bush St.)M.R.
San Francisco, Calif.)12/4/51

\$300.00

Nakashima, Kaji

Wayne M. Collins
1701 Mills Tower
San Francisco 4, Calif.
Garfield 1-1218
Attorney for Plaintiffs

ORIGINAL
FILED
May 29, 1952
Clerk, U.S. Dist. Court
San Francisco

IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

TADAYASU ABO, et al., etc.,)	
)	
)	
Plaintiffs,)	
-vs-	)	No. 25294
)	
JAMES P. McGRANERY, as Attorney General	)	Cons. No. 25294
of the United States, etc., et al.,)	
)	
Defendants.)	

ORDER, JUDGMENT AND DECREE EXECUTING MANDATE
OF THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

In compliance with the Mandate of the United States Court of Appeals for the Ninth Circuit entered in this cause on October 17, 1951,

(A) It is Ordered that the Final Order, Judgment and Decree of this Court entered in this cause on April 12, 1949, and modified by an order of this Court entered in this cause on May 2, 1949, insofar as it pertained to the following named defendants sued in their representative capacities herein, to-wit, Dean Acheson, as Secretary of State, John W. Snyder, as the Secretary of the Treasury, Julius A. Krug, as the Secretary of the Interior, Dillon S. Myer, as Director, War Relocation Authority, and Raymond R. Best, as Project Director, Tule Lake Center, be and the same hereby is set aside.

(B) It is Further Ordered that the Final Order, Judgment and Decree of this Court, entered in this cause on April 12, 1949, and modified by an Order of this Court entered in this cause on May 2, 1949, be, and the same hereby is amended to read as follows:

"IT IS ORDERED, ADJUDGED AND DECREED as and for a final order, judgment and decree against the defendants herein, excepting those

1 specified in paragraph (A) hereinabove, and in favor of each and
2 all of the One Thousand Four (1,004) specifically named plaintiffs
3 listed and set forth in the following thirty-two (32) pages and
4 of whom 985 are plaintiffs in proceeding No. 25294 herein and of
5 whom 19, indicated by an asterisk following their respective names,
6 are plaintiffs in proceeding No. 25295 herein, consolidated there-
7 with, to-wit:-

NAME	BIRTHDATE
NAKASHIMA, Kaji	12/29/25

as follows:

1. The application for renunciation of United States nation-
ality and citizenship heretofore executed by each of the plaintiffs
hereinabove specifically named in paragraph (B) hereof in 1944
or 1945, the renunciation of his or her United States nationality
and citizenship and the order of the defendant Attorney General
approving each such application and renunciation are, and each of
said things is, wholly illegal, contrary to law and public policy,
null and void ab initio, and they are, and each of said things is,
hereby cancelled and set aside.

2. Each of the plaintiffs hereinabove specifically named in
paragraph (B) hereof at birth and ever since then has been and now
is a native born national and citizen of the United States of
America and domiciled therein and each is entitled to the full
and complete exercise and enjoyment of all his or her rights,
privileges, liberty and immunities of United States nationality
and citizenship.

3. The remaining defendants, other than those hereinabove
specifically named in paragraph (A) hereof, are, and each of them
is, and their agents, servants, employees and representatives are,
and each of them is, hereby permanently enjoined from detaining,
imprisoning or interning the plaintiffs whose names are listed in
paragraph (B) hereof or any of them and from restraining them
or any of them of liberty and from removing them or any of them
to Japan or elsewhere and from interfering with their freedom of
movement within the United States and right of access to their
homes in the United States from abroad and from interfering with
their full and complete exercise and enjoyment of each and all
of their rights, privileges and immunities of United States
nationality and citizenship."

(C) It is Further Ordered that as to the Plaintiffs in this
cause excepting those hereinabove specifically listed by name
in paragraph (B) hereof, the Order, Judgment and Decree of this
Court entered on April 12, 1949, hereby is set aside and that, as
to such remaining plaintiffs in this cause, further proceedings
be had in this cause in accordance with the said Mandate of the
said United States Court of Appeals entered in this cause on
October 17, 1951.

Done in Open Court this 29th day of May, 1952.

LOUIS E. GOODMAN,
UNITED STATES DISTRICT JUDGE

Approved as to form:
(S) Edgar R. Bonsall
Asst. U.S. Atty.

United States District Court
For the Northern District of California, Southern Division

TADAYASU ABO, et al., etc.,

Plaintiffs,

vs.

JAMES P. McGRANERY, as Attorney General of
the United States, etc., et al.,

Defendants.

No. 25294

Cons. No. 25294

CERTIFICATE OF CLERK.

I, C. W. CALBREATH, Clerk of the United States District Court in and for the Northern District of California, do hereby certify that the annexed and foregoing is a true and full copy of the original ORDER, JUDGMENT AND DECREE EXECUTING MANDATE OF THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT made and filed in the above-entitled cause on May 29, 1952, and entered June 2, 1952, with the exception of the listing of the names of the plaintiffs in paragraph (B) thereof other than.....

NAKASHIMA, Kaji

now remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at San Francisco, California, this 11th day of June, A. D. 1952.

C. W. CALBREATH,
Clerk,

By

Margaret Blair
Deputy Clerk.

EMERSON BOND

Wayne M. Collins
Mills Tower
220 Bush Street
San Francisco 4, Calif.
Garfield 1-5827
Attorney for Plaintiffs.

ORIGINAL
FILED

APR 16 1958

Clerk, U.S. Dist. Court
San Francisco

IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

TADAYASU ABO, et al., etc.,
Plaintiffs,

-vs-

WILLIAM P. ROGERS, as Attorney
General of the United States, etc., et al.,
Defendants.

and

MARY KANAME FURUYA, et al., etc.,
Plaintiffs,

-vs-

WILLIAM P. ROGERS, as Attorney
General of the United States, etc., et al.,
Defendants.

No. 25294

Cons. No. 25294-G

No. 25295

FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED

PLAINTIFFS WHO HAVE SUBMITTED AFFIDAVITS IN LIEU OF ORAL TESTIMONY

This cause (originally consisting of companion suits Nos. 25294 and 25295 which had been consolidated under No. 25294-G) being submitted to this Court, sitting without a jury, for decision of the causes of certain individual parties-plaintiff hereinafter named, pursuant to a written "Stipulation That Certain Plaintiffs May Introduce Affidavits In Lieu Of Oral Testimony And That Entry of Final Judgments Against Certain Defendants Will Not Be Opposed In Such Cases" entered into between the parties hereto and filed herein this date together with certain affidavits which are hereby accepted in lieu of the oral testimony of affiants in accordance with the provisions of such stipulation;

And it being conceded by counsel for certain defendants, namely the Attorney General of the United States, and those under his authority, that notwithstanding the proofs heretofore made and offered in this cause, the representations set forth in such affidavits, in the light of the decisions of the United States Court of Appeals for the Ninth Circuit in the cases of Acheson v. Murakami 176 F. 2d 953 and McGrath v. Abo 186 F 2d 766, among others, remove any efficacious defense to the suits of such parties-plaintiff, and such concession being consistent with the Court's conclusion as to the effect of applicable law in the

1 circumstances; and formal findings of fact and conclusions of
2 law having been waived;

3 And the Court having been advised that counsel for such
4 parties-defendant will offer no objection to the entry of a final
5 order, judgment and decree on the merits of the causes herein,
6 in favor of the hereinafter specifically identified parties-
7 plaintiff; and there being no just reason for delay;

