

6.14

Cons. no. 25294-G

ABO & FURUYA v. BROWNELL

1955

no. 25294 G & no. 25295 G

78/177

c

1 FINAL ORDER, JUDGMENT AND DECREE

2
3 This cause together with its companion suit No. 25295-G
4 heretofore consolidated with this suit under No. 25294-G, being
5 submitted to this Court, sitting without a jury, for decision
6 of the merits of the cause as to the certain hereinafter named
7 parties plaintiff, pursuant to the written "STIPULATION RE
8 JUDGMENT" entered into between the parties hereto this date and
9 filed herein and formal findings of fact and conclusions of law
10 therein being waived, and the Court being fully advised in the
11 premises; and it appearing that a final order, judgment and
12 decree on the merits of the cause herein should be made and
13 entered in favor of the hereinafter specifically named parties
14 plaintiff and against the defendants;

15 NOW, THEREFORE, by reason of the law and the premises:-

16 It is Ordered, Adjudged and Decreed as and for a final order,
17 judgment and decree against the defendants herein and in favor
18 of each and all of the following specifically named parties
19 plaintiff herein, viz:

20 NAME

BIRTHDATE

21 _____
22 _____
23 _____
24 _____
25 as follows, to-wit:-

26 1. The application for renunciation of United States
27 nationality and citizenship heretofore executed in 1944 or 1945
28 by each of the above named parties plaintiff, the renunciation
29 of his or her United States nationality and citizenship and
30 the order of the defendant Attorney General approving each such
31 application and renunciation, all made under the provisions of
32 Title 8 U.S. Code, Section 801 (1), are and each of said things

1 is, wholly illegal, contrary to law and public policy, null
2 and void ab initio, and they are, and each of said things is,
3 hereby cancelled and set aside.

4 2. Each of the above named parties plaintiff at birth
5 and ever since then has been and now is a native born national
6 and citizen of the United States of America and domiciled therein
7 and each is entitled to the full and complete exercise and en-
8 joyment of all his or her rights, privileges, liberty and
9 immunities of United States nationality and citizenship.

10 3. The defendants are, and each of them is, and their
11 agents, servants, employees and representatives are, and each of
12 them is, hereby permanently enjoined from detaining, imprisoning
13 or interning the above-named parties plaintiffs or any of them;
14 from restraining them or any of them of liberty; from removing
15 them or any of them to Japan or elsewhere; from interfering
16 with their freedom of movement within the United States and
17 right of access to their homes in the United States from abroad
18 and from interfering with their full and complete exercise and
19 enjoyment of each and all of their rights, privileges and
20 immunities of United States nationality and citizenship solely
21 for reason of their race or for or arising out of their said
22 applications for renunciation or renunciations of United States
23 nationality or the said orders of the Attorney General of the
24 United States approving their said applications for renunciation
25 and renunciations of United States nationality, or for any of
26 said things.

27 Done in Open Court this ____ day of _____, 195__.

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31 United States District Judge

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

- - - - -

ABO, et al,
 Plaintiffs
 v.
BROWNELL, et al,
 Defendants
 No. 25294-G

Consolidated No. 25294-G

FURUYA, et al,
 Plaintiffs
 v.
BROWNELL, et al
 Defendants
 No. 25295-G

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-G
and 25295-G which had been consolidated under No. 25294-G) being sub-

1 mitted to this Court, sitting without a jury, for decision of the causes
2 of certain individual parties-plaintiff hereinafter named, pursuant to
3 a written "Stipulation that Certain Plaintiffs May Introduce Affidavits
4 in Lieu of Oral Testimony and that Entry of Judgments against Certain
5 Defendants Will Not Be Opposed in Such Cases" entered into between the
6 parties hereto and filed herein this date together with certain affidavits
7 which are hereby accepted in lieu of the oral testimony of affiants
8 in accordance with the provisions of such stipulation;

9 Ant it being conceded by counsel for certain defendants, namely
10 the Attorney General of the United States, and those under his
11 authority, that notwithstanding the proofs heretofore made and offered
12 in this cause, the representations set forth in such affidavits, in the
13 light of the decisions of the United States Court of Appeals for the
14 Ninth Circuit in the cases of Acheson v. Murakami 176 F. 2d 953 and
15 McGrath v. Abo 186 F. 2d 766, among others, remove any efficacious
16 defense to the suits of such parties-plaintiff, and such concession
17 being consistent with the Court's conclusion as to the effect of ap-
18 plicable law in the circumstances; and formal findings of fact and
19 conclusions of law having been waived.

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

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

30 IT IS ORDERED, ADJUDGED, AND DECREED as and for a final order,
31 judgment and decree directed to be entered in this cause;
32

I.

That the plaintiffs hereinafter identified are and at all times have been, natives, nationals and citizens of the United States of America, and entitled to the rights and privileges of such nationality and citizenship, notwithstanding their purported applications for renunciation of United States nationality pursuant to Section 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, 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 have been, null, void and without legal effect upon the status and rights as nationals and citizens of the United States of any of such plaintiffs, whose names and birthdates are as follows:

<u>NAME</u>	<u>DATE OF BIRTH</u>
ARIMA, Kazuo	7-4-20
ARIYOSHI, Takeshi	6-12-23
ASAHARA, Masako Frances	1-4-14
ASAHARA, Mitsuyoshi	6-23-09
ASAKA, Chiai	2-13-18
ASARI, Yoshio	12-13-14
BOZONO, Fumiko (Kamimura)	2-10-21
CHIDA, Sachiko	3-21-22
CHIDA, Tokio	11-4-23
DOI, Hajime	12-19-02
DOI, Miyuki	10-14-07
DOI, Shunji	3-12-21
ENOMOTO, Hideo	6-19-17
FUJITA, Hisayo	7-25-14
FUJITA, Kiyoshi	8-4-15
FUJITA, Takayeko (Uneda)	10-5-22
FUJITA, Tokunori	4-15-23

7-1404

1	FUJITANI, Isamu	11-17-11
2	FUKUGAWA, Hideo	10-18-18
3	FUKAMI, Kimiko Mrs.	7-13-15
4	FUKUMOTO, Sakayo Jean	4-2-22
5	FUKUSHIMA, Tadasu	3-26-16
6	FURUYA, Miyako Kimura	3-31-18
7	FUWA, Riichi	12-10-18
8	GEKKO, Harry	5-12-21
9	GENISHI, Hisako Mary	1-10-21
10	HAGIO, Noriyoshi	9-27-21
11	HAMAMOTO, Mitsue	6-1-15
12	HARADA, George Minoru	2-25-20
13	HARADA, May Satsuki	5-21-22
14	HARADA, Yukio	2-10-22
15	HASHIMOTO, Chiyono	11-11-16
16	HASHIMOTO, Satomi	6-15-23
17	HASHIMOTO, Mitsuye Matsushita	1-31-17
18	HAYASHI, Ayako Mrs.	9-17-20
19	HAYASHI, Michiko Laurette	7-22-18
20	HAYASHI, Rakuo	2-24-16
21	HIRAKI, Hatsuye Mrs.	7-27-20
22	HIRAOKA, Denichi Ted	10-18-22
23	HONDA, Hiroshi	5-6-21
24	HONDA, Yukio	1-1-12
25	HORI, Minoru Donald	1-16-20
26	HORI, Mutsuye Dorothy (new Toy)	10-1-22
27	IIDA, Kayo (Nakamura)	2-25-23
28	IKEDA, Kazuo	8-27-16
29	IKENAGA, Chieko Mrs.	5-22-20
30	IKOMA, Michiko	12-15-17
31	IMAHORI, Saburo	7-26-22
32	INAGAKI, Raizo	3-21-18

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1	INOKUCHI, Itsuyo	6-18-16
2	ISHIKAWA, George	3-8-24
3	ISHIKAWA, Tetsuo	11-14-20
4	ITO, Suiko	3-16-11
5	IWAMAE, Yoshio	6-10-18
6	IWAMOTO, Paul Tadashi	9-15-13
7	KAICHI, Toshio	3-7-20
8	KAJIKAWA, Fujiko	6-14-16
9	KAJIKAWA, Yukio Paul	6-15-12
10	KAMEI, Yoshimi	7-30-16
11	KAMEI, Yoshiye Mrs.	11-7-19
12	KANNO, Kimiye	12-12-15
13	KANNO, Thomas Kanjiro	1-4-09
14	KASHIWAMOTO, Hiroshi	12-9-21
15	KATSUYOSHI, Michiko	9-22-16
16	KAWAHARA, Sadako	1-31-24
17	KAWAHARA, Takeshi	3-19-20
18	KAWAHARA, Tamotsu Tom	11-27-18
19	KAWAI, George Katsuichi	2-27-14
20	KAWARATANI, Yoshiko (Tanaka)	3-15-23
21	KIKUTA, Masako	2-22-18
22	KIMURA, Kaori	8-13-17
23	KIMURA, Kiyoko Mrs.	9-12-16
24	KIMURA, Kiyoshi John	5-22-10
25	KIMURA, Mary Shizuko Mrs.	6-30-15
26	KISHIYAMA, Ben	12-14-22
27	KITSUDA, Takeo	11-19-20
28	KIYOMURA, Takeshi	5-17-18
29	KIYONO, Kiumiko Yoshimuki Mrs.	4-28-20
30	KIYOTA, Minoru	10-12-23
31	KOBAYASHI, Motoko Mrs.	12-14-12
32	KODA, Hiroshi	9-8-21

