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KASHIWAGI, EIKO

1945

* JUDGEMENT LIST

78/177
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ADDRESS REPLY TO
"THE ATTORNEY GENERAL"
AND REFER TO
INITIALS AND NUMBER

DEPARTMENT OF JUSTICE

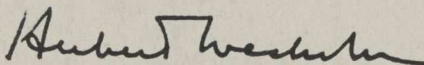
WASHINGTON, D. C.

NOTICE OF APPROVAL OF RENUNCIATION OF UNITED STATES NATIONALITY

To: Eiko Kashiwagi
(born May 25, 1925, Sacramento, California)
4005-D
Tule Lake Center
Newell, California

You are hereby notified that, pursuant to Section 401(i) of the Nationality Act of 1940, as Amended, and the regulations issued pursuant thereto, your renunciation of United States nationality has been approved by the Attorney General as not contrary to the interests of national defense. Accordingly you are no longer a citizen of the United States of America nor are you entitled to any of the rights and privileges of such citizenship.

Date: March 22, 1945



Herbert Wechsler
Assistant Attorney General
War Division

ADDRESS REPLY TO
"THE ATTORNEY GENERAL"
AND REFER TO
INITIALS AND NUMBER

DEPARTMENT OF JUSTICE

WASHINGTON, D. C. 25

October 12, 1945

CMR:nm

146-54-2546

Miss Eiko Kashiwagi
4005-D
Tule Lake Center
Newell, California

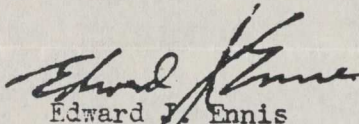
Dear Mr. Kashiwagi:

I have for reply your letter of September 17, 1945.

With reference to your statement that you desire to withdraw your renunciation of United States nationality, you are advised that no such procedure is possible. Under the law, neither the Attorney General nor any other official of this Government has any authority whatsoever to permit you to reconsider your action in renouncing United States nationality. Immediately upon the approval of your renunciation by the Attorney General you ceased to be a United States national.

I regret the hardship to which you may now find yourself exposed as a legal consequence of your renunciation. It was to prevent such hardship, wherever possible, that a hearing was required prior to the approval of any renunciation application.

Sincerely,



Edward J. Ennis
Director, Alien Enemy Control Unit

FOR DEFENSE



BUY
UNITED
STATES
SAVINGS
BONDS
AND STAMPS

312

Sept. 17, 1945

Honorable Tom C. Clark
Attorney General
Department of Justice
Washington 25, D. C.

Honorable Tom C. Clark:

I should like to repudiate my renunciation of American citizenship signed by myself on March 1945.

I am native born of American Citizen, full desire to exercise all the right of United States Citizen and to be bound by all the obligation of such citizenship. I was not a free agent when I signed the renunciation form, but under duress.

I request that my case be reopened for further consideration and the introduction of evidence to prove the renunciation was ineffective and void because signed duress.

Yours very truly,

Eiko Kashiwagi

Sept. 28, 1945

HONORABLE TOM CLARK,
Attorney General of the United States
Department of Justice Building
Washington, D. C.

Dear Sir:

On March 22, 1945, I signed an application for renunciation of United States nationality form at the W.R.A. Segregation Center situated at Tule Lake, Modoc County, California at a perfunctory appearance before a government official, and I have received a letter dated June 28, 1945, from Mr. Herbert Wechsler, Assistant Attorney General, approving the same.

I hereby repudiate, withdraw, retract, and revoke the said renunciation upon the following grounds and for the following reasons:

- (1) The circumstances under which said renunciation form was signed by me did not constitute a fair and impartial hearing and was a denial of my constitutional guaranty of due process of law and of the equal protection of the laws;
- (2) I was not a free agent at the time when and the place where said renunciation form was signed but was then and there held in duress and was the victim of fraud, menace and undue influence and mistake of fact and law;
- (3) I then and there was and continuously from June 28, 1942, had been detained in the said W.R.A. Segregation Center by official authority and was deprived of substantially all my constitutional rights, liberties, privileges and immunities as an American citizen by birth and by choice and thusly discriminated against solely by reason of the Japanese nationality of my ancestors;
- (4) I was intimidated and compelled to sign the said renunciation form by displays of force and intimidation made by the Hoshi Dan, a pressure group of aliens in said camp, and by members thereof, and I was in constant fear, that said threats would be carried into execution if I refused to sign it. I was acting under the menace and fraud of said group and its members and the undue influence exerted by them upon me and I signed said renunciation form under duress.

Because of the foregoing reasons the said renunciation and approval thereof were, and each of them is, invalid, null and void.

I am not a citizen or subject of Japan and I do not and never have owed or given that country or nation any allegiance. I am not an alien enemy. I am a native American by birth and also by choice. I recognize as my sovereign the United States of America and I give and ever have given the United States my undivided loyalty and allegiance. I have no dual citizenship through any act or acceptance upon my individual part.

Therefore I demand that you withdraw and set aside the said renunciation form which is repudiated, withdrawn and revoked by me, and to recall, withdraw, cancel, and revoke your approval of said renunciation form.

I am ready and willing to have this matter re-opened and a hearing be granted to me in order to prove that said renunciation form was signed when I

was not a free agent in any sense of the words but was acting under duress and under menace, fraud and undue influence and mistake of fact and law.

I respectfully request your immediate consideration of this urgent matter.

Very truly yours,

Eiko Kashiwagi
4005-D
Newell, Calif.