8 NOW THEREFORE, pursuant to Section 503 of the Nationality
9 Act of 1940 as amended, (former Title 8 USC Sec. 903), which was
10 by Section 405 of the Act of June 27, 1952, 66 Stat. 280 effective
11 December 24, 1952, continued in force and effect for purposes of
12 this cause, and pursuant to the terms of such stipulation;

13 IT IS ORDERED, ADJUDGED AND DECREED as and for a final order,
14 judgment and decree directed to be entered in this cause;

15 I.

16 That the plaintiffs hereinafter identified are and at all
17 times have been, natives, nationals and citizens of the United
18 States of America, and entitled to the rights and privileges of
19 such nationality and citizenship, notwithstanding their purported
20 applications for renunciation of United States nationality
21 pursuant to Section 401 (i) of the Nationality Act of 1940, as
22 amended, their purported renunciations of United States National-
23 ity pursuant thereto and the approvals thereof given by the
24 Attorney General, all of which occurred during the calendar years
25 1944 and 1945, and all of which are hereby declared to be, and at
26 all times to have been, null, void, and without legal effect upon
27 the status and rights as nationals and citizens of the United
28 States of any such plaintiffs, whose names and birthdates are
29 as follows:

19 NAME	BIRTHDATE
20 NAKASHIMA, Masao	10-12-15

31 II.

32 That no costs shall be taxed by the Clerk to any party.
Done in open Court this 16th day of April, 1958.

33 /s/ LOUIS E. GOODMAN
34 UNITED STATES DISTRICT JUDGE

35 APPROVED AS TO FORM:

36 GEORGE COCHRAN DOUB, Assistant Attorney General.
37 LLOYD H. BURKE, United States Attorney, and a Defendant.
38 ENOCH E. ELLISON, Attorney, Department of Justice.
39 PAUL J. GRUMBLY, Attorney, Department of Justice.

40 By: /s/ Charles Elmer Collett

41 Assistant United States Attorney
42 Attorneys for Defendants.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

TADAYASU ABO, et al., etc.,
Plaintiffs,
vs.
WILLIAM P. ROGERS, as Attorney General
of the United States, etc., et al.,
Defendants,
and
MARY KANAME FURUYA, et al., etc.,
Plaintiffs,
vs.
WILLIAM P. ROGERS, as Attorney General
of the United States, etc., et al.,
Defendants.

No. 25294

Cons. No. 25294-G

No. 25295

CERTIFICATE OF CLERK

I, C. W. CALBREATH, Clerk of the United States District Court in and
for the Northern District of California, do hereby certify that the annexed
and foregoing is a true copy of excerpt of the original FINAL ORDER, JUDG-
MENT, AND DECREE AS TO CERTAIN NAMED PLAINTIFFS WHO HAVE SUBMITTED AFFIDAVITS
IN LIEU OF ORAL TESTIMONY made and filed in the above-entitled cause on

APR 16 1958

_____ , and entered

APR 16 1958

_____, with the name of _____

----- Masao Nakashima ----- , a plaintiff,
remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed
the seal of the aforesaid Court at San Francisco, California, this 16
day of April , A.D. 1958 .

C. W. CALBREATH,
Clerk,

By Dore E. Kneiff
Deputy Clerk.

Nakashima, Takashi (2)

1 Wayne M. Collins
2 Attorney at Law
3 Mills Tower, 220 Bush Street
4 San Francisco 4, California
5 GARfield 1-5827
6 Attorney for Plaintiffs

ORIGINAL
FILED
SEP 30 1958
Clerk, U.S. Dist. Court
San Francisco

7 IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA

9 TADAYASU ABO, et al., etc.,
10 Plaintiffs,

11 -vs-

No. 25294

12 WILLIAM P. ROGERS, as Attorney General
13 of the United States, etc., et al.,
14 Defendants

15 and

Cons. No. 25294-G

16 MARY KANAME FURUYA, et al, etc.,
17 Plaintiffs,

18 -vs-

No. 25295

19 WILLIAM P. ROGERS, as Attorney General
20 of the United States, etc., et al.,
21 Defendants

22 FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED
23 PARTIES-PLAINTIFF WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS
24 UNITED STATES NATIONALS

25 This cause (originally consisting of companion suits Nos.
26 25294-G and 25295-G, which have been consolidated under No. 25294-
27 G) being submitted to this Court, sitting without a jury, for
28 decision on the merits of the individual causes of certain parties-
29 plaintiff, hereinafter named, pursuant to a written "Stipulation Re
30 Judgment as to Certain Named Parties-Plaintiff Who Have Been Docu-
31 mented or Recognized as United States Nationals" entered into
32 between the parties hereto and filed herein this date; and it being
stipulated that, subsequent to their purported renunciations of
United States nationality pursuant to the provisions of Section
401(i) of the Nationality Act of 1940, as amended (former title
8 U.S.C., Section 801 (i)), during the calendar years 1944 and
1945, said plaintiffs have been documented or recognized as United
States nationals upon their applications duly made either to the
Department of State or to the United States Immigration and
Naturalization Service, and it being stipulated that such purported
acts of renunciation occurred while such parties-plaintiff were
resident at the Segregation Center of the War Relocation Authority
at Tule Lake, Newell, California; and the attorneys for the
defendant Attorney General and those acting under his authority
having withdrawn all offers of proof heretofore made herein with
respect to such parties-defendant and conceding that they have

1 made out a prima facie case for relief under the ruling of the
2 United States Court of Appeals for the Ninth Circuit in this cause
3 (McGrath v. Abo, 186 F. 2d 766), such concession being consistent
4 with the Court's conclusions as to the effect of applicable law in
5 the circumstances; and formal findings of fact and conclusions of
6 law herein being waived; and the Court being advised that counsel
7 for such defendants will offer no objection to the entry of a final
8 order, judgment and decree on the merits of the causes herein, in
9 favor of the hereinafter specifically identified parties-plaintiff;
10 and there being no just reason for delay;

11 NOW, THEREFORE, pursuant to Section 503 of the Nationality
12 Act of 1940, as amended (former Title 8, U.S.C., Section 903)
13 which was, by Section 405 of the Act of June 27, 1952, 66 Stat.
14 280, effective December 24, 1952, continued in force and effect
15 for the purpose of this cause, and pursuant to the terms of such
16 stipulation.

17 IT IS ORDERED, ADJUDGED AND DECREED as and for a final order,
18 judgment and decree directed to be entered in this cause:

19 I.

20 That the plaintiffs hereinafter identified are and at all
21 times have been, natives, nationals and citizens of the United
22 States of America, and entitled to the rights and privileges of
23 such nationality and citizenship, notwithstanding their purported
24 applications for renunciation of United States nationality under
25 Section 401 (1) of the Nationality Act of 1940, as amended, their
26 purported renunciations of United States nationality pursuant
27 thereto and the approvals thereof given by the Attorney General,
28 all of which occurred during the calendar years 1944 and 1945,
29 A.D., and all of which are hereby declared to be, and at all times
30 to have been, null, void and without legal effect upon the status
31 and rights as nationals and citizens of the United States of any
32 such plaintiffs, whose names and birthdates are as follows:

NAME	BIRTHDATE
NAKASHIMA, Takashi (2)	1-10-21

II.

That no costs shall be taxed by the Clerk to any party.

Done in open Court this 29 day of September, 1958.

/s/ LOUIS E. GOODMAN
UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:

GEORGE COCHRAN DOUB, Assistant Attorney General
ROBERT H. SCHNACKE, United States Attorney, and a Defendant
ENOCH E. ELLISON, Attorney, Department of Justice
PAUL J. GRUMBLY, Attorney, Department of Justice.