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1	KODA, Masaru	11-23-19
2	KOJO, Minoru	7-5-10
3	KOJO, Sumako	1-2-15
4	KONDO, Shinobu	7-8-22
5	KONO, Shunso John	4-12-23
6	KOYASAKO, Kazuo Jack	5-7-14
7	KOYASAKO, Suenari	3-19-20
8	KOYASAKO, Yoshio	12-23-22
9	KUBO, Harry Teiichi	12-4-22
10	KUBOTA, Toshiyuki Bob	9-24-22
11	KUROSAKI, Fusaye Husae	8-25-20
12	KUROSAKI, Kazuma	5-18-12
13	KUSHIDA, Rikiso Richard	6-10-23
14	MATSUMOTO, John Kiichi	7-20-13
15	MATSUMOTO, Minoru	2-5-20
16	MATSUMOTO, Mitsuko	9-22-18
17	MATSUOKA, Kouichi	8-1-08
18	MATSUOKA, Yoshiko Mrs.	5-7-18
19	MAYEDA, George Ichiro	8-7-17
20	MAYEDA, Tsuneko Mrs.	2-18-15
21	MIKI, Hisato	9-21-19
22	MIYAMURA, Toshiko Yamamoto Mrs.	1-9-19
23	MIYATA, Mineo	5-30-19
24	MORINAKA, Hideo	7-10-22
25	MORIOKA, Mariko	1-1-23
26	MORISHIMA, Saburo	6-29-11
27	MORISHITA, Ray Yoshiro	12-3-21
28	MURAKAWA, Jimmy Chuichi	3-10-95
29	MURANO, Ted Hitoshi	12-24-22
30	MYOSE, Isamu	4-26-18
31	NAGAI, Shizuko Irene	7-17-22
32	NAGAMURA, Kazuto	9-27-13

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1	NAGAMURA, Matsumi Mrs.	6-2-18
2	NAGANO, Mary Michiko Mrs.	4-9-23
3	NAGATA, Masaaki	1-9-18
4	NAGATA, Susie Shizuye Mrs.	5-15-19
5	NAKAMURA, Mary (Mrs. Sawasaki)	1-23-23
6	NAKANISHI, Mamoru	2-15-22
7	NAKANISHI, Tsutomu	7-19-15
8	NAKANISHI, Yukie	7-28-21
9	NAKANO, Asato	2-5-09
10	NAKANO, Osuye (now Okano)	10-29-23
11	NAKANO, Shunso Herbert	5-24-19
12	NAKANO, Yoshimi Ruth	12-15-15
13	NAKAO, Shigeo Johnny	7-28-21
14	NAMEKAWA, Iwao	10-7-14
15	NARASAKI, Hatsuye Mary	11-11-22
16	NIIMI, Shinichi	1-1-17
17	NISHI, Hiroshi	2-3-12
18	NISHI, Kako Mrs.	10-31-21
19	NISHI, Kumi Mrs.	5-27-18
20	NITTA, Kenji	6-6-20
21	OHNO, Mitsuye	10-12-23
22	OIYE, Shigenori	3-9-11
23	OIYE, Shizuko Mrs.	11-14-22
24	OKABAYASHI, Tomiye	7-5-17
25	OKAMOTO, Nobuko	12-22-20
26	OKAMOTO, Thomas Tomio	10-18-14
27	OKANISHI, Chiyoko (new Fujii)	11-18-20
28	OKAWA, Shigeru	8-9-10
29	OKAZAKI, Shigeko Mrs.	6-2-11
30	OKIMOTO, Kazuji	12-28-20
31	OKIMOTO, Yoshiko Mrs.	7-1-11
32	OKINO, Shizuko	2-27-23

7-1404

1	OKITA, Fumiko Mrs.	6-3-17
2	OKITA, Hatsuto	5-6-08
3	OKUMURA, Kuniko	10-12-23
4	OSAKI, Yoshito Wayne	8-23-23
5	OSHIMA, Chiyeo Mrs.	11-1-19
6	OTA, Sakaye Mrs.	5-8-19
7	OTA, Tokuo	12-12-15 12/2/15
8	OTSUKA, Fred Iwamatsu	12-8-17
9	OYE, Akira	11-7-14
10	RYONO, Tetsuya	7-30-22
11	SAGARA, Koichi	9-8-11
12	SAKAGUCHI, Motoaki	5-17-23
13	SAKAHARA, Isamu	12-23-14
14	SAKAHARA, Yaeko Mrs.	8-20-20
15	SAKAI, Hiroshi	11-15-20
16	SAKAMOTO, Bill Shigeru	1-16-21
17	SAKAMOTO, Hisashi	3-15-23
18	SAKAMOTO, Kimiye	12-12-19
19	SAKAMOTO, Kiyoyuki	10-15-13
20	SAKATA, Minomu	3-16-21
21	SAKODA, Yoshio Thomas	3-28-17
22	SANWO, Noble N.	4-25-15
23	SARUWATARI, Matsuo	9-4-14
24	SASAKI, Ben	9-12-23
25	SASAKI, Hiroshi	12-9-12
26	SASAKI, Masako Mrs.	3-11-15
27	SASSA, Shizue	9-6-17
28	SATO, Marjorie Hisako Mrs.	10-2-21
29	SATO, Mark Kinya	2-16-17
30	SAZAKI, Yukiharu	5-5-17
31	SHIBATA, Shizuko Mrs.	5-16-20
32	SHIGYO, Taya	6-27-19

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1	SHIMADA, Yoshiharu	6-20-23
2	SHIMASAKI, Yuriko	6-2-17
3	SHIMAZU, Wakako	6-18-14
4	SHINAGAWA, John Tetsuomi	1-9-23
5	SHINGU, Tadashi	4-14-23
6	SHINMOTO, Shizuye	10-26-18
7	SHINZAKI, Chizuko	12-17-23
8	SHINZAKI, Yasuo	10-16-20
9	SUOEKA, Sumiko	10-15-20
10	SUEOKA, Tetsuji John	10-27-22
11	SUGANO, Chizuko	12-16-18
12	SUGIMOTO, Shigeru	3-22-23
13	SUKIMOTO, Grace Akiye	11-1-22
14	SUNADA, Teruko Mrs.	6-13-20
15	SUZUKI, Isao	4-11-17
16	SUZUKI, Takashi	10-2-22
17	SUZUKI, Toshiro	10-13-20
18	TABATA, Sueo	1-4-23
19	TABATA, Tsutomu Bill	10-30-18
20	TADA, Kiyono	4-2-19
21	TADA, Mitoshi	4-18-06
22	TAGA, Toshiyuki	12-18-18
23	TAHARA, Shizue Nakai	2-8-14
24	TAKATA, Ichiro	1-4-15
25	TAKATA, Kentaro	9-20-20
26	TAKATA, Kiyoto	6-22-23
27	TAKEDA, Shiro Henry	6-22-19
28	TAKEMORI, Seiro	1-2-24
29	TAKEMOTO, Emiko Mrs.	2-27-24
30	TAKEMOTO, Ted Hiromi	7-18-21
31	TAKEUCHI, Yemiko Amy	1-22-22
32	TAMURA, Iwao	10-28-14

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1	TAMURA, Jimmie Hiromitsu	2-8-23
2	TAMURA, Miyoko May	5-6-14
3	TAMURA, Shizuye	1-5-22
4	TAMURA, Yoshiaki	11-28-19
5	TAMURA, Yoshiye	12-19-15
6	TANABE, Yaeko Jeanette	5-5-16
7	TANAKA, Ayako Mrs.	10-3-17
8	TANAKA, Genichi	6-22-18
9	TANAKA, Shigeo	6-16-23
10	TANAKA, Yoshio Henry	12-15-21
11	TATEOKA, Hide Miss	2-11-24
12	TERADA, Minoru	10-10-05
13	TESHIBA, Yukiye (Kamiya)	11-8-23
14	TOKUNO, Haruye	4-9-23
15	TOKUNO, Nobutsugu	5-16-15
16	TOMINAGA, Sadaki	1-14-13
17	TOMITA, Mary Yukiko	10-30-15
18	TOMITA, Tokuichi Paul	1-26-08
19	TOMOTOSHI, Hisako Rose	6-22-23
20	TOYAMA, Tetsutaro Robert	3-9-22
21	TOYOSHIMA, Sam Seizo	8-13-19
22	TOYOTA, Mikio	3-11-21
23	TSUETAKI, George Fumio	9-15-22
24	UEDA, Ronald Yoshito	9-21-22
25	UMEDA, Yatsue	4-10-23
26	UWAIZUMI, Mitsugi Roland	5-4-19
27	UYEMURA, Miyoko Sally (now Strawser)	11-24-22
28	WADA, William Shigezo	7-9-21
29	WAKABAYASHI, Nobuki	10-31-20
30	WATANABE, Sachiye Mrs.	11-19-18
31	WATANABE, Toshiko	4-17-19
32	Y AMADA, Chiyoye	5-14-12

1	YAMADA, Takashi	4-25-21
2	YAMADA, Yoshiye	7-3-23
3	YAMAICHI, Jimijiso	10-27-22
4	YAMAICHI, Masaru	1-31-18
5	YAMAMOTO, Kiyoshi	9-15-23
6	YAMAMOTO, Shigeo	11-7-14
7	YAMAMOTO, Yoshiye	4-24-19
8	YAMAOKA, Tsugio Albert	5-9-22
9	YAMASHITA, Nobuo	1-10-21
10	YAMASHITA, Sadae	6-3-20
11	YASUTOME, Jiro Jerry	8-1-19
12	YASUZAWA, Susumu	11-21-19
13	YOKOTA, Miyoko Mrs.	1-25-06
14	YOKOTAKE, Miyoko	12-24-23
15	YOSHIDA, Kiku (Fukawa)	4-9-22
16	YOSHIMI, Ichiro	7-29-23
17	YOSHIMI, Lily Yuriko	1-2-22

II.

