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TAWARA, VICTOR TOSHIMITSU

1952

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Wayne M. Collins
Attorney at Law
Mills Tower, 220 Bush Street
San Francisco 4, California

April 4, 1952

The Commissioner of Immigration
Washington, D. C.

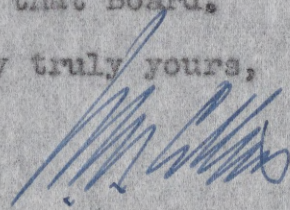
Dear Sir:

In re: Victor Toshimitsu Tawara
Denver, Colorado

Enclosed find three each of original application forms to reopen cause for the purpose of enabling Victor Toshimitsu Tawara, Peruvian-Japanese, to apply for a suspension of deportation, together with accompanying affidavit of merits and notice of appearance. An original application form is also being sent to the District Director, USI&NS, Denver, Colorado, inasmuch as Mr. Tawara resides at 1912 Curtis St., Denver, Colorado. A notice of appearance had been forwarded previously to the local Immigration office.

If the matter is not now pending before you, I would thank you to transmit the enclosed application for suspension of deportation to the Board of Immigration Appeals if the cause is pending before that Board.

Very truly yours,



Copy to:
USI&NS, Denver, Colorado

April 4, 1952

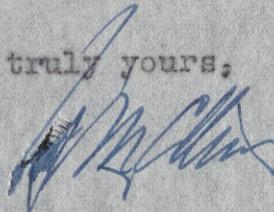
District Director
Immigration and Naturalization Service
Denver, Colorado

Dear Sir:

In re: Victor Toshimitsu Tawara
Denver, Colorado

Enclosed find copy of application to
reopen cause and to enable the applicant
to apply for a suspension of deportation,
the original of which was this date forwarded
to the Commissioner of Immigration, Wash-
ington, D. C.

Very truly yours,

A handwritten signature in blue ink, appearing to be "W. J. [unclear]", is written over the typed phrase "Very truly yours,".

BEFORE THE BOARD OF IMMIGRATION APPEALS
BEFORE THE COMMISSIONER OF IMMIGRATION

In the Matter of

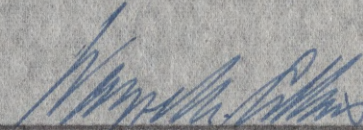
VICTOR TOSHIMITSU TAWARA

No. _____

APPLICATION TO REOPEN CAUSE FOR A SUSPENSION OF DEPORTATION

VICTOR TOSHIMITSU TAWARA hereby requests that the deportation proceeding heretofore instituted against him be reopened for the purpose of enabling him to apply for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c) effective as at July 1, 1948, (Public Law No. 863), on the ground that he is and has been, for a period of time in excess of five years, a person of good moral character and that he has resided continuously in the United States for seven years or more and now so resides and was so residing on July 1, 1948, the effective date of said Act; and on the further ground that he is the husband of Taeko Tawara, a native born citizen resident of the United States, and that his deportation would result in serious economic detriment to his said dependent wife.

WHEREFORE, applicant requests that said cause be reopened for the aforesaid purposes to enable applicant to introduce oral and documentary evidence of his eligibility to apply for and to receive the benefits afforded by the provisions of Title 8 USCA, Sec. 155 (c), and regulations thereunder and for the grant of said application for suspension of deportation.

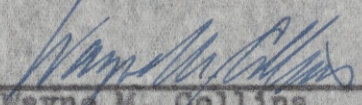

Wayne M. Collins
1701 Mills Tower
San Francisco 4, Calif.