By: /s/ Charles Elmer Collett
Assistant United States Attorney
Attorneys for Defendants.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

TADAYASU ABO, et al., etc.,	Plaintiffs,	}	No. 25294
vs.			
WILLIAM P. ROGERS, as Attorney General of the United States, etc., et al.,	Defendants,	}	Cons. No. 25294-G
and			
MARY KANAME FURUYA, et al., etc.,	Plaintiffs,	}	No. 25295
vs.			
WILLIAM P. ROGERS, as Attorney General of the United States, etc., et al.,	Defendants.	}	

CERTIFICATE OF CLERK

I, C. W. CALBREATH, Clerk of the United States District Court in and for the Northern District of California, do hereby certify that the annexed and foregoing is a true copy of excerpt of the original FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED PLAINTIFFS WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS UNITED STATES NATIONALS, made and filed in the above entitled cause on SEP 29 1958 and entered SEP 30 1958, with the name of Takashi Nakashima (2), a plaintiff, remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at San Francisco, California this 30 day of September, A. D. 1958.

C. W. CALBREATH,
Clerk,

By

Dore E. Luepke
Deputy Clerk.

Wayne M. Collins
Mills Tower, 220 Bush Street
San Francisco 4, California
GARfield 1-5827
Attorney for Plaintiffs

ORIGINAL
FILED

JUL 24 1961

With Clerk, U.S. Dist. Court
San Francisco

IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

TADAYASU ABO, et al., etc.,

Plaintiffs,

-vs-

ROBERT F. KENNEDY, as Attorney General
of the United States; et al.; JOSEPH
MAY SWING as the Commissioner of the
United States Immigration and Natural-
ization Service; CHARLES J. BEECHIE,
as the District Director of the United
States Immigration and Naturalization
Service for the Northern District of
California, etc., et al.,

Defendants.

and

MARY KANAME FURUYA, et al., etc.,

Plaintiffs,

-vs-

ROBERT F. KENNEDY, as Attorney General
of the United States; et al.; JOSEPH
MAY SWING, as the Commissioner of the
United States Immigration and Natural-
ization Service; CHARLES J. BEECHIE, as
the District Director of the United
States Immigration and Naturalization
Service for the Northern District of
California, etc., et al.,

Defendants.

No. 25294

Cons. No. 25294-G

No. 25295

1 FINAL ORDER, JUDGMENT AND DECREE AS TO HIDEO NAKASHIMO
2 AS TO WHOM THE DEFENDANTS HAVE WITHDRAWN ALL OFFERS OF PROOF

3 This cause (originally consisting of companion suits Nos.
4 25294-G and 25295-G which had been consolidated under No. 25294-G)
5 being submitted to this Court, sitting without a jury, for deci-
6 sion of the cause of Hideo Nakashimo, a party-plaintiff pursuant
7 to the "DEFENDANTS' WITHDRAWAL OF OFFERS OF PROOF AS TO HIDEO
8 NAKASHIMO AND CONSENT TO IMMEDIATE ACTION" filed herein and
9 approved this date by this Court;

10 And it being conceded therein by counsel for certain defend-
11 ants, namely the Attorney General of the United States, and those
12 under his authority, that the evidence with respect to said Hideo
13 Nakashimo which the defendants have offered to produce is insuffi-
14 cient to overcome the presumption established by the decision of
15 the United States Court of Appeals for the Ninth Circuit in this
16 cause (McGrath v. Abo, 186 F. 2d 766), that the said Hideo
17 Nakashimo's renunciation of citizenship was not his free and
18 voluntary act, and such concession being consistent with the
19 Court's conclusion as to the effect of the applicable law in the
20 circumstances; and formal findings of fact and conclusions of law
21 having been waived;

22 And counsel for such parties-defendant having withdrawn any
23 objection to the entry of a final order, judgment and decree, in
24 accordance with the mandate of the Court of Appeals in this cause
25 and having given their consent to immediate action by this Court
26 in that regard as to said Hideo Nakashimo, a party-plaintiff; and
27 there being no just reason for delay;

28 NOW, THEREFORE, pursuant to Section 503 of the Nationality
29 Act of 1940 as amended (former Title 8 U.S.C. Sec. 903), which was
30 by Sec. 405 of the Act of June 27, 1952, 66 Stat. 280, effective
31 December 24, 1952, continued in force and effect for purposes of
32 this cause, and pursuant to the provisions of such "DEFENDANTS'

1 WITHDRAWAL OF OFFERS OF PROOF AS TO HIDEO NAKASHIMO AND CONSENT
2 TO IMMEDIATE ACTION,"

3 It is ORDERED, ADJUDGED, AND DECREED as and for a final
4 order, Judgment and decree directed to be entered in this cause:

5 I

6 That Hideo Nakashimo, a party-plaintiff, whose birthdate
7 is December 28, 1911, is and at all times has been a native, a
8 national and a citizen of the United States of America, and
9 entitled to the rights and privileges of such nationality and
10 citizenship, notwithstanding his purported application for renun-
11 ciation of United States nationality pursuant to Section 401(i) of
12 the Nationality Act of 1940, as amended, his purported renuncia-
13 tion of United States nationality pursuant thereto and the
14 approval thereof given by the Attorney General, all of which
15 occurred during the calendar years 1944 and 1945, and all of which
16 are hereby declared to be and at all times to have been null, void
17 and without legal effect upon the status and rights of said Hideo
18 Nakashimo as a national and citizen of the United States.

19
20 II

21 That no cost shall be taxed by the clerk to any party.
22 Done in open Court this 24 day of July, 1961.

23
24 /s/ LOUIS E. GOODMAN

25 UNITED STATES DISTRICT JUDGE

26 I hereby certify that the annexed
27 instrument is a true and correct copy
of the original on file in my office.
ATTEST:

28 JAMES P. WELSH
Clerk, U. S. District Court
Northern District of California

29 By Margaret Bean
Deputy Clerk

30 Dated JUL 24 1961
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APPROVED AS TO FORM:

WILLIAM H. ORRICK, JR., Asst. Attorney General
CECIL F. POOLE, United States Attorney
PAUL J. GRUMBLY, Attorney, Department of Justice

By: /s/ Charles Elmer Collett
Assistant United States Attorney

Attorneys for Defendants.

Nakata, Yoichi Ken

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Wayne M. Collins
Mills Tower, 220 Bush Street
San Francisco 4, California
GARfield 1-5827
Attorney for Plaintiffs.