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

Done in open Court this _____ day of _____, 1955.

UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:

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

- - - - -

ABO, et al,
Plaintiffs
v.
BROWNELL, et al,
Defendants.
No. 25294-G

Consolidated No. 25294-G

FURUYA, et al,
Plaintiffs
v.
BROWNELL, et al,
Defendants
No. 25295-G

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.

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It is hereby stipulated and agreed between counsel for the plain-
tiffs herein and counsel for certain defendants herein, namely the

1 Attorney General, and those acting under his authority, that:

2 Whereas, counsel for certain hereinafter named parties-plaintiff
3 has presented their affidavits to counsel for such defendants pursuant
4 to a procedure generally approved by the United States Court of Appeals
5 for the Ninth Circuit in this cause (McGrath v. Abo, 186 F. 2d 766)
6 and subsequently agreed upon between counsel; and it appearing to
7 counsel for such defendants that the representations made by such af-
8 fidavits, when viewed in the light of the decisions of the United States
9 Court of Appeals for the Ninth Circuit in the cases of Acheson v.
10 Murakami, 176 F. 2d 953, and McGrath v. Abo, supra, among others, meet
11 and overcome the inferences unfavorable to such parties-plaintiff
12 arising by reason of the proofs heretofore offered in their cases by
13 such parties-defendant and, thereby, remove any known, efficacious
14 defense to any individual cause of action for judgment declaring such
15 party-plaintiff to be a native, national, and citizen of the United
16 States of America notwithstanding his purported application for renun-
17 ciation of United States nationality, his purported renunciation of
18 United States nationality thereunder, and the approval thereof given by
19 the Attorney General of the United States, all of which occurred during
20 the calendar years 1944 and 1945, A.D.;

21 Now, therefore, specifically relying upon representations set forth
22 in said affidavits to the effect that such parties-plaintiff have not
23 taken any action while in Japan to obtain or regain Japanese nationality
24 (misrepresentation as to which may be regarded as fraudulent and a
25 proper basis for motion to set aside any judgment in favor of any party-
26 plaintiff named herein) counsel for such parties-defendant consent and
27 the parties hereby agree that such affidavits may be submitted to the
28 Court, it willing, in lieu of the oral testimony of such parties-
29 plaintiff;

30 And it is further stipulated and agreed that such parties-defendant
31 do not object to the entry of a judgment or judgments against them
32 based on such affidavits, declaring the hereinafter identified parties-

1 plaintiff to be and at all times to have been, natives, nationals and
2 citizens of the United States of America, and entitled to the rights and
3 privileges of such nationality and citizenship, notwithstanding their
4 purported applications for renunciation of United States nationality
5 under Section 401(i) of the Nationality Act of 1940, as amended, their
6 purported renunciations of United States Nationality pursuant thereto
7 and the approvals thereof given by the Attorney General, all of which
8 occurred during the calendar years 1944 and 1945, and all of which may
9 be declared to be, and at all times to have been, null, void, and
10 without legal effect upon the status and rights as citizens of the
11 United States of such parties-plaintiff, who are now identified by
12 names and birthdates, as follows:

<u>NAME</u>	<u>DATE OF BIRTH</u>
ARIMA, Kazuo	7-4-20
ARIYOSHI, Takeshi	6-12-23
ASAHARA, Masako Frances	1-4-14
ASAHARA, Mitsuyoshi	6-23-09
ASAKA, Chiai	2-13-18
ASARI, Yoshio	12-13-14
BOZONO, Fumiko (Kamimura)	2-10-21
CHIDA, Sachiko	3-21-22
CHIDA, Tokio	11-4-23
DOI, Hajime	12-19-02
DOI, Miyuki	10-14-07
DOI, Shinji	3-12-21
ENOMOTO, Hideo	6-19-17
FUJITA, Hisayo	7-25-14
FUJITA, Kiyoshi	8-4-15
FUJITA, Takayeko (Uneda)	10-5-22
FUJITA, Tokunori	4-15-23

1	FUJITANI, Isamu	11-17-11
2	FUKUGAWA, Hideo	10-18-18
3	FUKAMI, Kimiko Mrs.	7-13-15
4	FUKUMOTO, Sakayo Jean	4-2-22
5	FUKUSHIMA, Tadasu	3-26-16
6	FURUYA, Miyako Kimura	3-31-18
7	FUWA, Riichi	12-10-18
8	GEKKO, Harry	5-12-21
9	GENISHI, Hisako Mary	1-10-21
10	HAGIO, Noriyoshi	9-27-21
11	HAMAMOTO, Mitsue	6-1-15
12	HARADA, George Minoru	2-25-20
13	HARADA, May Satsuki	5-21-22
14	HARADA, Yukio	2-10-22
15	HASHIMOTO, Chiyono	11-11-16
16	HASHIMOTO, Satomi	6-15-23
17	HASHIMOTO, Mitsuye Matsushita	1-31-17
18	HAYASHI, Ayako Mrs.	9-17-20
19	HAYASHI, Michiko Laurette	7-22-18
20	HAYASHI, Rakuo	2-24-16
21	HIRAKI, Hatsuye Mrs.	7-27-20
22	HIRAOKA, Denichi Ted	10-18-22
23	HONDA, Hiroshi	5-6-21
24	HONDA, Yukio	1-1-12
25	HORI, Minoru Donald	1-16-20
26	HORI, Mutsuye Dorothy (new Toy)	10-1-22
27	IIDA, Kayo (Nakamura)	2-25-23
28	IKEDA, Kazuo	8-27-16
29	IKENAGA, Chieko Mrs.	5-22-20
30	IKOMA, Michiko	12-15-17
31	IMAHORI, Saburo	7-26-22
32	INAGAKI, Raizo	3-21-18

1	INOKUCHI, Itsuyo	6-18-16
2	ISHIKAWA, George	3-8-24
3	ISHIKAWA, Tetsuo	11-14-20
4	ITO, Suiko	3-16-11
5	IWAMAE, Yoshio	6-10-18
6	IWAMOTO, Paul Tadashi	9-15-13
7	KAICHI, Toshio	3-7-20
8	KAJIKAWA, Fujiko	6-14-16
9	KAJIKAWA, Yukio Paul	6-15-12
10	KAMEI, Yoshimi	7-30-16
11	KAMEI, Yoshiye Mrs.	11-7-19
12	KANNO, Kimiye	12-12-15
13	KANNO, Thomas Kanjiro	1-4-09
14	KASHIWAMOTO, Hiroshi	12-9-21
15	KATSUYOSHI, Michiko	9-22-16
16	KAWAHARA, Sadako	1-31-24
17	KAWAHARA, Takeshi	3-19-20
18	KAWAHARA, Tamotsu Tom	11-27-18
19	KAWAI, George Katsuichi	2-27-14
20	KAWARATANI, Yoshiko (Tanaka)	3-15-23
21	KIKUTA, Masako	2-22-18
22	KIMURA, Kaori	8-13-17
23	KIMURA, Kiyoko Mrs.	9-12-16
24	KIMURA, Kiyoshi John	5-22-10
25	KIMURA, Mary Shizuko Mrs.	6-30-15
26	KISHIYAMA, Ben	12-14-22
27	KITSUDA, Takeo	11-19-20
28	KIYOMURA, Takeshi	5-17-18
29	KIYONO, ^u Kumiko Yoshimuki Mrs.	4-28-20
30	KIYOTA, Minoru	10-12-23
31	KOBAYASHI, Motoko Mrs.	12-14-12
32	KODA, Hiroshi	9-8-21

1	KODA, Masaru	11-23-19
2	KOJO, Minoru	7-5-10
3	KOJO, Sumako	1-2-15
4	KONDO, Shinobu	7-8-22
5	KONO, Shunso John	4-12-23
6	KOYASAKO, Kazuo Jack	5-7-14
7	KOYASAKO, Suenari	3-19-20
8	KOYASAKO, Yoshio	12-23-22
9	KUBO, Harry Teiichi	12-4-22
10	KUBOTA, Toshiyuki Bob	9-24-22
11	KUROSAKI, Fusaye Hasae HUSAE	8-25-20
12	KUROSAKI, Kazuma	5-18-12
13	KUSHIDA, Rikiso Richard	6-10-23
14	MATSUMOTO, John Kiichi	7-20-13
15	MATSUMOTO, Minoru	2-5-20
16	MATSUMOTO, Mitsuko	9-22-18
17	MATSUOKA, Kouichi	8-1-08
18	MATSUOKA, Yoshiko Mrs.	5-7-18
19	MAYEDA, George Ichiro	8-7-17
20	MAYEDA, Tsuneko Mrs.	2-18-15
21	MIKI, Hisato	9-21-19
22	MIYAMURA, Toshiko Yamamoto Mrs.	1-9-19
23	MIYATA, Mineo	5-30-19
24	MORINAKA, Hideo	7-10-22
25	MORIOKA, Mariko	1-1-23
26	MORISHIMA, Saburo	6-29-11
27	MORISHITA, Ray Yoshiro	12-3-21
28	MURAKAWA, Jimmy Chuichi	3-10-95
29	MURANO, Ted Hitoshi	12-24-22
30	MYOSE, Isamu	4-26-18
31	NAGAI, Shizuko Irene	7-17-22
32	NAGAMURA, Kazuto	9-27-13

