

11:21

Kimura, Michiko

1945 - 1960

78/177

C

WAYNE M. COLLINS
Attorney at Law
MILLS TOWER, 220 BUSH STREET
SAN FRANCISCO 4, CALIFORNIA

TELEPHONE: GARFIELD 1-1218

JUL 14 1955

Dear Plaintiff-Renunciant:

In 1954 the Tule Lake Defense Committee and I also wrote and informed you that I had entered into an arrangement with lawyers for the Justice Department whereby the remaining plaintiffs in the mass class equity suits entitled Abo et al., v. Brownell, etc., et al., Nos. 25294-5 pending in the U.S. District Court at San Francisco, California, whose citizenship then had not been recovered would have an opportunity first to try to clear up their citizenship status administratively and, in the event any were not successful in so doing, then such persons would be given the opportunity of having their citizenship status determined by individual trials in that court. (A large number already have been cleared administratively in addition to the large number who were successful by court decision.)

You were informed by me and also by your Committee that you should notify me or your Committee of your decision whether or not you wished me to proceed to have your citizenship status determined administratively and, in the event that failed, to have your citizenship status determined by a personal individual court hearing in the mass class suits now pending in said Court. To date, however, you have not notified either me or your Committee whether you wish me to proceed any further on your behalf in having your citizenship status determined.

By your silence and neglect in notifying me or your Committee of your choice to have me proceed on your behalf administratively and by court hearing to determine your citizenship status and your failure to cooperate in the efforts to have it determined my office, your Committee and the plaintiffs in the cases who have advanced their share of the costs, expenses and fees involved have been put to a considerable expense of time, work and money in communicating with you and in keeping you as a plaintiff in the mass class equity proceedings to preserve to you the right in the lawsuits to have the chance of clearing your citizenship status administratively and by individual court hearing. The progress of this litigation has reached such a point that any further waste of time, work or money on those plaintiffs who do not cooperate in the effort to have a final conclusion as to them reached in this litigation no longer can be afforded.

If you still are interested in recovering your U.S. citizenship or in trying to recover it in these mass class equity proceedings and wish me to continue my efforts on your behalf to such an end you must notify me in writing (letter, postcard or other written notice) at my office, Mills Tower, 220 Bush Street, San Francisco 4, California, or your Tule Lake Defense Committee, 124 South San Pedro Street, Room 215, Los Angeles 12, California, on or before ^{September} ~~July~~ 1, 1955, of your decision to have me continue to represent you, otherwise I shall not be able to

proceed further on your behalf to have your citizenship status determined. If you wish me to continue on your behalf you must make arrangements with my office or your Committee to defray your proportion of the costs, expenses and fees such representation has involved and still involves.

If you no longer are interested in recovering your U.S. citizenship or in trying to recover it in the said lawsuits, either administratively or by an individual court trial, and do not wish me to proceed further or wish to be dismissed from said lawsuits I would thank you to inform me of your decision by filling out, signing and mailing the enclosed letter to me in the enclosed ~~stamped~~ envelope so that your name can be dropped from the list of plaintiffs in the mass class equity suits and you can be dismissed as a plaintiff from said lawsuits.

If neither your Committee nor I receive from you on or by ^{September} ~~July~~ 1, 1955, either a letter, postcard or other written notice from you stating that you wish me to continue my efforts to regain your citizenship I shall conclude from your inaction and silence that you do not wish me to try further to recover your U.S. citizenship. I will treat a failure on your part to give me or your Committee such a notice as a request from you to dismiss you from being a plaintiff in the lawsuits. I will be compelled to do this because if your individual case is set down for trial a judgment on the merits or of dismissal could be entered against you. Thereafter if you wished to proceed independently to have your U.S. citizenship determined you could engage the services of another attorney who can proceed to have your status determined administratively or under such law as he or you may deem necessary, expedient or advisable.

Very truly yours,

Wayne M. Collins

Enc.

(IF YOU DO NOT WISH ME TO PROCEED FURTHER WITH MY EFFORTS
IN TRYING TO CANCEL YOUR RENUNCIATION AND RECOVER YOUR
UNITED STATES CITIZENSHIP AND YOU WISH TO BE DISMISSED FROM
THE LAWSUITS, PLEASE FILL OUT THE REQUEST BELOW, SIGN AND
DATE IT AND MAIL TO ME IN THE STAMPED ENVELOPE WHICH IS
ENCLOSED.)