ORIGINAL
F I L E D
APR 13 1959
Clerk, U.S. Dist. Court
San Francisco

IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

TADAYASU ABO, et al., etc.,)	
	(
Plaintiffs,)	
-vs-	(	No. 25294
)	
WILLIAM P. ROGERS, as Attorney	(
General of the United States, etc., et al.,)	
	(
Defendants.)	
	(
and)	
-----	(	Cons.No. 25294-G
)	
MARY KANAME FURUYA, et al., etc.,	(
)	
Plaintiffs,	(
)	
-vs-	(	No. 25295
)	
WILLIAM P. ROGERS, as Attorney	(
General of the United States, etc., et al.,)	
	(
Defendants.)	
	(
-----)	

FINAL ORDER, JUDGMENT AND DECREE AS TO CERTAIN NAMED PLAINTIFFS
AS TO WHOM THE DEFENDANTS HAVE WITHDRAWN ALL OFFERS OF PROOF

This cause (originally consisting of companion suits Nos.
25294-G and 25295-G which had been consolidated under No.25294-G)
being submitted to this Court, sitting without a jury, for deci-
sion of the cause of certain individual parties-plaintiff here-
inafter named, pursuant to the "DEFENDANTS' WITHDRAWAL OF OFFERS
OF PROOF AS TO CERTAIN NAMED PLAINTIFFS AND CONSENT TO IMMEDIATE
ACTION" filed herein and approved this date by this Court;

1 And it being conceded therein by counsel for certain
2 defendants, namely the Attorney General of the United States,
3 and those under his authority, that the evidence with respect
4 to such named plaintiffs which the defendants have offered to
5 produce is insufficient to overcome the presumption established
6 by the decision of the United States Court of Appeals for the
7 Ninth Circuit in this cause (McGrath v. Abo, 186 F. 2d 766),
8 that the said plaintiffs' renunciations of citizenship were
9 not their free and voluntary acts, and such concession being
10 consistent with the Court's conclusion as to the effect of the
11 applicable law in the circumstances; and formal findings of
12 fact and conclusions of law having been waived;

13 And counsel for such parties-defendant having withdrawn
14 any objection to the entry of a final order, judgment and
15 decree, in accordance with the mandate of the Court of Appeals
16 in this cause and having given their consent to immediate action
17 by this Court in that regard as to the hereinafter specifically
18 identified parties-plaintiff; and there being no just reason
19 for delay;

20 NOW, THEREFORE, pursuant to Section 503 of the Nationality
21 Act of 1940 as amended (former Title 8 U.S.C. Sec. 903), which
22 was by Sec. 405 of the Act of June 27, 1952, 66 Stat. 280,
23 effective December 24, 1952, continued in force and effect for
24 purposes of this cause, and pursuant to the provisions of such
25 "DEFENDANTS' WITHDRAWAL OF OFFERS OF PROOF AS TO CERTAIN NAMED
26 PLAINTIFFS AND CONSENT TO IMMEDIATE ACTION,"

27 It is ORDERED, ADJUDGED, AND DECREED as and for a final
28 order, judgment and decree directed to be entered in this cause:

29 I

30 That the plaintiffs hereinafter identified and listed in
31 the attached schedule of three pages containing 76 names, are
32 and at all times have been natives, nationals and citizens of

1 the United States of America, and entitled to the rights and
2 privileges of such nationality and citizenship, notwithstanding
3 their purported applications for renunciation of United States
4 nationality pursuant to Section 401(i) of the Nationality Act
5 of 1940, as amended, their purported renunciations of United
6 States nationality pursuant thereto and the approvals thereof
7 given by the Attorney General, all of which occurred during the
8 calendar years 1944 and 1945, and all of which are hereby
9 declared to be and at all times to have been null, void and
10 without legal effect upon the status and rights as nationals
11 and citizens of the United States of any such plaintiffs whose
12 names and birthdates are set forth on the attached schedule.

13 II

14 That no cost shall be taxed by the clerk to any party.

15 Done in open Court this 17 day of April, 1959.

16
17 LOUIS E. GOODMAN

18 UNITED STATES DISTRICT JUDGE
19
20
21

22 APPROVED AS TO FORM:

23 GEORGE COCHRAN DOUB, Assistant Attorney General
24 ROBERT H. SCHNACKE, United States Attorney, and a Defendant
25 ENOCH E. ELLISON, Attorney, Department of Justice
26 OLLIE COLLINS, Attorney, Department of Justice

27 By /s/ Charles Elmer Collett

28 Assistant United States Attorney

29 Attorneys for Defendants.

30
31 NAME

DATE OF BIRTH

32 NAKATA, Yaichi Ken (Yoichi)

3-4-11

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

TADAYASU ABO, et al., etc.,	(
)	
Plaintiffs,	(
-vs-	)	No. 25294
	(
WILLIAM P. ROGERS, as Attorney General)	
of the United States, etc., et al.,	(
)	
Defendants.	(
)	
and	(
-----	)	Cons. No. 25294-G
	(
MARY KANAME FURUYA, et al., etc.,)	
	(
Plaintiffs,)	
-vs-	(	No. 25295
)	
WILLIAM P. ROGERS, as Attorney General	(
of the United States, etc., et al.,)	
	(
Defendants.)	
-----	(

CERTIFICATE OF CLERK

I, C. W. CALBREATH, Clerk of the United States District Court in and for the Northern District of California, do hereby certify that the annexed and foregoing is a true copy of excerpt of the original FINAL ORDER, JUDGMENT AND DECREE AS TO CERTAIN NAMED PLAINTIFFS AS TO WHOM THE DEFENDANTS HAVE WITHDRAWN ALL OFFERS OF PROOF made and filed in the above-entitled cause on APR 13 1959 and entered APR 13 1959, with the name of Yaichi Ken (Yoichi) Nakata a plaintiff, remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at San Francisco, California, this 13 day of April, A.D. 1959.

C. W. CALBREATH,
Clerk,

By Margaret Dean
Deputy Clerk.

Nakatsu, George

1 Wayne M. Collins
2 Attorney at Law
3 Mills Tower, 220 Bush Street
4 San Francisco 4, California
5 GARfield 1-5827
6 Attorney for Plaintiffs

ORIGINAL
FILED
FEB - 9 1959
Clerk, U.S. Dist. Court
San Francisco

7 IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA

9	TADAYASU ABO, et al., etc.,)	
10	-vs-	)	No. 25294
11	Plaintiffs,)	
12	WILLIAM P. ROGERS, as Attorney General)	
13	of the United States, etc., et al.,)	
14	Defendants.)	
15	and	)	Cons. No. 25294-G
16	MARY KANAME FURUYA, et al., etc.,)	
17	-vs-	)	No. 25295
18	Plaintiffs,)	
19	WILLIAM P. ROGERS, as Attorney General)	
20	of the United States, etc., et al.,)	
21	Defendants.)	

22 FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED
23 PARTIES-PLAINTIFF WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS
24 UNITED STATES NATIONALS

25 This cause (originally consisting of companion suits Nos.
26 25294-G and 25295-G, which have been consolidated under No. 25294-
27 G) being submitted to this Court, sitting without a jury, for
28 decision on the merits of the individual causes of certain parties-
29 plaintiff, hereinafter named, pursuant to a written "Stipulation Re
30 Judgment as to Certain Named Parties-Plaintiff Who Have Been Docu-
31 mented or Recognized as United States Nationals" entered into
32 between the parties hereto and filed herein this date; and it being
stipulated that, subsequent to their purported renunciations of
United States nationality pursuant to the provisions of Section
401(i) of the Nationality Act of 1940, as amended (former Title
8 U.S.C., Section 801 (i)), during the calendar years 1944 and
1945, said plaintiffs have been documented or recognized as United
States nationals upon their applications duly made either to the
Department of State or to the United States Immigration and
Naturalization Service, and it being stipulated that such purported
acts of renunciation occurred while such parties-plaintiff were
resident at the Segregation Center of the War Relocation Authority
at Tule Lake, Newell, California; and the attorneys for the
defendant Attorney General and those acting under his authority
having withdrawn all offers of proof heretofore made herein with
respect to such parties-defendant and conceding that they have