1	NAGAMURA, Matsumi Mrs.	6-2-18
2	NAGANO, Mary Michiko Mrs.	4-9-23
3	NAGATA, Masaaki	1-9-18
4	NAGATA, Susie Shizuye Mrs.	5-15-19
5	NAKAMURA, Mary (Mrs. Sawasaki)	1-23-23
6	NAKANISHI, Mamoru	2-15-22
7	NAKANISHI, Tsutomu	7-19-15
8	NAKANISHI, Yukie	7-28-21
9	NAKANO, Asato	2-5-09
10	NAKANO, Osuye (now Okano)	10-29-23
11	NAKANO, Shunso Herbert	5-24-19
12	NAKANO, Yoshimi Ruth	12-15-15
13	NAKAO, Shigeo Johnny	7-28-21
14	NAMEKAWA, Iwao	10-7-14
15	NARASAKI, Hatsuye Mary	11-11-22
16	NIIMI, Shinichi	1-1-17
17	NISHI, Hiroshi	2-3-12
18	NISHI, Kako Mrs.	10-31-21
19	NISHI, Kumi Mrs.	5-27-18
20	NITTA, Kenji	6-6-20
21	OHNO, Mitsuye	10-12-23
22	OIYE, Shigenori	3-9-11
23	OIYE, Shizuko Mrs.	11-14-22
24	OKABAYASHI, Tomiye	7-5-17
25	OKAMOTO, Nobuko	12-22-20
26	OKAMOTO, Thomas Tomio	10-18-14
27	OKANISHI, Chiyoko (new Fujii)	11-18-20
28	OKAWA, Shigeru	8-9-10
29	OKAZAKI, Shigeko Mrs.	6-2-11
30	OKIMOTO, Kazuji	12-28-20
31	OKIMOTO, Yoshiko Mrs.	7-1-11
32	OKINO, Shizuko	2-27-23

1	OKITA, Fumiko Mrs.	6-3-17
2	OKITA, Hatsuto	5-6-08
3	OKUMURA, Kuniko	10-12-23
4	OSAKI, Yoshito Wayne	8-23-23
5	OSHIMA, Chiyeko Mrs.	11-1-19
6	OTA, Sakaye Mrs.	5-8-19
7	OTA, Tokuo	12-12-15 ² 12/2/15
8	OTSUKA, Fred Iwamatsu	12-8-17
9	OYE, Akira	11-7-14
10	RYONO, Tetsuya	7-30-22
11	SAGARA, Koichi	9-8-11
12	SAKAGUCHI, Motoaki	5-17-23
13	SAKAHARA, Isamu	12-23-14
14	SAKAHARA, Yaeko Mrs.	8-20-20
15	SAKAI, Hiroshi	11-15-20
16	SAKAMOTO, Bill Shigeru	1-16-21
17	SAKAMOTO, Hisashi	3-15-23
18	SAKAMOTO, Kimiye	12-12-19
19	SAKAMOTO, Kiyoyuki	10-15-13
20	SAKATA, Minoru	3-16-21
21	SAKODA, Yoshio Thomas	3-28-17
22	SANWO, Noble N.	4-25-15
23	SARUWATARI, Matsuo	9-4-14
24	SASAKI, Ben	9-12-23
25	SASAKI, Hiroshi	12-9-12
26	SASAKI, Masako Mrs.	3-11-15
27	SASSA, Shizue	9-6-17
28	SATO, Marjorie Hisako Mrs.	10-2-21
29	SATO, Mark Kinya	2-16-17
30	SAZAKI, Yukiharu	5-5-17
31	SHIBATA, Shizuko Mrs.	5-16-20
32	SHIGYO, Taya	6-27-19

1	SHIMADA, Yoshiharu	6-20-23
2	SHIMASAKI, Yuriko	6-2-17
3	SHIMAZU, Wakako	6-18-14
4	SHINAGAWA, John Tetsuomi	1-9-23
5	SHINGU, Tadashi	4-14-23
6	SHINMOTO, Shizuye	10-26-18
7	SHINZAKI, Chizuko	12-17-23
8	SHINZAKI, Yasuo	10-16-20
9	SUO E KA, Sumiko	10-15-20
10	SUE O KA, Tetsuji John	10-27-22
11	SUGANO, Chizuko	12-16-18
12	SUGIMOTO, Shigeru	3-22-23
13	SUKIMOTO, Grace Akiye	11-1-22
14	SUNADA, Teruko Mrs.	6-13-20
15	SUZUKI, Isao	4-11-17
16	SUZUKI, Takashi	10-2-22
17	SUZUKI, Toshiro	10-13-20
18	TABATA, Sueo	1-4-23
19	TABATA, Tsutomu Bill	10-30-18
20	TADA, Kiyono	4-2-19
21	TADA, Mitoshi	4-18-06
22	TAGA, Toshiyuki	12-18-18
23	TAHARA, Shizue Nakai	2-8-14
24	TAKATA, Ichiro	1-4-15
25	TAKATA, Kentaro	9-20-20
26	TAKATA, Kiyoto	6-22-23
27	TAKEDA, Shiro Henry	6-22-19
28	TAKEMORI, Seiro	1-2-24
29	TAKEMOTO, Emiko Mrs.	2-27-24
30	TAKEMOTO, Ted Hiromi	7-18-21
31	TAKEUCHI, Yemiko Amy	1-22-22
32	TAMURA, Iwao	10-28-14

1	TAMURA, Jimmie Hiromitsu	2-8-23
2	TAMURA, Miyoko May	5-6-14
3	TAMURA, Shizuye	1-5-22
4	TAMURA, Yoshiaki	11-28-19
5	TAMURA, Yoshiye	12-19-15
6	TANABE, Yaeko Jeanette	5-5-16
7	TANAKA, Ayako Mrs.	10-3-17
8	TANAKA, Genichi	6-22-18
9	TANAKA, Shigeo	6-16-23
10	TANAKA, Yoshio Henry	12-15-21
11	TATEOKA, Hide Miss	2-11-24
12	TERADA, Minoru	10-10-05
13	TESHIBA, Yukiye (Kamiya)	11-8-23
14	TOKUNO, Haruye	4-9-23
15	TOKUNO, Nobutsugu	5-16-15
16	TOMINAGA, Sadaki	1-14-13
17	TOMITA, Mary Yukiko	10-30-15
18	TOMITA, Tokunichi Paul	1-26-08
19	TOMOTOSHI, Hisako Rose	6-22-23
20	TOYAMA, Tetsutaro Robert	3-9-22
21	TOYOSHIMA, Sam Seizo	8-13-19
22	TOYOTA, Mikio	3-11-21
23	TSUETAKI, George Fumio	9-15-22
24	UEDA, Ronald Yoshito	9-21-22
25	UMEDA, Yatsue	4-10-23
26	UWAIZUMI, Mitsugi Roland	5-4-19
27	UYEMURA, Miyoko Sally (now Strawser)	11-24-22
28	WADA, William Shigezo	7-9-21
29	WAKABAYASHI, Nobuki	10-31-20
30	WATANABE, Sachiye Mrs.	11-19-18
31	WATANABE, Toshiko	4-17-19
32	Y AMADA, Chiyoye	5-14-12

1	YAMADA, Takashi	4-25-21
2	YAMADA, Yoshiye	7-3-23
3	YAMAICHI, Jimijiso	10-27-22
4	YAMAICHI, Masaru	1-31-18
5	YAMAMOTO, Kiyoshi	9-15-23
6	YAMAMOTO, Shigeo	11-7-14
7	YAMAMOTO, Yoshiye	4-24-19
8	YAMAOKA, Tsugio Albert	5-9-22
9	YAMASHITA, Nobuo	1-10-21
10	YAMASHITA, Sadae	6-3-20
11	YASUTOME, Jiro Jerry	8-1-19
12	YASUZAWA, Susumu	11-21-19
13	YOKOTA, Miyoko Mrs.	1-25-06
14	YOKOTAKE, Miyoko	12-24-23
15	YOSHIDA, Kiku (Fukawa)	4-9-22
16	YOSHIMI, Ichiro	7-29-23
17	YOSHIMI, Lily Yuriko	1-2-22

And it is further stipulated and agreed that there is no just reason why the Court should delay final action in the case of any of the above named parties-plaintiff whose affidavit is accepted in lieu of oral testimony and found to be satisfactory to the Court; that formal findings of fact and conclusions of law are hereby waived; and that no costs shall be taxed to any party.

Dated: _____

JOSEPH D. GUILFOYLE,
Acting Assistant Attorney General.
LLOYD H. BURKE,
United States Attorney, and a Defendant.
ENOCH E. ELLISON,
Attorney, Department of Justice.

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PAUL J. GRUMBLY,
Attorney, Department of Justice.

BY: _____
Assistant United States Attorney
Attorneys for Defendants.

Wayne M. Collins
Attorney for Plaintiffs.