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

Dear Sir:

I do not wish you to proceed further to have my U. S. citizenship status
determined either administratively or by court decision. Therefore, I
authorize you to drop my name from the list of plaintiffs in Abo, et al., v.
Brownell, etc., et al., lawsuit Numbers 25294-5, now pending in the U. S.
District Court in San Francisco, California, and to dismiss me from being
a plaintiff in said mass class lawsuits.

My reasons for this are as follows:

Dated:

My name is:
(Please sign your full name)

My birthdate is:

My address is:

.....

.....

NAME _____

ADDRESS _____

WAYNE M. COLLINS

ATTORNEY AT LAW

1701 MILLS TOWER

220 BUSH STREET

SAN FRANCISCO 4

CALIFORNIA, U. S. A.

WAYNE M. COLLINS
ATTORNEY AT LAW
MILLS TOWER, 220 BUSH STREET
SAN FRANCISCO 4, CALIFORNIA

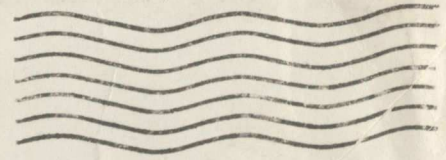
RECEIVED
AUG 8 1955

Noted

Miss Michiko Kimura
c/o B. M. Inaba
2816 Waialae Avenue
Honolulu, T.H.

No 1





us-1-d

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

DEPARTMENT OF JUSTICE

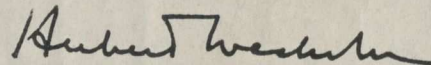
WASHINGTON, D. C.

NOTICE OF APPROVAL OF RENUNCIATION OF UNITED STATES NATIONALITY

To: Michiko Kimura
(born July 23, 1921, Aiea, Hawaii)
8404-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

COPY

8404 DE
Newell, California
September 14, 1945

Mr. Edward J. Ennis, Director
Dept. of Justice
Washington D. C.

Dear Mr. Ennis:

At one of the renunciation hearing board, I appeared before them and renounced my citizenship. This, I am deeply regretting of such an drastic action, I am now writing the motive of taking such an action and appealing before you to reconsider my renunciation.

At the out break of the war on Dec. 7, 1941, my father was detained by the army and later sent to the mainland as an internee for the duration. Anon Oct. 1942, we were sent to the mainland with the family, as evacuee and to be reunited with my father, but we were sent to Jerome Relocation Center without having the family reunion until May 1944, just before we were segregated to the Tule Lake Center where we are residing at the present. Coming to the Tule Lake Center I found that the condition of this place was unnormal. The people were uneasy and had many troubles. Several organizations were begun. I or any member of my family is not a member of the organization because we do not believe in them. The pressure was hard (as many other people might have told you in the letter of this kind). Also, I was working among the people whose idea was more or less toward the organization and put pressure on us that did not renounced that I could not take it. I was very much condused and didn't know what I was doing.--- Since my father was an internee I took it for granted that he may not be released to relocate but to return to Japan and I wanted to stay with them as a family to look after my parents and younger brothers. Ever since I came to the mainland I mingled with the people who were forced evacuation from the coast and had much ill feeling toward the government unlike Hawaiian people who were not forced evacuation. Just few of the people were evacuated and we, being the one of them my mind awayed toward themby influence and did it without considering this matter seriously.

I was born in Aiea, Oahu. T. H. in July 1921. At the age of 7 I was sent to Japan with my family and after finishing grammar school I returned to Hawaii in 1935. I tried very hard to learn English since I did not know anything. I graduated from the Denson High at Jerome Relocation Center in 1943 and I learned the American History and I know well of what it stands.

My father, as I said previously, as interned for being a Japanese teacher for more than 26 years. Hee

taught the Japanese language to American citizen of American parentage, who did not understand their mothers' language. He not only taught the language but he taught them to be a good and loyal citizen of America, where he owed so much, living in Hawaii for more than 26 years.

At the out break of the war thousands of boys volunteered to be in the U. S. Army, that made up the 442nd Combat Team at the Camp Shelby. Many of his pupils also volunteered and some of them were killed in the European front. This I think is the best evidence of what my father has done teaching the Japanese language. According to the record, at this center his status shows that he is segregated parolee and I am a renouncee and both are stopped by the Dept. of Justice.