1 made out a prima facie case for relief under the ruling of the
2 United States Court of Appeals for the Ninth Circuit in this cause
3 (McGrath v. Abo, 186 F. 2d 766), such concession being consistent
4 with the Court's conclusions as to the effect of applicable law in
5 the circumstances; and formal findings of fact and conclusions of
6 law herein being waived; and the Court being advised that counsel
7 for such defendants will offer no objection to the entry of a final
8 order, judgment and decree on the merits of the causes herein, in
9 favor of the hereinafter specifically identified parties-plaintiff;
10 and there being no just reason for delay;

11
12 NOW, THEREFORE, pursuant to Section 503 of the Nationality
13 Act of 1940, as amended (former Title 8, U.S.C., Section 903)
14 which was, by Section 405 of the Act of June 27, 1952, 66 Stat.
15 280, effective December 24, 1952, continued in force and effect
16 for the purpose of this cause, and pursuant to the terms of such
17 stipulation,

18 IT IS ORDERED, ADJUDGED AND DECREED as and for a final order,
19 judgment and decree directed to be entered in this cause:

20 I.

21 That the plaintiffs hereinafter identified are and at all
22 times have been, natives, nationals and citizens of the United
23 States of America, and entitled to the rights and privileges of
24 such nationality and citizenship, notwithstanding their purported
25 applications for renunciation of United States nationality under
26 Section 401 (i) of the Nationality Act of 1940, as amended, their
27 purported renunciations of United States nationality pursuant
28 thereto and the approvals thereof given by the Attorney General,
29 all of which occurred during the calendar years 1944 and 1945,
30 A.D., and all of which are hereby declared to be, and at all times
31 to have been, null, void and without legal effect upon the status
32 and rights as nationals and citizens of the United States of any
such plaintiffs, whose names and birthdates are as follows:

NAME	BIRTHDATE
NAKATSU, George	7-8-23

II.

That no costs shall be taxed by the Clerk to any party.

Done in open Court this 9 day of February 1959.

/s/ LOUIS E. GOODMAN
UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:

GEORGE COCHRAN DOUB, Assistant Attorney General
ROBERT H. SCHNACKE, United States Attorney, and a Defendant
ENOCH E. ELLISON, Attorney, Department of Justice
PAUL J. GRUMBLY, Attorney, Department of Justice.

By: /s/ Charles Elmer Collett
Assistant United States Attorney
Attorneys for Defendants.

TADAYASU ABO, et al., etc.,)	
Plaintiffs,)	
vs.)	
)	
WILLIAM P. ROGERS, as Attorney General)	No. 25294
of the United States, etc., et al.,)	
)	
Defendants.)	
and)	Cons. No. 25294-G
-----)	
MARY KANAME FURUYA, et al., etc.,)	
)	
Plaintiffs,)	No. 25295
vs.)	
)	
WILLIAM P. ROGERS, as Attorney General)	
of the United States, etc., et al.,)	
)	
Defendants.)	

By Dore E. Knapp
Deputy Clerk.

NAKATSUI Aiko

2600 Muronoki, Iwakuni Shi)M.R.
Yamaguchi-ken, Japan)10/4/52

\$300.00

Wayne M. Collins
1701 Mills Tower
San Francisco 4, Calif.
Garfield 1-1218
Attorney for Plaintiffs

ORIGINAL
FILED
May 29, 1952
Clerk, U.S. Dist. Court
San Francisco

IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

TADAYASU ABO, et al., etc.,

Plaintiffs,

-vs-

JAMES P. McGRANERY, as Attorney General
of the United States, etc., et al.,

Defendants.

No. 25294

Cons. No. 25294

ORDER, JUDGMENT AND DECREE EXECUTING MANDATE
OF THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

In compliance with the Mandate of the United States Court of Appeals for the Ninth Circuit entered in this cause on October 17, 1951,

(A) It is Ordered that the Final Order, Judgment and Decree of this Court entered in this cause on April 12, 1949, and modified by an order of this Court entered in this cause on May 2, 1949, insofar as it pertained to the following named defendants sued in their representative capacities herein, to-wit, Dean Acheson, as Secretary of State, John W. Snyder, as the Secretary of the Treasury, Julius A. Krug, as the Secretary of the Interior, Dillon S. Myer, as Director, War Relocation Authority, and Raymond R. Best, as Project Director, Tule Lake Center, be and the same hereby is set aside.

(B) It is Further Ordered that the Final Order, Judgment and Decree of this Court, entered in this cause on April 12, 1949, and modified by an Order of this Court entered in this cause on May 2, 1949, be, and the same hereby is amended to read as follows:

"IT IS ORDERED, ADJUDGED AND DECREED as and for a final order, judgment and decree against the defendants herein, excepting those

1 specified in paragraph (A) hereinabove, and in favor of each and
2 all of the One Thousand Four (1,004) specifically named plaintiffs
3 listed and set forth in the following thirty-two (32) pages and
4 of whom 985 are plaintiffs in proceeding No. 25294 herein and of
5 whom 19, indicated by an asterisk following their respective names,
6 are plaintiffs in proceeding No. 25295 herein, consolidated there-
7 with, to-wit:-

NAME	BIRTHDATE
NAKATSUI, Aiko	10/3/24

as follows:

1. The application for renunciation of United States nationality and citizenship heretofore executed by each of the plaintiffs hereinabove specifically named in paragraph (B) hereof in 1944 or 1945, the renunciation of his or her United States nationality and citizenship and the order of the defendant Attorney General approving each such application and renunciation are, and each of said things is, wholly illegal, contrary to law and public policy, null and void ab initio, and they are, and each of said things is, hereby cancelled and set aside.

2. Each of the plaintiffs hereinabove specifically named in paragraph (B) hereof at birth and ever since then has been and now is a native born national and citizen of the United States of America and domiciled therein and each is entitled to the full and complete exercise and enjoyment of all his or her rights, privileges, liberty and immunities of United States nationality and citizenship.

3. The remaining defendants, other than those hereinabove specifically named in paragraph (A) hereof, are, and each of them is, and their agents, servants, employees and representatives are, and each of them is, hereby permanently enjoined from detaining, imprisoning or interning the plaintiffs whose names are listed in paragraph (B) hereof or any of them and from restraining them or any of them of liberty and from removing them or any of them to Japan or elsewhere and from interfering with their freedom of movement within the United States and right of access to their homes in the United States from abroad and from interfering with their full and complete exercise and enjoyment of each and all of their rights, privileges and immunities of United States nationality and citizenship."

(C) It is Further Ordered that as to the Plaintiffs in this cause excepting those hereinabove specifically listed by name in paragraph (B) hereof, the Order, Judgment and Decree of this Court entered on April 12, 1949, hereby is set aside and that, as to such remaining plaintiffs in this cause, further proceedings be had in this cause in accordance with the said Mandate of the said United States Court of Appeals entered in this cause on October 17, 1951.

Done in Open Court this 29th day of May, 1952.

LOUIS E. GOODMAN,
UNITED STATES DISTRICT JUDGE

Approved as to form:
(S) Edgar R. Bonsall
Asst. U.S. Atty.

United States District Court
For the Northern District of California, Southern Division

TADAYASU ABO, et al., etc.,

Plaintiffs,

vs.

JAMES P. McGRANERY, as Attorney General of
the United States, etc., et al.,

Defendants.

No. 25294

Cons. No. 25294

CERTIFICATE OF CLERK.

I, C. W. CALBREATH, Clerk of the United States District Court in and for the Northern District of California, do hereby certify that the annexed and foregoing is a true and full copy of the original ORDER, JUDGMENT AND DECREE EXECUTING MANDATE OF THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT made and filed in the above-entitled cause on May 29, 1952, and entered June 2, 1952, with the exception of the listing of the names of the plaintiffs in paragraph (B) thereof other than.....