*Proposed form
Submitted by JD*

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

ABO, et al,

Plaintiffs

v.

BROWNELL, et al,

Defendants

No. 25294-G

Consolidated No. 25294-G

FURUYA, et al

Plaintiffs

v.

BROWNELL, et al

Defendants

No. 25295-G

STIPULATION RE JUDGMENT AS TO CERTAIN NAMED
PARTIES-PLAINTIFF WHO WERE INCOMPETENT TO
RENOUNCE THEIR CITIZENSHIP AT THE TIME OF
ATTEMPTING TO TAKE SUCH ACTION.

It is hereby stipulated and agreed between counsel for certain
hereinafter named parties-plaintiff and counsel for certain defendants
namely the Attorney General and those under his authority, that such

1 parties-plaintiff were not yet twenty-one years of age at the time they
2 purported to renounce their nationality during the calendar years 1944
3 and 1945 pursuant to Section 401(1) of the Nationality Act of 1940, as
4 amended (former Title 8, U.S.C. Sec. 801(1)) and that their cases may
5 not be distinguished on the merits from those of other parties-
6 plaintiff who have received favorable judgments in this cause in accord-
7 ance with the decision of the United States Court of Appeals for the
8 Ninth Circuit herein (McGrath v. Abo, 186 F.2d 766).

9 It is further stipulated and agreed that at the time of per-
10 forming his purported act of renunciation of citizenship pursuant to
11 Sec. 401(1) of the Nationality Act of 1940, as amended, that MASARU
12 MURAKAWA, who was born on October 3, 1902, as of the time of his
13 purported renunciation, was not mentally competent to perform a
14 legally binding act.

15 Wherefore, such parties-defendant hereby withdraw all offers
16 of proof heretofore made with respect to each of the parties-plaintiff
17 hereinafter identified and offer no objection whatsoever to the entry,
18 either jointly or severally, of a final order, judgment or decree on
19 the merits of the causes of each such named parties-plaintiff, declaring
20 such plaintiffs to be natives, nationals and citizens of the United
21 States of America, entitled to the rights and privileges of such
22 nationality and citizenship, notwithstanding their purported applica-
23 tion for renunciation pursuant to former Title 8, U.S.C. Sec. 801(1),
24 purported renunciation of United States nationality pursuant thereto
25 and the approval thereof by the Attorney General, all of which occurred
26 during the calendar years 1944 and 1945, and all of which may be de-
27 clared to be, and at all times to have been null, void and without
28 legal effect upon the status and rights as citizens of the United
29 States of such parties-plaintiff, who are now identified by names
30 and birthdates as follows:
31
32

	<u>NAME</u>	<u>DATE OF BIRTH</u>
1		
2	AKADA, Shigeo	4-21-26
3	AKADA, Shizuko (<u>Fujita</u>)	9-3-24
4	AKIYOSHI, Masaru	2-9-25
5	ANDO, Aiko	9-12-24
6	ENKOJI, Momoye Alice	3-15-26
7	ENOMOTO, Toshio	6-7-25
8	FUJIMOTO, Akiyoshi	12-29-26
9	IMURA, Koichi	9-23-25
10	KAGAWA, Yoshiharu	3-6-24
11	KATO, Masao	11-9-25
12	KAWAI, Yukio	7-12-25
13	KURAKAZU, Richard Shinto	11-7-25
14	KUROYE, Kenneth	11-28-25
15	MASUDA, Grayce Sumiko Kajita	8-11-25
16	MATSUMOTO, Mari Mariye	8-28-24
17	MATSUMOTO, Yorimi	7-29-25
18	MIYAGISHIMA, James Kazuichi	6-16-24
19	MURAKAMI, Shizuye Mrs.	6-11-25
20	NAGATO, Misako Mary	5-19-24
21	NAKAO, Kimiko	8-14-26
22	NARASAKI, Tadashi	7-26-26
23	OBANA, Susumu	7-7-24
24	SAITO, Jean Ayeko	7-30-24 or 7/5/24
25	SAKATA, Tom Minoru	7-24-24
26	SAKURAI, Hiroshi Frank	12-26-25
27	SAKURAI, Kaoru George	10-4-24
28	SASAKI, Etsuko Mrs. (Hashima)	11-4-25
29	SATO, Kunito	12-19-26
30	SHIMADA, Meriko	2-24-27
31	SUMIDA, Sadako	10-14-24
32	TAKEDA, Fred Yasue	12-21-25

	<u>Name</u>	<u>Date of Birth</u>
1		
2	TANAKA, Hisao	3-1-25
3	TANAKA, Nobuko Mrs.	1-30-27
4	TENNA, Ruth Horiye (Noriye)	12-2-26
5	TOKUNAGA, Hideko (Ogawa)	9-1-25
6	TSUCHII, Mitsuko	8-12-26
7	YAMASHITA, Yuzuru Joe	1-18-27
8	YASUDA, Masami	1-11-25
9	MURAKAWA, Masaru	10-3-02

It is further stipulated that there is no just reason why the Court should delay final action on the basis of the stipulation; that formal findings of fact and conclusions of law are hereby waived; and that no costs are to be taxed to any party.

Dated: August - 55

JOSEPH D. GUILFOYLE,
Acting Assistant Attorney General
LLOYD H. BURKE,
United States Attorney, and a Defendant.
ENOCH E. ELLISON,
Attorney, Department of Justice
PAUL J. CRUMBLY,
Attorney, Department of Justice

By: Assistant United States Attorney
Attorneys for Defendant

WAYNE M. COLLINS
Attorney for Plaintiffs

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

ABO, et al,
Plaintiffs
v.
Brownell, et al,
Defendants.
No. 25294-G

Consolidated No. 25294-G

FURUYA, et al,
Plaintiffs
v.
BROWNELL, et al,
Defendants
No. 25295-G

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

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

1 merits of the individual causes of certain parties-plaintiff, herein-
2 after named, pursuant to a written "Stipulation Re Judgment As To
3 Certain Named Parties-Plaintiff Who Were Incompetent To Renounce Their
4 Citizenship At The Time Of Attempting To Take Such Action" entered
5 into between the parties hereto and filed herein this date; and it
6 being stipulated that, all such parties-plaintiff, save one, were
7 younger than twenty-one years of age at the time of their purported
8 renunciation of United States nationality pursuant to the provisions
9 of Section 401(1) of the Nationality Act of 1940, as amended (former
10 Title 8, U.S.C. Sec. 801(1)), during the calendar years 1944 and 1945,
11 and it being further stipulated that the one party-plaintiff named
12 herein who was not a minor at the time of his purported renunciation,
13 was not mentally competent to perform such a legally binding act, and
14 certain defendants, namely the Attorney General and those under his
15 authority, having informed this Court that they have no objection to
16 the entry of judgment in favor of such claimants declaring them to be
17 natives, nationals, and citizens of the United States and entitled to
18 the rights and privileges of such nationality and citizenship, and
19 there being no just reason for delay;

20 Now, Therefore, pursuant to Section 503 of the Nationality Act
21 of 1940, as amended (former Title 8, U.S.C., Sec. 903), which was, by
22 Section 405 of the Act of June 27, 1952, 66 Stat. 280, effective December
23 24, 1952, continued in force and effect for the purpose of this cause,
24 and pursuant to the terms of such stipulation,

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

27 1.

28 That the plaintiffs hereinafter identified are and at all times
29 have been natives, nationals, and citizens of the United States of
30 America, entitled to the rights and privileges of such nationality and
31 citizenship, notwithstanding their purported application for renun-
32 ciation of United States nationality pursuant to Sec. 401(1) 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, 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 have been null, void and without legal effect upon the status and rights as nationals and citizens of the United States of any such plaintiffs, whose names and birth-dates are as follows:

<u>NAME</u>	<u>DATE OF BIRTH</u>
AKADA, Shigeo	4-21-26
AKADA, Shizuko (Fujita)	9-3-24
AKIYOSHI, Masaru	2-9-25
ANDO, Aiko	9-12-24
ENKOJI, Momoyo Alice	3-15-26
ENOMOTO, Toshio	6-7-25
FUJIMOTO, Akiyoshi	12-29-26
IMURA, Koichi	9-23-25
KAGAWA, Yoshiharu	3-6-24
KATO, Masao	11-9-25
KAWAI, Yukio	7-12-25
KURAKAZU, Richard Shinto	11-7-25
KUROYE, Kenneth	11-28-25
MASUDA, Grayce Sumiko Kajita	8-11-25
MATSUMOTO, Mari Mariye	8-28-24
MATSUMOTO, Yorimi	7-29-25

1	MIYAGISHIMA, James Kazuichi	6-16-24
2	MURAKAMI, Shizuye Mrs.	6-11-25
3	NAGATO, Misako Mary	5-19-24
4	NAKAO, Kimiko	8-14-26
5	NARASAKI, Tadashi	7-26-26
6	OBANA, Susumu	7-7-24
7	SAITO, Jean Ayako	7-30-24 <i>or 7/5/24</i>
8	SAKATA, Tom Minoru	7-24-24
9	SAKURAI, Hiroshi Frank	12-26-25
10	SAKURAI, Kaoru George	10-4-24
11	SASAKI, Etsuko Mrs. (Hashima)	11-4-25
12	SATO, Kunito	12-19-26
13	SHIMADA, Meriko	2-24-27
14	SUMIDA, Sadako	10-14-24
15	TAKEDA, Fred Yasue	12-21-25
16	TANAKA, Hisao	3-1-25
17	TANAKA, Nobuko Mrs.	1-30-27
18	TENNA, Ruth Horiye (NORIYE)	12-2-26
19	TOKUNAGA, Hideko (Ogawa)	9-1-25
20	TSUCHII, Mitsuko	8-12-26
21	YAMASHITA, Yuzuru Joe	1-18-27
22	YASUDA, Masami	4-14-25
23	MURAKAWA, Masaru	10-3-02

II.