Address

CONFIDENTIAL

Committee No. 312

(For Use Only of My Attorney)

Atty. No. _____

Name (type or print) Eiko Kashiwagi

Block No. 4005-D Tule Lake Center

Sex: Male Female X

Age: 20 years Date of Birth: Month: May Day: 25 Year: 1925

Place of Birth: (City) Sacramento (County) Sacramento State) Calif.

Permanent residence address at time of evacuation: _____

P.O. Box 514 Penryn, California

Occupation at time of evacuation: Student

Have you "dual citizenship"? Yes

Did you ever have "dual citizenship"? _____

If you have or have had dual citizenship, who registered you as
a dual citizen: My parents When: At the time of birth.

Where: Not known.

Did you ever take any steps to cancel dual citizenship? No

When: _____ Where: _____

What steps were taken to cancel it? _____

On what date did you sign a form renouncing your U. S. citizenship:
About February

Month: MARCH Day: XX Year: 1945

Were you under 21 years of age at the time you signed that
renunciation form? Yes

Was there a hearing officer present when you signed? Yes

What was his name? Can't remember.

Did you have a hearing on the matter at that time? Yes

Did anyone represent you at that appearance or hearing? No

If so, who? _____

Did you attend that hearing alone? Yes If not, who went with
you? _____

Have you received a letter approving your renunciation? Yes ✓

If you have, what date does it bear? March 22, 1945

On what date did you receive the letter of approval? July 3, 1945

Who signed that letter of approval? Herbert Wechsler

_____. (Attach the letter of approval and the envelope.)

Did you write a letter revoking your renunciation before you received
a letter approving your renunciation? No

If you did, what date did you send that letter in the U. S.
mail? _____

Have you a copy of that letter? _____

(If you have, annex it to this form)

Since receiving a letter from the Attorney General's office approv-
ing your renunciation, have you sent a letter to that office or
to the Attorney General revoking your renunciation? Yes

What date did you send that letter revoking your renunciation of
U. S. citizenship? September 17, 1945

(If you have a copy of that letter revoking your renunciation,
annex it to this form.)

Have you served in our military forces? _____

If so, what date did you enroll? _____ When were you
discharged or released from military service? _____

What type of discharge did you receive? _____

What was your last draft classification? _____

Did you refuse to be drafted? _____

Are you or have you ever been a member of the Hoshi Dan, the Hokoku
Dan, Seinen Dan or similar organizations while in camp, either
becoming such by intimidation, coercion, or otherwise? No

Are your parents U. S. citizens? No

What are their names: Kofusa Kashiwagi, mother

Have they been released from detention? Yes, FREE

Have they been relocated? No

What members of your family, if any, are serving or have served in
the military forces of the U. S.? None

Have you registered as an "alien" under the Alien Registration Act
of 1940? Not yet When: _____

Where: _____ Who was present with you at that
time, if anyone? _____ Were you represented by
anyone at that time? _____

Was any hearing given to you at that time? _____

Who registered you, if you know? _____

Did you protest registering as an alien? _____

Did you write your protest on the form? _____

Did you file a letter of protest with the registering officer?

_____ (If so, annex a copy of the letter to this form.)

Have you signed non-repatriation form asking to stay in U.S.?_____

Have you filled out a Department of Justice Repatriation form asking to be sent to Japan?_____ If you did, when?_____

Where:_____ Before whom did you appear to sign that repatriation form?_____

Did anyone represent you at that time or were you alone_____

_____ Were you given a hearing by anyone on the question of signing the repatriation form?_____

If so, by whom?_____

Did you protest signing that Repatriation form?_____

Did you write the protest on the form?_____

Did you file a letter of protest with the registering officer at the time you signed it?_____

What was the name of the officer present when you signed, if you know?_____

When, if ever, did you fill out a repatriation form for W. R. A.

Social Welfare? About January, 1944

When did you send a letter cancelling that request? October 6, 1945

Do you own any agricultural land, a home, or commercial property in the U. S.? No If so, where?_____

The following space is for any remarks you care to write:

I am scheduled to go to the Alien Registration on October 22, 1945.
However, I shall protest the registration as I am an American
citizen and not an alien.

COMMITTEE NO. 312

ADDITION TO PARENTS QUESTION

1. My father--Fukumatsu Kashiwagi
He is in Weimar Sanatorium
Weimar, California

Date: October 21, 1945

Eiko Kashiwagi

Eiko Kashiwagi

(Name)

Have you signed non-repatriation form asking to stay in U.S.? _____

Have you filled out a Department of Justice Repatriation form asking to be sent to Japan? _____ If you did, when? _____

Where: _____ Before whom did you appear to sign that repatriation form? _____

Did anyone represent you at that time or were you alone _____

_____ Were you given a hearing by anyone on the question of signing the repatriation form? _____

If so, by whom? _____

Did you protest signing that Repatriation form? _____

Did you write the protest on the form? _____

Did you file a letter of protest with the registering officer at the time you signed it? _____

What was the name of the officer present when you signed, if you know? _____

When, if ever, did you fill out a repatriation form for W. R. A.

Social Welfare? About January, 1944

When did you send a letter cancelling that request? October 6, 1945

Do you own any agricultural land, a home, or commercial property in the U. S.? No If so, where? _____

The following space is for any remarks you care to write:

I am scheduled to go to the Alien Registration on October 22, 1945. However, I shall protest the registration as I am an American citizen and not an alien.

I am single. Two brothers are renunciants--Hiroshi (Age 23) and Ryo (Age 21).

Date: October 21, 1945

Eiko Kashiwagi

Eiko Kashiwagi

(Name)