.....NAKATSUI, Aiko.....
now remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at San Francisco, California, this.....11th.....day of June, A. D. 1952.

C. W. CALBREATH,
Clerk,

By.....

Margaret P. Beair
Deputy Clerk.

Nakatsui, Shigeru

1 Wayne M. Collins
2 Attorney at Law
3 Mills Tower, 220 Bush Street
4 San Francisco 4, California
5 GARfield 1-5827
6 Attorney for Plaintiffs

ORIGINAL
FILED
MAR 10 1958
Clerk, U. S. Dist. Court
San Francisco

7 IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA

9	TADAYASU ABO, et al., etc.,	}	No. 25294
10	Plaintiffs,		
11	-vs-		
12	WILLIAM P. ROGERS, as Attorney General	}	Cons. No. 25294-G
13	of the United States, etc., et al.,		
14	Defendants.		
15	and		
16	MARY KANAME FURUYA, et al, etc.,	}	No. 25295
17	Plaintiffs,		
18	-vs-		
19	WILLIAM P. ROGERS, as Attorney General	}	
20	of the United States, etc., et al.,		
21	Defendants.		

22 FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED
23 PARTIES-PLAINTIFF WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS
24 UNITED STATES NATIONALS

25 This cause (originally consisting of companion suits Nos.
26 25294-G and 25295-G, which have been consolidated under No. 25294-
27 G) being submitted to this Court, sitting without a jury, for
28 decision on the merits of the individual causes of certain parties-
29 plaintiff, hereinafter named, pursuant to a written "Stipulation Re
30 Judgment as to Certain Named Parties-Plaintiff Who Have Been Docu-
31 mented or Recognized as United States Nationals" entered into
32 between the parties hereto and filed herein this date; and it being
stipulated that, subsequent to their purported renunciations of
United States nationality pursuant to the provisions of Section
401(1) of the Nationality Act of 1940, as amended (former title
8 U.S.C., Section 801 (1)), during the calendar years 1944 and
1945, said plaintiffs have been documented or recognized as United
States nationals upon their applications duly made either to the
Department of State or to the United States Immigration and
Naturalization Service, and it being stipulated that such purporte
acts of renunciation occurred while such parties-plaintiff were
resident at the Segregation Center of the War Relocation Authority
at Tule Lake, Newell, California; and the attorneys for the
defendant Attorney General and those acting under his authority
having withdrawn all offers of proof heretofore made herein with
respect to such parties-defendant and conceding that they have

1 made out a prima facie case for relief under the ruling of the
2 United States Court of Appeals for the Ninth Circuit in this cause
3 (McGrath v. Abo, 186 F 2d 766), such consession being consistent
4 with the Court's conclusions as to the effect of applicable law
5 in the circumstances; and formal findings of fact and conclusions
6 of law herein being waived; and the Court being advised that
7 counsel for such defendants will offer no objection to the entry
8 of a final order, judgment and decree on the merits of the causes
9 herein, in favor of the hereinafter specifically identified parties
10 plaintiff; and there being no just reason for delay;

11
12 NOW, THEREFORE, pursuant to Section 503 of the Nationality
13 Act of 1940, as amended (former Title 8, U.S.C., Section 903)
14 which was, by Section 405 of the Act of June 27, 1952, 66 Stat.
15 280, effective December 24, 1952, continued in force and effect
16 for the purpose of this cause, and pursuant to the terms of such
17 stipulation,

18 IT IS ORDERED, ADJUDGED AND DECREED as and for a final order,
19 judgment and decree directed to be entered in this cause:

20 I.

21 That the plaintiffs hereinafter identified are and at all
22 times have been, natives, nationals and citizens of the United
23 States of America, and entitled to the rights and privileges of
24 such nationality and citizenship, notwithstanding their purported
25 applications for renunciation of United States nationality under
26 Section 401 (1) of the Nationality Act of 1940, as amended, their
27 purported renunciations of United States nationality pursuant
28 thereto and the approvals thereof given by the Attorney General,
29 all of which occurred during the calendar years 1944 and 1945,
30 A. D., and all of which are hereby declared to be, and at all times
31 to have been, null, void and without legal effect upon the status
32 and rights as nationals and citizens of the United States of any
such plaintiffs, whose names and birthdates are as follows:

NAME	BIRTHDATE
NAKATSUI, Shigeru	July 25, 1921 (7-22-21)

II.

That no costs shall be taxed by the Clerk to any party.

Done in open Court this _____ day of March 1958.

/s/ LOUIS E. GOODMAN
UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:

GEORGE COCHRAN DOUB, Assistant Attorney General
LLOYD H. BURKE, United States Attorney, and a Defendant
ENOCH E. ELLISON, Attorney, Department of Justice
PAUL J. GRUMBLY, Attorney, Department of Justice.

By: /s/ Charles Elmer Collett
Assistant United States Attorney
Attorneys for Defendants.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

TADAYASU ABO, et al., etc.,)	
)	
Plaintiffs,)	
vs.)	
)	
WILLIAM P. ROGERS, as Attorney General	)	No. 25294
of the United States, etc., et al.,)	
)	
Defendants,)	
and	)	Cons. No. 25294-G
)	
MARY KANAME FURUYA, et al, etc.,)	
)	
Plaintiffs,)	
vs.	)	No. 25295
)	
WILLIAM P. ROGERS, as Attorney General)	
of the United States, etc., et al.,)	
)	
Defendants.)	

CERTIFICATE OF CLERK

I, C. W. CALBREATH, Clerk of the United States District Court in and for the Northern District of California, do hereby certify that the annexed and foregoing is a true copy of excerpt of the original FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED PLAINTIFFS WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS UNITED STATES NATIONALS, made and filed in the above entitled cause on MAR 10 1958 and entered MAR 10 1958, with the name of -----Shigeru Nakatsui-----, a plaintiff, remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at San Francisco, California this 10 day of March, A. D. 1958.

C. W. CALBREATH,
Clerk,

By

Dane E. Knepper
Deputy Clerk.

NAKAYA, James Teruo

1449 2-Chome Setagaya, Setagayaku
Tokyo, Japan

M.R. 5/2/51

\$280.00

Nakaya James
Armed

Wayne M. Collins
1701 Mills Tower
San Francisco 4, Calif.
GARfield 1-1218
Attorney for Plaintiffs

ORIGINAL
FILED
May 29, 1952
Clerk, U.S. Dist. Court
San Francisco

IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

TADAYASU ABO, et al., etc.,)	
)	
Plaintiffs,)	
-vs-	)	No. 25294
)	
JAMES P. McGRANERY, as Attorney General	)	Cons. No. 25294
of the United States, etc., et al.,)	
)	
Defendants.)	

ORDER, JUDGMENT AND DECREE EXECUTING MANDATE
OF THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

In compliance with the Mandate of the United States Court of Appeals for the Ninth Circuit entered in this cause on October 17, 1951,

(A) It is Ordered that the Final Order, Judgment and Decree of this Court entered in this cause on April 12, 1949, and modified by an order of this Court entered in this cause on May 2, 1949, insofar as it pertained to the following named defendants sued in their representative capacities herein, to-wit, Dean Acheson, as Secretary of State, John W. Snyder, as the Secretary of the Treasury, Julius A. Krug, as the Secretary of the Interior, Dillon S. Myer, as Director, War Relocation Authority, and Raymond R. Best, as Project Director, Tule Lake Center, be and the same hereby is set aside.