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

Done in open court this _____ day of _____

1955.

U. S. District Judge

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

ABO, et al,
Plaintiffs

v.

BROWNELL, et al,
Defendants

No. 25294-G

Consolidated No. 25294-G

FURUYA, et al,
Plaintiffs

v.

BROWNELL, et al,
Defendants

No. 25295-G

STIPULATION RE JUDGMENT AS TO CERTAIN NAMED PARTIES-
PLAINTIFF WHO HAVE BEEN DOCUMENTED OR RECOGNIZED AS UNITED
STATES NATIONALS.

Whereas, subsequent to the calendar year 1945, each of the herein-
after named parties-plaintiff duly applied to the Department of State
or the United States Immigration and Naturalization Service for a pass-
port or other recognition as a national of the United States; and

Whereas, the proceedings on each such application involved the issue

1 of the validity of the applicant's purported renunciation of United States
2 nationality pursuant to Section 401(i) of the Nationality Act of 1940, as
3 amended (former Title 8, U.S.C., Section 801(i), which occurred and was ap-
4 proved by the Attorney General during the calendar year 1945; and

5 Whereas, in the course of such proceedings each such party-plaintiff
6 submitted certain evidence which has been examined by counsel for the
7 defendants herein in relation to the evidence which has been introduced
8 or offered in this cause and in the light of the decisions of the United
9 States Court of Appeals for the Ninth Circuit in the cases of Acheson v.
10 Murakami, 176 F. 2d 953, and McGrath v. Abo, 186 F. 2d 766, among others;
11 and there appearing to be no efficacious defense to any individual cause
12 of action for judgment declaring any such party-plaintiff to be a native,
13 national, and citizen of the United States of America notwithstanding his
14 purported application for renunciation of United States nationality, his
15 purported renunciation of United States nationality thereunder and the
16 approval thereof given by the Attorney General of the United States; and

17 Whereas, the application of each such party-plaintiff for documenta-
18 tion or recognition as a citizen of the United States has been granted by
19 the Department of State or the United States Immigration and Naturalization
20 Service upon the ground, among others, that such purported acts of renuncia-
21 tion were without legal effect

22 NOW, THEREFORE, certain defendants herein, namely the Attorney
23 General and those under his authority, hereby withdraw all offers of proof
24 heretofore made with respect to each of the parties-plaintiff hereinafter
25 identified and stipulate, consent, and agree that each such party-plaintiff
26 took action purporting to renounce his United States nationality while
27 resident at the segregation center of the War Relocation Authority at Tule
28 Lake, Newell, California; and, concede that under the ruling of the United
29 States Court of Appeals for the Ninth Circuit in this cause (McGrath v.
30 Abo, supra) such parties-plaintiff have prima facie causes for relief and
31 they therefore offer no objection whatsoever to the entry, either jointly
32 or severally, of a final order, judgment or decree on the merits of the

1 causes of each such named party-plaintiff, declaring such plaintiffs to be
2 natives, nationals and citizens of the United States of America and enti-
3 tled to the rights and privileges of such nationality and citizenship,
4 notwithstanding their purported applications for renunciations pursuant
5 to former Title 8, U.S.C., Section 801(i), purported renunciation of
6 United States nationality pursuant thereto and the approval thereof by
7 the Attorney General, all of which occurred during the calendar years
8 1944 and 1945, A.D.

9 It is further stipulated that there is no just reason why the Court
10 should delay final action on the basis of this stipulation; formal find-
11 ings of fact and conclusions of law are hereby waived; and no costs shall
12 be taxed to any party.

13 The names and birthdates of the parties-plaintiff, to whom this
14 stipulation applies, are as follows:

15	<u>NAME</u>	<u>DATE OF BIRTH</u>
16	ABE, Isumi (EZUMI or IZUMI)	2/21/23
17	ADACHI, Tadanori	10/1/21
18	AMEMIYA, Sadako	7/12/18 or 7/25/18
19	AOYAMA, Tomio Tommy	3/28/22
20	AWAMURA, Shizuye (nee Kawamoto)	9/27/21
21	AWANE, Tadao	3/24/23
22	DEGUCHI, Mitsuko (nee Matsumura)	4/10/20
23	DOIDA, Haruye (nee Yamada)	3/3/19
24	FUJINAGA, Makiyo Margie	12/24/22
25	HAMADA, Hatsuko (nee Yamakami)	12/20/13 or 12/20/14
26	HAMAOKA, Toshiki Dick	10/14/17
27	HANAKI, Yoshiye Helen	6/29/16
28	HANSEN, Yoneko Takata (Yanase)	4/20/17
29	HARA, George	7/13/21
30	HARA, Ichiro	1/31/23
31	HASE, Kiyoshi	5/27/19
32	HASHIKUNI, Sumiko Furukawa	4/30/21

1	HATTORI, George Nobutaka	1/18/23
2	HIGASHI, Motoshi	11/9/16
3	HIGASHI, Suyeto Samuel	11/7/23
4	HOSHIDA, George Joji	4/20/22
5	HOSOGI, Perry Tohru	6/25/23
6	IKE, Mamoru	2/3/16
7	IMAI, Akira Woodrow	6/16/23
8	ISERI, Shigeko	2/10/18
9	ISHIZUKA, Shizuko <u>Wakayama</u>	12/27/20
10	IWO, Teiko (nee Sato)	4/10/17
11	KAMATANI, Tomeyo (nee Taketaya)	5/5/15
12	KANAMORI, Kazuko Grace (nee Miyamoto)	1/23/23
13	KATO, Reiko (Laiko)	3/5/24
14	KATSUDA, Tomie	2/4/20
15	KAWAHARA, Mary Haruye <u>Mayeda</u>	3/17/20
16	KAWASAKI, Chiyeko	11/13/23
17	KAWASAKI, Harry Hiroyuki	5/13/21
18	KAWASAKI, Mary Meriko	8/23/22
19	KAZUMURA, Shizue Dorothy (nee Okanishi)	1/24/16
20	KIMOTO, Takashi	1/29/23
21	KITAYAMA, Lucy Miyeko (nee Takeda)	9/21/20
22	KOGA, Hideko	4/1/17
23	KUDO, Fumiko Frances	6/23/21
24	KUDO, Takashi	7/18/23
25	KUMAGAI, Miyako	5/4/19
26	KUSUDA, Masanao <i>US</i>	11/13/20
27	KUSUNOKI, Teruko	3/1/18
28	KUWAMOTO, Setsuko	9/9/22
29	MANO, Tsuyoshi	12/25/20
30	MASUDA, Shizuko Mrs. (Shiyuko)	2/24/12
31	MASUOKA, Noboru Tommy	5/4/23
32	MATSUOKA, Frank Haruo	2/15/24

1	MIHARA, Hidema	8/19/17
2	MINAMI, Asayo (nee Nakahama)	3/9/20
3	MINATO, Harry Hirochika	4/8/21
4	MINATO, Kazue (nee Okazaki)	5/1/18
5	MIYAHARA, Shizuko (<u>Mura</u>)	12/6/13
6	MIYAKE, Masaharu	12/5/23
7	MIYATA, Hisako	7/30/17
8	MIZOGUCHI, Chizuko Peggy (<u>Iwai</u>)	8/1/20
9	MORIHIRO, Kazuo	10/1/22
10	MURAKAMI, Michie Kikkawa (Katsuyama)	7/26/22
11	NAGATOISHI, Haruye	1/29/15
12	NAGATOISHI, Takeshi	8/1/12
13	NAKAHIRA, Hisao	7/13/22 ² 7/12/22
14	NAKAMICHI, Katsumi	1/1/19
15	NISHIKAWA, Masato	8/10/21
16	NORITAKE, Kimiye Kojima	8/1/17
17	OGAMI, Grace Yoshiko	10/23/23
18	OKADA, Hideko	10/21/23
19	OKUHARA, Shinichi	7/10/12
20	ONO, Ruby Fumiko	10/7/22
21	ORIBA, Fumiye Mary	7/20/23
22	OSHIMA, Tsuneko	11/22/23
23	OSHITA, Rickichi (<u>Rikiichi</u>)	9/7/17
24	SAGARA, Alice Nuiko <u>Takehana</u>	1/1/20 or 1/1/19
25	SAKAGUCHI, Tsutao	12/20/20
26	(ASAKA) SAKAMOTO, Asako Mary	2/3/17
27	SAKAMOTO, Shizu (Ueno)	3/30/20
28	SANO, Akiko Louise	12/5/22
29	SHIMODA, Mary Teruko (Ueno)	7/13/21
30	SHINKAWA, Jack Takao	3/21/23
31	SUENAKA, Shizue	3/26/13 or 3/26/14
32	SUGAI, Mitsuru	8/8/19