Attorney for Applicant

AFFIDAVIT OF MERITS

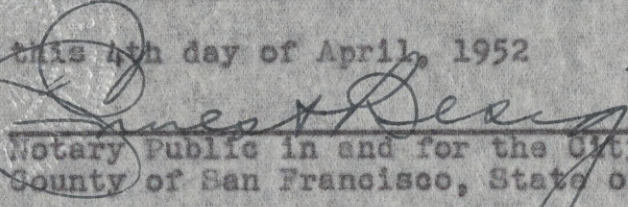
STATE OF CALIFORNIA,
CITY AND COUNTRY OF SAN FRANCISCO } SS,

Wayne M. Collins of said City and County and State, being first duly sworn, deposes and says: that he is the attorney for VICTOR TOSHIMITSU TAWARA, the applicant in the foregoing application named; that he is informed and believes and therefore alleges upon such information and belief that the applicant is and has been a person of good moral character for a period of time in excess of five years and has resided continuously in the United States for seven years or more and now so resides and was so residing on July 1, 1948, when Title 8, USCA, Sec. 155 (c) as amended, became effective; that on June 18, 1949, at Denver, Colorado, applicant lawfully was united in marriage to Taeko Tawara, a native born U.S. resident citizen; that the deportation of applicant would result in serious economic detriment to his said wife; that applicant desires to have his deportation proceeding reopened to enable him to apply for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c), by reason thereof, and is ready willing and able to submit at such reopened hearing oral and documentary evidence demonstrating his said eligibility to apply for and to be granted such suspension of deportation.


Wayne M. Collins
1701 Mills Tower
San Francisco 4, Calif.

Attorney for Applicant

Subscribed and sworn to before me
this 4th day of April, 1952


Notary Public in and for the City and
County of San Francisco, State of California

My Commission Expires
December 27, 1952

U. S. DEPARTMENT OF JUSTICE
BOARD OF IMMIGRATION APPEALS
WASHINGTON

Rec'd 6/30/52

ADDRESS REPLY TO BOARD OF
IMMIGRATION APPEALS AND
REFER TO FILE NUMBER

6162287
Tawara

June 23, 1952

Wayne M. Collins, Esquire
1701 Mills Tower
220 Bush Street
San Francisco 4, California

My dear Mr. Collins:

Reference is made to your interest in the above case.

For your information, there is enclosed herewith copy of the
decision and order of the Board of Immigration Appeals.

Sincerely yours,

Thos. G. Finucane

Thos. G. Finucane
Chairman

JUN 23 1952

IN THE MATTER
OF
VICTOR TOSHIMITSU TAWARA

FILE NO: A-6162287 - San Antonio
(1100-5664)

IN DEPORTATION PROCEEDINGS

IN BEHALF OF RESPONDENT: Wayne M. Collins, Esquire
1701 Mills Tower
220 Bush Street
San Francisco 4, California

The subject of this record is a native of Peru, of Japanese race. He entered the United States on July 2, 1944 at New Orleans, Louisiana, at which time he was brought to this country for interment. His deportation was ordered by this Board on February 19, 1947.

Counsel requests that the proceedings be reopened to permit the alien to apply for suspension of deportation on the ground that he has resided in the United States for seven years and was residing here July 1, 1948, and on the further ground that his deportation will result in serious economic detriment to a United States citizen wife whom he married on June 18, 1949.

We have considered the request. The proceedings will be reopened for the purpose of permitting the alien to make application for appropriate relief.

ORDER: It is ordered that the outstanding order and warrant of deportation be withdrawn.

IT IS FURTHER ORDERED that the proceedings be reopened for the purpose of permitting the alien to make application for appropriate relief.

LW/erc

Chairman

July 1, 1952

Mr. Victor Toshimitsu Tawara
1912 Curtes St.
Denver, Colorado

Dear Mr. Tawara:

Upon a motion I made your case has been reopened by the Board of Immigration Appeals to enable you to apply for a suspension of deportation under the provisions of Title 18 USC Sec. 155 (c).

In due course the Immigration authorities will conduct your hearing at its office nearest to your residence. It will not be necessary for me to be present.

The grounds upon which your application for suspension of deportation is made are:
(1) that you have been a person of good moral character for a period in excess of five years;
(2) that you have resided continuously in the United States for more than seven years; and
(3) that your deportation would result in serious economic detriment to your United States citizen wife.

When your hearing is conducted by an Immigration hearing officer, I suggest that you inform them that I have stated that it is not necessary for me to be present personally but that nevertheless I represent you. You should ask the hearing officer to forward to me a copy of the transcript, together with a copy of the recommendation made in your case.

Very truly yours,