The long waited peace has come at last and we are planning to return to Hawaii where we lived so long. My sister and my brother-in-law, operation the Macaroni And Noodle Factory in Hawaii, wrote to us indicating their desire for us to return to Hawaii. And they are willing to be our witness if necessary.

As a citizen I will give my any little contribution that is asked of me.

Upon your due consideration will you please withdraw my renunciation and grant me and my father and my family the opportunity and privilege of returning to Hawaii?

Your immediate attention to the above matter will be greatly appreciated.

Sincerely yours,

Michiko Kimura
Michiko Kimura

October 27, 1945

Honorable Tom C. Clark
Attorney General of the United States
Department of Justice Building
Washington D. C.

On February 10, 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 25, 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 Nov. 23, 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 was thusly discriminated against solely by reason of the Japanese nationality of my ancestors;

4. I was intimidated, coerced, and compelled to sign the said renunciation form by threats of physical violence to myself a pressure group 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 ~~an~~ 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

Therefore I demand that you withdraw, recall, cancel and revoke your approval of said renunciation form.

I am ready andwilling 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 law.

I respectfully request your immediate consideration of this urgent matter.

Very truly yours.

Michiko Kimura
Michiko Kimura
8404-D²
Tule Lake Center
Newell, California

October 27, 1945

Mr. Ivan Williams, Officer in Charge
Immigration and Naturalization Service
Department of Justice
Tule Lake Center
Newell, California

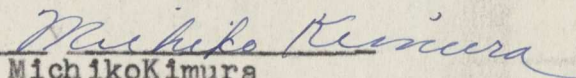
Dear Sir:

On October 25, 1945, I was requested by you, to appear before your officer to register under the provisions of the Alien Registration Act.

Although I appeared before your office to comply with the provisions of the Alien Registration Act, I wish to state that said registration form was signed by myself under protest.

Therefore I shall appreciate your accepting this letter as a documentary evidence that my signature affixed on said Alien Registration form was done so under protest, as I am an American Citizen.

Yours truly,


Michiko Kimura
8404 -DE
Tule Lake Center
Newell, California

October 27, 1945

Honorable Tom C. Clark
Attorney General of the United States
Department of Justice
Washington D. C.

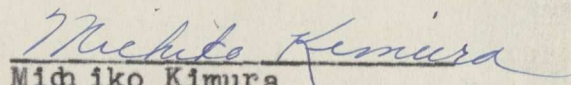
Sir:

On October 25, 1945, I was requested by Mr. Ivan Williams, Officer in Charge, Immigration and Naturalization Service, Department of Justice, to appear before their officer to register under the provisions of the Alien Registration Act.

Although I appeared before your office to comply with the provisions of the Alien Registration Act, I wish to state that said registration form was signed by myself under protest.

Therefore I shall appreciate your accepting this letter as a documentary evidence that my signature affixed on said Alien Registration form was done so under protest, as I am an American Citizen.

Yours very truly,


Michiko Kimura
8404-DE
Tule Lake Center
Newell, California

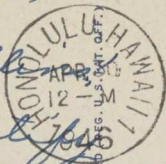
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1B-H645

April 30, 1946

Dear Mr. Collins



POST CARD

This is to notify
that Michiko Kimura
Committee No. 2001
whose old address was
8404-D Newell, Calif.,
moved to following
address:

90 B. M. Inaba
2816 Waialae Ave
Honolulu.

Mr. Wayne M. Collins
1721 Mills Tower
San Francisco

GENUINE CURTEICH-CHICAGO "C.T. ART. COLORTONE" POST CARD REG. U.S. PAT. OFF.

December 18, 1946.

Miss Michiko Kimura,
1935 S. Beretania Street,
Honolulu, T.H.

Dear Miss Kimura:

I have discussed the questions that you put to me in your letter of December 4th with Mr. Cooley of the Department of Justice by telephone.

Inasmuch as the political status of renunciants has not yet been determined by the courts the safest procedure for you to take in the event that you wish to return to the mainland for any purpose whatever is for you to apply to the State Department for a permit enabling you to come to the mainland and also to return to Hawaii. If the office of the State Department there is not able to give you a final answer on the matter it will be necessary for you to address your communication to the office of the Attorney General in Washington, D.C.