1	SUGASAWARA, Bob Iwao	5/18/22
2	SUGASAWARA, Jack Yorimichi	2/11/21
3	SUGIMOTO, Tomi, nee Iseri	9/18/06
4	SUGITANI, Saburo	7/15/20
5	TAGAMI, Isamu	5/16/16
6	(AKIKO) TAIRA, Aiko (nee Iida)	7/25/06 or 7/25/07
7	TAKAHASHI, Masako	6/20/22
8	TAKAO, Kazuo Howard	6/1/23
9	TAKASHIBA, Masaru	4/14/24
10	TANABE, Namiye Terasaki	10/25/20
11	TANAKA, Frank Seiso	5/5/23
12	TANIGUCHI, Ichiye	9/6/20
13	TANIGUCHI, Tokie	1/6/23
14	TAO, Matsuye	7/13/14 ² 7/12/14
15	TOMIMOTO, Yoshino	5/15/14
16	TOMIYAMA, Haruko	5/3/16
17	TONAI, Yaye (Yaeko)(Takao)	12/18/16
18	TSUDA, Kazue (nee Yamamoto)	1/6/18
19	UENO, Chisa	6/21/23
20	WAKAYAMA, Toki June (nee Maryama)	6/29/14
21	WAKE, Ayako (Tanigawa)	9/6/15
22	WATANABE, Eiko (nee Miyasaki)	3/27/20
23	WATANABE, Masao	3/26/23
24	YABE, Sugayo (nee Makikawa)	12/1/20
25	YABU, Yoichi	5/12/00
26	YAMADA, Ben	8/9/21
27	YAMAMOTO, Kinuko	7/28/23
28	YAMAMOTO, Minoru	1/1/22
29	YAMANE, Eunice Yukimi (nee Hirase)	9/21/19
30	YAMASAKI, Shizuye	6/5/16
31	YAMASHITA, Fumiko (nee Yasui)	6/15/20
32	YAMASHITA, Hisako	4/19/22

1	YAMASHITA, Mary Fumiko	10/8/20
2	YAMASHITA, Masashiro (MASAHIRO)	10/23/21
3	YAMASHITA, Saburo	1/18/24
4	YAMASHITA, Tomiko	12/22/18
5	YASUI, Katsuto	5/20/21
6	YOKOI, Kasuko Kay	7/16/23
7	YOKOME, Asako (nee Sakatani)	6/21/21
8	YOSHIMURA, Fumiye (nee Hase)	11/29/17
9	YOSHIDA, Michiko Hieda (Hiyeda)	7/20/22
10	YOSHITSU, Miyoko (nee Furuya)	1/30/19
11	KAMINAKA, Fumio	1/15/21
12	MTSUDA, Miyako	8/19/20
13	TAMASHIRO, Shigeru	5/22/14 <i>Dismissed 12/14/59</i>
14	(SUMITAKA) YAMANAKA, Sumitake, Albert	3/20/21
15	MURAKAMI, Tadashi	8/23/16

17 Dated: _____

18 JOSEPH D. GUILFOYLE,
19 Acting Assistant Attorney General.
20 LLOYD H. BURKE,
21 United States Attorney, and a Defendant.
22 ENOCH E. ELLISON,
23 Attorney, Department of Justice
24 PAUL J. GRUMBLY,
25 Attorney, Department of Justice

26 BY: _____
27 Assistant United States Attorney
28 Attorneys for Defendants.

29 _____
30 Wayne M. Collins
31 Attorney for Plaintiffs.
32

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

11 ABO, et al,

12 Plaintiffs

13 v.

14 BROWNELL, et al,

15 Defendants

16 No. 25294-G

17 Consolidated No. 25294-G

18 FURUYA, et al,

19 Plaintiffs

20 v.

21 BROWNELL, et al,

22 Defendants

23 No. 25295-G

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

29 This cause (originally consisting of companion suits Nos. 25294-G and
30 25295-G, which have been consolidated under No. 25294-G) being submitted to
31 this Court, sitting without a jury, for decision on the merits of the
32

1 individual causes of certain parties-plaintiff, hereinafter named, pursu-
2 ant to a written "Stipulation Re Judgment as to Certain Named Parties-
3 Plaintiff Who Have Been Documented or Recognized as United States Nationals"
4 entered into between the parties hereto and filed herein this date; and it
5 being stipulated that, subsequent to their purported renunciations of
6 United States nationality pursuant to the provisions of Section 401(i) of
7 the Nationality Act of 1940, as amended, (former Title 8 U.S.C., Section
8 801(i) during the calendar years, 1944 and 1945, said plaintiffs have been
9 documented or recognized as United States nationals upon their applica-
10 tions duly made wither to the Department of State or to the United States
11 Immigration and Naturalization Service, and it being stipulated that such
12 purported acts of renunciation occurred while such parties-plaintiff were
13 resident at the Segregation Center of the War Relocation Authority at Tule
14 Lake, Newell, California; and the attorneys for the defendant Attorney
15 General and those acting under his authority having withdrawn all offers
16 of proof heretofore made herein with respect to such parties-defendant and
17 conceding that they have made out a prima facie case for relief under the
18 ruling of the United States Court of Appeals for the Ninth Circuit in this
19 cause (McGrath v. Abo, 186 F 2d, 766), such concession being consistent
20 with the Court's conclusions as to the effect of applicable law in the
21 circumstances; and formal findings of fact and conclusions of law herein
22 being waived; and the Court being advised that counsel for such defendants
23 will offer no objection to the entry of a final order, judgment, and decree
24 on the merits of the causes herein, in favor of the hereinafter specifi-
25 cally identified parties-plaintiff; and there being no just reason for
26 delay;

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

32 IT IS ORDERED, ADJUDGED AND DECREED as and for a final order, judg-

ment and decree directed to be entered in this cause:

I

That the plaintiffs hereinafter identified are and at all times have been, natives, nationals and citizens of the United States of America, and entitled to the rights and privileges of such nationality and citizenship, notwithstanding their purported applications for renunciation of United States nationality under Section 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, 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 to have been, null, void and without legal effect upon the status and rights as nationals and citizens of the United States of any such plaintiffs, whose names and birthdates are as follows:

<u>NAME</u>	<u>DATE OF BIRTH</u>
ABE, Isumi (EZUMI' or IZUMI')	2/21/23
ADACHI, Tadanori	10/1/21
ANUMIYA, Sadako	7/12/18 or 7/25/18
AOYAMA, Tomio Tommy	3/28/22
AWAMURA, Shizuye (nee Kawamoto)	9/27/21
AWANE, Tadao	3/24/23
DEGUCHI, Mitsuko (nee Matsumura)	4/10/20
DOIDA, Haruye (nee Yamada)	3/3/19
FUJINAGA, Makiyo Margie	12/24/22
HAMADA, Hatsuko (nee Yamakami)	12/20/13 or 12/20/14
HAMAOKA, Toshiki Dick	10/14/17
HANAKI, Yoshiye Helen	6/29/16
HANSEN, Yoneko Takata (Yanase)	4/20/17
HARA, George	7/13/21
HARA, Ichiro	1/31/23
HASE, Kiyoshi	5/27/19
HASHIKUNI, Sumiko Furukawa	4/30/21

1	HATTORI, George Nobutaka	1/18/23
2	HIGASHI, Motoshi	11/9/16
3	HIGASHI, Suyeto Samuel	11/7/23
4	HOSHIDA, George Joji	4/20/22
5	HOSOGI, Perry Tohru	6/25/23
6	IKE, Mamoru	2/3/16
7	IMAI, Akira Woodrow	6/16/23
8	ISERI, Shigeko	2/10/18
9	ISHIZUKA, Shizuko Wakayama	12/27/20
10	IWO, Teiko (nee Sato)	4/10/17
11	KAMATANI, Tomeyo (nee Taketaya)	5/5/15
12	KANAMORI, Kazuko Grace (nee Miyamoto)	1/23/23
13	KATO, Reiko (Laiko)	3/5/24
14	KATSUDA, Tomie	2/4/20
15	KAWAHARA, Mary Haruye Mayeda	3/17/20
16	KAWASAKI, Chiyeke	11/13/23
17	KAWASAKI, Harry Hiroyuki	5/13/21
18	KAWASAKI, Mary Meriko	8/23/22
19	KAZUMURA, Shizue Dorothy (nee Okanishi)	1/24/16
20	KIMOTO, Takashi	1/29/23
21	KITAYAMA, Lucy Miyeko (nee Takeda)	9/21/20
22	KOGA, Hideko	4/1/17
23	KUDO, Fumiko Frances	6/23/21
24	KUDO, Takashi	7/18/23
25	KUMAGAI, Miyako	5/4/19
26	KUSUDA, Masanao	11/13/20
27	KUSUNOKI, Teruko	3/1/18
28	KUWAMOTO, Setsuko	9/9/22
29	MANO, Tsuyoshi	12/25/20
30	MASUDA, Shizuko Mrs. (Shiyuko)	2/24/12
31	MASUOKA, Noboru Tommy	5/4/23
32	MATSUOKA, Frank Haruo	2/15/24