(B) It is Further Ordered that the Final Order, Judgment and Decree of this Court, entered in this cause on April 12, 1949, and modified by an Order of this Court entered in this cause on May 2, 1949, be, and the same hereby is amended to read as follows:

"IT IS ORDERED, ADJUDGED AND DECREED as and for a final order, judgment and decree against the defendants herein, excepting those

specified in paragraph (A) hereinabove, and in favor of each and all of the One Thousand Four (1,004) specifically named plaintiffs listed and set forth in the following thirty-two (32) pages and of whom 985 are plaintiffs in proceeding No. 25294 herein and of whom 19, indicated by an asterisk following their respective names, are plaintiffs in proceeding No. 25295 herein, consolidated therewith, to-wit:-

NAME	BIRTHDATE
NAKAYA, James Teruo	2/20/20

as follows:

1. The application for renunciation of United States nationality and citizenship heretofore executed by each of the plaintiffs hereinabove specifically named in paragraph (B) hereof in 1944 or 1945, the renunciation of his or her United States nationality and citizenship and the order of the defendant Attorney General approving each such application and renunciation are, and each of said things is, wholly illegal, contrary to law and public policy, null and void ab initio, and they are, and each of said things is, hereby cancelled and set aside.

2. Each of the plaintiffs hereinabove specifically named in paragraph (B) hereof at birth and ever since then has been and now is a native born national and citizen of the United States of America and domiciled therein and each is entitled to the full and complete exercise and enjoyment of all his or her rights, privileges, liberty and immunities of United States nationality and citizenship.

3. The remaining defendants, other than those hereinabove specifically named in paragraph (A) hereof, are, and each of them is, and their agents, servants, employees and representatives are, and each of them is, hereby permanently enjoined from detaining, imprisoning or interning the plaintiffs whose names are listed in paragraph (B) hereof or any of them and from restraining them or any of them of liberty and from removing them or any of them to Japan or elsewhere and from interfering with their freedom of movement within the United States and right of access to their homes in the United States from abroad and from interfering with their full and complete exercise and enjoyment of each and all of their rights, privileges and immunities of United States nationality and citizenship."

(C) It is Further Ordered that as to the Plaintiffs in this cause excepting those hereinabove specifically listed by name in paragraph (B) hereof, the Order, Judgment and Decree of this Court entered on April 12, 1949, hereby is set aside and that, as to such remaining plaintiffs in this cause, further proceedings be had in this cause in accordance with the said Mandate of the said United States Court of Appeals entered in this cause on October 17, 1951.

Done in Open Court this 29th day of May, 1952.

LOUIS E. GOODMAN,
UNITED STATES DISTRICT JUDGE

Approved as to form:
(S) Edgar R. Bonsall
Asst. U.S. Atty.

United States District Court
For the Northern District of California, Southern Division

TADAYASU ABO, et al., etc.,

Plaintiffs,

vs.

JAMES P. McGRANERY, as Attorney General of
the United States, etc., et al.,

Defendants.

No. 25294

Cons. No. 25294

CERTIFICATE OF CLERK.

I, C. W. CALBREATH, Clerk of the United States District Court in and for the Northern District of California, do hereby certify that the annexed and foregoing is a true and full copy of the original ORDER, JUDGMENT AND DECREE EXECUTING MANDATE OF THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT made and filed in the above-entitled cause on May 29, 1952, and entered June 2, 1952, with the exception of the listing of the names of the plaintiffs in paragraph (B) thereof other than.....

NAKAYA, James Teruo

now remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at San Francisco, California, this.....11th day of June, A. D. 1952.

C. W. CALBREATH,
Clerk,

By.....

Margaret P. Beave
Deputy Clerk.

NAKAYA, Nancy Natsuko, Nakasato

1449 2-Chome, Setagaya Setagaya-ku
Tokyo, Japan

M.R. 5/2/51

\$280.00

Nakaya, Nancy
Natsuko

Wayne M. Collins
1701 Mills Tower
San Francisco 4, Calif.
Garfield 1-1218
Attorney for Plaintiffs

ORIGINAL
FILED
May 29, 1952
Clerk, U.S. Dist. Court
San Francisco

IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

TADAYASU ABO, et al., etc.,

Plaintiffs,

-vs-

JAMES P. McGRANERY, as Attorney General
of the United States, etc., et al.,

Defendants.

No. 25294

Cons. No. 25294

ORDER, JUDGMENT AND DECREE EXECUTING MANDATE
OF THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

In compliance with the Mandate of the United States Court of Appeals for the Ninth Circuit entered in this cause on October 17, 1951,

(A) It is Ordered that the Final Order, Judgment and Decree of this Court entered in this cause on April 12, 1949, and modified by an order of this Court entered in this cause on May 2, 1949, insofar as it pertained to the following named defendants sued in their representative capacities herein, to-wit, Dean Acheson, as Secretary of State, John W. Snyder, as the Secretary of the Treasury, Julius A. Krug, as the Secretary of the Interior, Dillon S. Myer, as Director, War Relocation Authority, and Raymond R. Best, as Project Director, Tule Lake Center, be and the same hereby is set aside.

(B) It is Further Ordered that the Final Order, Judgment and Decree of this Court, entered in this cause on April 12, 1949, and modified by an Order of this Court entered in this cause on May 2, 1949, be, and the same hereby is amended to read as follows:

"IT IS ORDERED, ADJUDGED AND DECREED as and for a final order, judgment and decree against the defendants herein, excepting those

1 specified in paragraph (A) hereinabove, and in favor of each and
2 all of the One Thousand Four (1,004) specifically named plaintiffs
3 listed and set forth in the following thirty-two (32) pages and
4 of whom 985 are plaintiffs in proceeding No. 25294 herein and of
5 whom 19, indicated by an asterisk following their respective names,
6 are plaintiffs in proceeding No. 25295 herein, consolidated there-
7 with, to-wit:-

8 NAME

9 BIRTHDATE

10 NAKAYA, Nancy Natsuko, Nakasato

11 7/13/21

12 as follows:

13 1. The application for renunciation of United States nation-
14 ality and citizenship heretofore executed by each of the plaintiffs
15 hereinabove specifically named in paragraph (B) hereof in 1944
16 or 1945, the renunciation of his or her United States nationality
17 and citizenship and the order of the defendant Attorney General
18 approving each such application and renunciation are, and each of
19 said things is, wholly illegal, contrary to law and public policy,
20 null and void ab initio, and they are, and each of said things is,
21 hereby cancelled and set aside.

22 2. Each of the plaintiffs hereinabove specifically named in
23 paragraph (B) hereof at birth and ever since then has been and now
24 is a native born national and citizen of the United States of
25 America and domiciled therein and each is entitled to the full
26 and complete exercise and enjoyment of all his or her rights,
27 privileges, liberty and immunities of United States nationality
28 and citizenship.

29 3. The remaining defendants, other than those hereinabove
30 specifically named in paragraph (A) hereof, are, and each of them
31 is, and their agents, servants, employees and representatives are,
32 and each of them is, hereby permanently enjoined from detaining,
imprisoning or interning the plaintiffs whose names are listed in
paragraph (B) hereof or any of them and from restraining them
or any of them of liberty and from removing them or any of them
to Japan or elsewhere and from interfering with their freedom of
movement within the United States and right of access to their
homes in the United States from abroad and from interfering with
their full and complete exercise and enjoyment of each and all
of their rights, privileges and immunities of United States
nationality and citizenship."