It is my opinion that the State Department will permit renunciants to travel to the mainland to study. It would be best for you, however, to obtain an expression of opinion from the State Department in Washington, D.C. or a State Department official in Honolulu.

The renunciation cases are now pending before Judge St. Sure on extensive briefs and affidavits. You will be informed when a decision is rendered.

Very truly yours,

WMC:cw

Carl Conley

1935 S. Beretania St.
Honolulu, I. H.
December 4, 1946

Dear Mr. Collins,

I am one of the renunciants at the Lule Lake Segregation Center and a member of the Defense Committee (#2001). I was released and returned to Honolulu on March 23rd of this year and reside at the above address. I am very glad to be back and thankful for your great effort to help us.

While I was in the camp I had an ambition to go to New York to study. However, when I was released I was told by one of the relocation advisors that Hawaiian Enemy Aliens (renunciants included) remained on the mainland might be deported so I decided to return to the Islands.

My question is Mr. Collins are there any possibilities for us renunciants to travel to the mainland to study? If so what procedure must I take? I am sure there are many people wanting to visit mainland.

Another thing, I'd like to know the news of your test case on regaining our citizenship.

I will appreciate your kindness and great effort to help us. Thank you very much.

Sincerely,
Mihiko Kimura

December 11, 1959

152 July

Miss Michiko Kimura
c/o B. M. Inaba
3514b Leahi Avenue
Honolulu, Hawaii

Dear Miss Kimura:

If you are Michiko Kimura who was born in Honolulu, Hawaii on July 23, 1921, and who renounced U.S. citizenship at the Tule Lake Center and thereafter joined the class suit to regain your U.S. citizenship, I would thank you to communicate with me promptly so that arrangement may be made to deliver to you a certified copy of the court order declaring you to be a U. S. citizen. Please send your reply in the enclosed envelope.

Very truly yours,

WMC:cw
Enc: enc.
Cy: LA

*Smooth-Erase
Onion Skin*

HAS CONTENT

WAYNE M. COLLINS
Attorney At Law
Mills Tower, 220 Bush Street
SAN FRANCISCO 4, CALIFORNIA

GARfield 1-5827

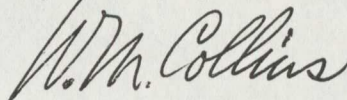
August 25, 1960

Mrs. Michiko Kimura
c/o B.M. Inaba
3514b Leahi Ave.
Honolulu, Hawaii

Dear Mrs. Kimura:

If you wish to receive your individual certified copy of the "Final Judgment" of the Court that cancels your wartime renunciation of citizenship and that declares you to be a U.S. citizen, you can obtain it from me by sending to me the \$ 200.00 balance due on your account. Sometime in the future you may need this document to prove your citizenship, to obtain a passport, to establish your right to vote, in applying for employment, Social Security benefits, various licenses, loyalty checkup, etc. If it presses you too much to pay your balance in a lump sum, you can let me know and arrangements can be made for you to pay the balance by installments. I am enclosing a stamped envelope for your reply.

Very truly yours,



Enc.

LAW OFFICE
OF
EBERT J. BOTTS
STANGENWALD BUILDING
HONOLULU, HAWAII

CABLE ADDRESS:
BOTTS, HONOLULU

August 29 60

Mr. Wayne M. Collins,
Attorney at Law
Mills Tower,
San Francisco, Calif

Dear Sir:

Your letter to Mrs Michiko Kimura has been turned over to me for reply. Mrs. Kimura does not recall engaging you as her attorney, or being involved in proceedings relating to her citizenship status. Will you please furnish me with the details.

Yours very truly


Attorney for Michiko Kimura

August 31, 1960

Ebert J. Botts, Esq.
Attorney at Law
Stangenwald Building
Honolulu, Hawaii

Re: Mrs. Michiko Kimura

Dear Mr. Botts:

In reply to your letter of August 29, 1960, I wish to inform you as follows:

My letter to Mrs. Michiko Kimura was intended for the person who applied to me some years ago in connection with her citizenship status. Mrs. Michiko Kimura was born on July 23, 1921, at Honolulu, County of Aiea, Hawaii.

My file contains several letters from her.