1	MIHARA, Hidema	8/19/17
2	MINAMI, Asayo (nee Nakahama)	3/9/20
3	MINATO, Harry Hirochika	4/8/21
4	MINATO, Kazue (nee Okazaki)	5/1/18
5	MIYAHARA, Shizuko (Mura)	12/6/13
6	MIYAKE, Masaharu	12/5/23
7	MIYATA, Hisako	7/30/17
8	MIZOGUCHI, Chizuko Peggy (Iwai)	8/1/20
9	MORIMIRO, Kazuo	10/1/22
10	MURAKAMI, Michie Kikkawa (Katsuyama)	7/26/22
11	NAGATOISHI, Haruye	1/29/15
12	NAGATOISHI, Takeshi	8/1/12
13	NAKAHARA, Hisao	7/13/22 7/12/22
14	NAKAMICHI, Katsumi	1/1/19
15	NISHIKAWA, Masato	8/10/21
16	NORITAKE, Kimiye Kojima	8/1/17
17	OGAMI, Grace Yoshiko	10/23/23
18	OKADA, Hideko	10/21/23
19	OKUHARA, Shinichi	7/10/12
20	ONO, Ruby Fumiko	10/7/22
21	ORIBA, Fumiye Mary	7/20/23
22	OSHIMA, Tsuneko	11/22/23
23	OSHITA, Rickichi (Rikiichi)	9/7/17
24	SAGARA, Alice Naiko Takehana	1/1/20 or 1/1/19
25	SAKAGUCHI, Tsutao	12/20/20
26	SAKAMOTO, Asako ^(ASAKA) Mary	2/3/17
27	SAKAMOTO, Shizu (Ueno)	3/30/20
28	SANO, Akiko Louise	12/5/22
29	SHIMODA, Mary Teruko (Ueno)	7/13/21
30	SHINKAWA, Jack Takao	3/21/23
31	SUENAKA, Shizue	3/26/13 or 3/26/14
32	SUGAI, Mitsuru	8/8/19

1	SUGASAWARA, Bob Iwao	5/18/22
2	SUGASAWARA, Jack Yorimichi	2/11/21
3	SUGIMOTO, Tomi, nee Iseri	9/18/06
4	SUGITANI, Saburo	7/15/20
5	TAGAMI, Isamu	5/16/16
6	TAIRA, Aiko (AKIKO) ^ (nee Iida)	7/25/06 or 7/25/07
7	TAKAHASHI, Masako	6/20/22
8	TAKAO, Kazuo Howard	6/1/23
9	TAKASHIBA, Masaru	4/14/24
10	TANABE, Namiye Terasaki	10/25/20
11	TANAKA, Frank Seiso	5/5/23
12	TANIGUCHI, Ichiye	9/6/20
13	TANIGUCHI, Tokie	1/6/23
14	TAO, Matsuye	7/13/14 7/12/14
15	TOMIMOTO, Yoshino	5/15/14
16	TOMIYAMA, Haruko	5/3/16
17	TONAI, Yaye (Yaeko) (Takao)	12/18/16
18	TSUDA, Kasue (nee Yamamoto)	1/6/18
19	UENO, Chisa	6/21/23
20	WAKAYAMA, Toki June (nee Maryama)	6/29/14
21	WAKE, Ayako (Tanigawa)	9/6/15
22	WATANABE, Eiko (nee Miyasaki)	3/27/20
23	WATANABE, Masao	3/26/23
24	YABE, Sugayo (nee Makikawa)	12/1/20
25	YABU, Yoichi	5/12/00
26	YAMADA, Ben	8/9/21
27	YAMAMOTO, Kinuko	7/28/23
28	YAMAMOTO, Minoru	1/1/22
29	YAMANE, Eunice Yukimi (nee Hirase)	9/21/19
30	YAMASAKI, Shizuye	6/5/16
31	YAMASHITA, Fumiko (nee Yasui)	6/15/20
32	YAMASHITA, Hisako	4/19/22

1	YAMASHITA, Mary Fumiko	10/8/20
2	YAMASHITA, Masashiro (MASAHIRO)	10/23/21
3	YAMASHITA, Saburo	1/18/24
4	YAMASHITA, Tomiko	12/22/18
5	YASUI, Katsuto	5/20/21
6	YOKOI, Kasuko Kay	7/16/23
7	YOKOME, Asako (nee Sakatani)	6/21/21
8	YOSHIMURA, Fumiye (nee Hase)	11/29/17
9	YOSHIDA, Michiko Hieda (Hiyeda)	7/20/22
10	YOSHITSU, Miyoko (nee Furuya)	1/30/19
11	KAMINAKA, Fumio	1/15/21
12	MITSUDA, Miyako	8/19/20
13	TAKASHIRO, Shigeru	5/22/14
14	(SUMITAKA)	
15	YAMANAKA, Sumitake Albert	3/20/21
16	MURAKAMI, Tadashi	8/23/16

II

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

Done in open Court this _____ day of _____, 1955.

UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:

June 17, 1955

Department of Justice
Washington, D. C.

Attn: Enoch E. Ellison, Esq.

In re: Abo et al., v. Brownell, et al.,
Cons. No. 25294-5, USDC San Francisco

Gentlemen:

Enclosed find copies of proposed "Stipulation Re Judgment" and copies of proposed "Final Order, Judgment and Decree" for use in the above-entitled causes submitted for your examination, criticism and any corrections you may desire to suggest.

I would be grateful were you to telephone me at my expense concerning the proposed forms so that if any changes are to be made I can revise the proposed forms to conform.

If you consent a stipulation waiving the right to appeal might be incorporated into the Stipulation Re Judgment or in a separate stipulation that might be filed in said causes.

I suggest that there is no necessity to present to the district judge or to file in the said causes any copies of the affidavits of the plaintiffs who have obtained administrative clearance and who are affected by the Stipulation Re Judgment. The presentation and filing thereof would serve no purpose except to place an additional burden on the judge and on the clerks who would be required to make separate entries thereof and the affidavits, being voluminous, would clutter up the court records. I trust you will agree that they need not be presented, filed and entered. If you consent thereto I would be grateful were you, in due course, to authorize the release to me of the extra copies of the affidavits so that eventually they may constitute part of the records I have which have been requested by the University of California for historical purposes.

I have had a good deal of difficulty in compiling a complete list of plaintiffs who have been cleared administratively because a number of those who elected to file applications for passports in Japan through our consular offices and in this country through the offices of the State Department and Immigration Service and have been cleared administratively and have had passports issued to them have not made it a practice to keep me informed.

WAYNE M. COLLINS

ATTORNEY AT LAW

MILLS TOWER, 220 BUSH STREET
SAN FRANCISCO 49, CALIF.
TELEPHONE GARFIELD 1-1218

I am enclosing a list of the plaintiffs who, according to my records, have been cleared administratively and who, therefore, should be listed in the proposed judgment. If your office can add to the list the names of any other plaintiffs who have been cleared administratively and have had passports issued to them, I would be grateful because it will enable me to close my files as to them.

Very truly yours,

1
2
3 STIPULATION RE JUDGMENT

4 WHEREAS, pursuant to an agreement entered into between the
5 parties hereto by the Attorney General of the United States,
6 a defendant herein, counsel for the defendants, and counsel for
7 the plaintiffs, an administrative remedy made available to the
8 parties plaintiff by the Attorney General of the United States
9 has been prosecuted to finality by the hereinafter named parties
10 plaintiff and whereas, pursuant to the provisions of said
11 agreement, the Attorney General of the United States and other
12 defendants herein thereunder have concluded that each of the
13 hereinafter named parties plaintiff, under the provisions of
14 Title 8 U.S. Code, Section 801 (1), heretofore, while detained
15 and confined in a War Relocation Center by and under authority
16 of the United States Government during the year 1944 or 1945,
17 executed an application for renunciation of his or her United
18 States nationality and renounced such nationality while so
19 detained and confined and his or her said such application for
20 renunciation of United States nationality and renunciation of
21 United States nationality thereunder thereafter was approved by
22 an order of the Attorney General of the United States, and have
23 concluded that the said application for renunciation and renun-
24 ciation of United States nationality of each of the hereinafter
25 named parties plaintiff proximately was caused by duress, coercion
26 and fear and was not the result of free choice on his or her part
27 but was involuntary;

28 NOW THEREFORE, the defendants herein stipulate, consent and
29 agree to withdraw and hereby do withdraw the offers of proof, if
30 any, heretofore made or filed herein by the defendants against
31 each, any or all of the hereinafter named parties plaintiff and
32 consent and agree that judgment on the merits of the cause in
favor of the hereinafter named parties plaintiff and against

1 defendants be entered herein setting aside and cancelling the
2 application for renunciation of United States nationality hereto-
3 fore executed by each of the hereinafter named parties plaintiff,
4 the renunciation of United States nationality heretofore made by
5 each of the hereinafter named parties plaintiff and the order of
6 the Attorney General heretofore made approving the said applica-
7 tion for renunciation and renunciation of United States nationality
8 of each of the hereinafter named parties plaintiff and that said
9 order, judgment and decree declare each of the hereinafter named
10 parties plaintiff to be a native born national and citizen of
11 the United States of America, and formal findings of fact and
12 conclusions of law hereby are waived.

13 The names of the parties plaintiff affected by this Stipulation
14 Re Judgment are as follows:
15

16 _____
17 _____
18 _____

19
20 Dated: _____.

21
22 WARREN E. BURGER, Assistant Attorney General
23 LLOYD H. BURKE, United States Attorney.
24 ENOCH E. ELLISON, Attorney, Department of
25 Justice
26 PAUL J. GRUMELY, Attorney, Department of
27 Justice

28 By: _____

29 Assistant U.S. Attorney
30 Attorneys for Defendants

31 _____
32 Wayne M. Collins
Attorney for Plaintiffs