33 (C) It is Further Ordered that as to the Plaintiffs in this
34 cause excepting those hereinabove specifically listed by name
35 in paragraph (B) hereof, the Order, Judgment and Decree of this
36 Court entered on April 12, 1949, hereby is set aside and that, as
37 to such remaining plaintiffs in this cause, further proceedings
38 be had in this cause in accordance with the said Mandate of the
39 said United States Court of Appeals entered in this cause on
40 October 17, 1951.

41 Done in Open Court this 29th day of May, 1952.

42 LOUIS E. GOODMAN,

43 UNITED STATES DISTRICT JUDGE

44 Approved as to form:

45 (S) Edgar R. Bonsall

46 Asst. U.S. Atty.

United States District Court
For the Northern District of California, Southern Division

TADAYASU ABO, et al., etc.,

Plaintiffs,

vs.

JAMES P. McGRANERY, as Attorney General of
the United States, etc., et al.,

Defendants.

No. 25294

Cons. No. 25294

CERTIFICATE OF CLERK.

I, C. W. CALBREATH, Clerk of the United States District Court in and for the Northern District of California, do hereby certify that the annexed and foregoing is a true and full copy of the original ORDER, JUDGMENT AND DECREE EXECUTING MANDATE OF THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT made and filed in the above-entitled cause on May 29, 1952, and entered June 2, 1952, with the exception of the listing of the names of the plaintiffs in paragraph (B) thereof other than.....

.....NAKAYA, Nancy Natsuko, Nakasato.....
now remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at San Francisco, California, this 11th day of June, A. D. 1952.

C. W. CALBREATH,
Clerk,

By Margaret P. Beaver
Deputy Clerk.

Nakayama, James Iwao

1 Wayne M. Collins
2 Attorney at Law
3 Mills Tower, 220 Bush Street
4 San Francisco 4, California
5 Garfield 1-5827
6 Attorney for Plaintiffs

ORIGINAL
FILED
FEB - 9 1959
Clerk, U.S. Dist. Court
San Francisco

7 IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA

9	- - - - -)	
10	TADAYASU ABO, et al., etc.,) Plaintiffs,)	
11	-vs-)	No. 25294
12	WILLIAM P. ROGERS, as Attorney General) of the United States, etc., et al.,)	
13	Defendants.)	
14	- and - - - - -)	Cons. No. 25294-G
15	MARY KANAME FURUYA, et al., etc.,) Plaintiffs,)	
16	-vs-)	No. 25295
17	WILLIAM P. ROGERS, as Attorney General) of the United States, etc., et al.,)	
18	Defendants.)	
	- - - - -)	

19 FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED
20 PARTIES-PLAINTIFF WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS
21 UNITED STATES NATIONALS

22 This cause (originally consisting of companion suits Nos.
23 25294-G and 25295-G, which have been consolidated under No. 25294-
24 G) being submitted to this Court, sitting without a jury, for
25 decision on the merits of the individual causes of certain parties-
26 plaintiff, hereinafter named, pursuant to a written "Stipulation Re
27 Judgment as to Certain Named Parties-Plaintiff Who Have Been Docu-
28 mented or Recognized as United States Nationals" entered into
29 between the parties hereto and filed herein this date; and it being
30 stipulated that, subsequent to their purported renunciations of
31 United States nationality pursuant to the provisions of Section
32 401(i) of the Nationality Act of 1940, as amended (former Title
8 U.S.C., Section 801 (i)), during the calendar years 1944 and
1945, said plaintiffs have been documented or recognized as United
States nationals upon their applications duly made either to the
Department of State or to the United States Immigration and
Naturalization Service, and it being stipulated that such purported
acts of renunciation occurred while such parties-plaintiff were
resident at the Segregation Center of the War Relocation Authority
at Tule Lake, Newell, California; and the attorneys for the
defendant Attorney General and those acting under his authority
having withdrawn all offers of proof heretofore made herein with
respect to such parties-defendant and conceding that they have

1 made out a prima facie case for relief under the ruling of the
2 United States Court of Appeals for the Ninth Circuit in this cause
3 (McGrath v. Abo, 186 F. 2d 766), such concession being consistent
4 with the Court's conclusions as to the effect of applicable law in
5 the circumstances; and formal findings of fact and conclusions of
6 law herein being waived; and the Court being advised that counsel
7 for such defendants will offer no objection to the entry of a final
8 order, judgment and decree on the merits of the causes herein, in
9 favor of the hereinafter specifically identified parties-plaintiff;
10 and there being no just reason for delay;

11 NOW, THEREFORE, pursuant to Section 503 of the Nationality
12 Act of 1940, as amended (former Title 8, U.S.C., Section 903)
13 which was, by Section 405 of the Act of June 27, 1952, 66 Stat.
14 280, effective December 24, 1952, continued in force and effect
15 for the purpose of this cause, and pursuant to the terms of such
16 stipulation,

17 IT IS ORDERED, ADJUDGED AND DECREED as and for a final order,
18 judgment and decree directed to be entered in this cause:

19 I.

20 That the plaintiffs hereinafter identified are and at all
21 times have been, natives, nationals and citizens of the United
22 States of America, and entitled to the rights and privileges of
23 such nationality and citizenship, notwithstanding their purported
24 applications for renunciation of United States nationality under
25 Section 401 (i) of the Nationality Act of 1940, as amended, their
26 purported renunciations of United States nationality pursuant
27 thereto and the approvals thereof given by the Attorney General,
28 all of which occurred during the calendar years 1944 and 1945,
29 A.D., and all of which are hereby declared to be, and at all times
30 to have been, null, void and without legal effect upon the status
31 and rights as nationals and citizens of the United States of any
32 such plaintiffs, whose names and birthdates are as follows:

NAME	BIRTHDATE
NAKAYAMA, James Iwao	2-23-13

II.

That no costs shall be taxed by the Clerk to any party.

Done in open Court this 9 day of February 1959.

/s/ LOUIS E. GOODMAN
UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:

GEORGE COCHRAN DOUB, Assistant Attorney General
ROBERT H. SCHNACKE, United States Attorney, and a Defendant
ENOCH E. ELLISON, Attorney, Department of Justice
PAUL J. GRUMBLY, Attorney, Department of Justice.

By: /s/ Charles Elmer Collett
Assistant United States Attorney
Attorneys for Defendants.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

TADAYASU ABO, et al., etc.,)	
Plaintiffs,)	
vs.)	
WILLIAM P. ROGERS, as Attorney General	)	No. 25294
of the United States, etc., et al.,)	
Defendants.)	
and	)	Cons. No. 25294-G
-----)	
MARY KANAME FURUYA, et al., etc.,)	
Plaintiffs,	)	No. 25295
vs.)	
WILLIAM P. ROGERS, as Attorney General)	
of the United States, etc., et al.,)	
Defendants.)	

CERTIFICATE OF CLERK

I, C. W. CALBREATH, Clerk of the United States District Court in and for the Northern District of California, do hereby certify that the annexed and foregoing is a true copy of excerpt of the original FINAL ORDER, JUDGMENT, AND DECREE AS TO CERTAIN NAMED PLAINTIFFS WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS UNITED STATES NATIONALS, made and filed in the above entitled cause on FEB - 9 1959 and entered FEB - 9 1959, with the name of James Iwao Nakayama, a plaintiff, remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at San Francisco, California this 9 day of February, A. D. 1959.

C. W. CALBREATH,
Clerk,

By

Dore E. Knepper
Deputy Clerk.