Since the party you refer to in your letter, Mrs. Michiko Kimura, does not recall being involved in any proceedings relating to her citizenship status, it may be that she is a ^{different} person with the same name, ~~but different birthdate and place.~~

If you will let me know whether Mrs. Kimura is the same person whose birthdate and birthplace I have identified in the foregoing paragraph, and who formerly lived at 1935 S. Beretania St., Honolulu, I will be able to explain the circumstances of her case.

Very truly yours,

October 5, 1960

Ebert J. Botts, Esq.
Attorney at Law
Stangenwald Building
Honolulu, Hawaii

Re: Michiko Kimura

Dear Mr. Botts:

My delay in replying to your letter of August 29, 1960, was due to the fact that I was in the East for approximately one month.

The Michiko Kimura to whom my letter of August 25, 1960, was intended to be sent was born on July 23, 1921, at Aiea, Honolulu, T.H. In December of 1941, her father was detained by the Army and was interned on the mainland and in 1942, Miss Michiko Kimura was sent to the mainland to the Jerome Relocation Center in Arkansas and subsequently was transferred to the Tule Lake Segregation Center. Her address at the time of her evacuation was 927 Robello Lane, Honolulu, and her occupation had been that of a paper wrapper at the Honolulu Paper Company. On February 10, 1945, she renounced her U.S. citizenship at that Segregation Center and the Attorney General approved her renunciation on June 25, 1945, and notified her thereof by letter dated June 30, 1945. She was then living in Barracks 8404-DE at the Tule Lake Center. Upon her release from the Tule Lake Segregation Center, she relocated to 1935 S. Beretania St., Honolulu. She joined the class equity suit on October 28, 1945, on her own written application which was delivered to me. She subsequently wrote to me when she was residing at 1935 S. Beretania Street. Letters I subsequently addressed to her at the Beretania St. address and to c/o B.M. Inaba, 2816 Waiialae Ave., Honolulu, Hawaii, were returned to me.

If the above description is that of your client, I believe the information contained herein will revive her recollection of what transpired. Apparently there are two Michiko Kimuras who reside in Honolulu and, in consequence, I do not know the address of the one you represent. If your client does not meet the description of the person mentioned in this letter, I would thank you to let me know her address so that no further communications will be addressed to your client.

Very truly yours,

WMC:ss

CONFIDENTIAL

Committee No. 200/

(For Use Only of My Attorney)

Atty. No. _____

Name (type or print) Michiko Kimura

Block No. 8404-DE

Sex: Male _____ Female X

Age: 24 years Date of Birth: Month: 7 Day: 23 Year: 1921

Place of Birth: (City) Honolulu (County) Aiea State/Territory of Hawaii

Permanent residence address at time of evacuation: _____

927 Robello Lane Honolulu Hawaii

Occupation at time of evacuation: Paper Wrapper at Honolulu Paper Co.

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: Parents When: _____

Where: Honolulu Hawaii

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:

Month: FEBRUARY Day: 10 Year: 1945

Were you under 21 years of age at the time you signed that

renunciation form? no

Was there a hearing officer present when you signed? yes

What was his name? unknown

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

Did anyone represent you at that appearance or hearing? _____

If so, who? no

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? June 25, 1945

On what date did you receive the letter of approval? June 30, 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? no

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 14, 1945

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

Have you served in our military forces? No

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: ----

(Alien)

Have they been released from detention? ----- Santa Fe Internment Camp

Have they been relocated? -----

What members of your family, if any, are serving or have served in
the military forces of the U. S.? No

Have you registered as an "alien" under the Alien Registration Act
of 1940? Yes When: October 25, 1945

Where: Tule Lake Center Who was present with you at that
time, if anyone? No Were you represented by
anyone at that time? No

Was any hearing given to you at that time? No

Who registered you, if you know? Unknown

Did you protest registering as an alien? yes

Did you write your protest on the form? Yes

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

no / YES, (If so, annex a copy of the letter to this form.)

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

Have you filled out a Department of Justice Repatriation form asking to be sent to Japan? No If you did, when? ---

Where: ---- Before whom did you appear to sign that repatriation form? -----¹/₂----

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? No

If so, by whom? ---

Did you protest signing that Repatriation form? No

Did you write the protest on the form? No

Did you file a letter of protest with the registering officer at the time you signed it? No

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

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

Social Welfare? April 1943

When did you send a letter cancelling that request? September 24, 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 not married and no one else in my family have renounced.

Date: October 28, 1945

Michiko Kimura
(Name)