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SHIBAYAMA, Yuzo and Family

1949 - 1954

78/177

C

Ginzo Murono

85, Hoover Annex
Seabrook Farms
Bridgeton, N.J.

June 2, 1949

Mr. Wayne M. Collins

Mills Tower, 220 Bush St.
San Francisco 4, Calif.

Dear Mr. Collins:

I have just informed Yuzo Shibayama's new
address, please note it as follows:

Yuzo Shibayama

1138 Felton st.
Chicago 10, Ill.

OK

Very truly yours,

Ginzo Murono

Ginzo Murono
Spokesman, Peruvian-
Japanese at Seabrook.

BEFORE THE BOARD OF IMMIGRATION APPEALS

BEFORE THE COMMISSIONER OF IMMIGRATION

In the Matter of

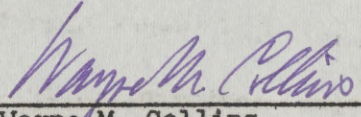
CARLOS ISAMU SHIBAYAMA

No. _____

APPLICATION TO REOPEN CAUSE FOR A SUSPENSION OF DEPORTATION

CARLOS ISAMU SHIBAYAMA, an alien minor, hereby requests that the deportation proceeding instituted against him be reopened for the purpose of enabling him to apply for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c) on the grounds that he is and has been, for the required period of time, a person of good moral character and is the minor child of YUZO SHIBAYAMA AND TATSUYE SHIBAYAMA, alien parents of a resident United States born citizen minor child, one or both of whom, upon a grant of a similar applied for suspension of deportation, will become legally resident aliens and that the deportation of applicant would result in serious economic detriment to one or both of said parents and to applicant.

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



Wayne M. Collins
1701 Mills Tower
San Francisco, Calif.
Attorney for Applicant.

AFFIDAVIT OF MERITS

STATE OF CALIFORNIA,)
)
CITY AND COUNTY OF SAN FRANCISCO.) SS.
-----)

Wayne M. Collins of said City and County and State, being first duly sworn, deposes and says: that he is the attorney for _____

CARLOS ISAMU SHIBAYAMA

the applicant in the foregoing application named; that he is informed and believes and therefore alleges upon such information and belief that the applicant is an alien dependent minor child of _____

YUZO SHIBAYAMA AND TARUO SHIBAYAMA

alien parents, each of whom is eligible to apply for and is applying for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c), on the grounds each is and has been a person of good moral character for a period of time in excess of five years and is a parent of a dependent native born United States citizen minor child: that applicant is and ever has been a person of good moral character; that if one or both of applicant's said parents be granted such suspension of deportation applicant thereupon becomes eligible to apply for and receive a like suspension of deportation under the provisions of said statute and regulations promulgated in furtherance of its objectives on the grounds applicant is and ever has been a person of good moral character and that the deportation of applicant would result in serious economic detriment to one or both of applicant's parents who then would be legally resident aliens: that applicant desires to have said cause reopened for the purpose of enabling applicant to submit oral and documentary evidence demonstrating said eligibility to apply for and to be granted such suspension of deportation.

Wayne M. Collins
Wayne M. Collins

Subscribed and sworn to before me

this 3rd day of July, 1949,

James H. Deery
Notary Public in and for the City and
County of San Francisco, State of California

BEFORE THE COMMISSIONER OF IMMIGRATION

No.

~~ELISA FUJIKO SHIRAYAMA~~

APPLICATION TO REOPEN CAUSE FOR A SUSPENSION OF DEPORTATION

ELISA FUSAKO SHIRAYAMA, an alien minor, hereby requests that the deportation proceeding instituted against her be reopened for the purpose of enabling her to apply for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c) on the grounds that she is and has been, for the required period of time, a person of good moral character and is the minor child of YUZO SHIRAYAMA AND TATSUYE SHIRAYAMA, alien parents of a resident United States born citizen minor child, one or both of whom, upon a grant of a similar applied for suspension of deportation, will become legally resident aliens and that the deportation of applicant would result in serious economic detriment to one or both of said parents and to applicant.

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

Wayne M. Collins
1701 Mills Tower
San Francisco, Calif.
Attorney for Applicant.

AFFIDAVIT OF MERITS

STATE OF CALIFORNIA,)
)
CITY AND COUNTY OF SAN FRANCISCO,) SS.
-----)

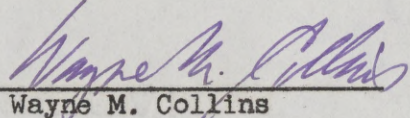
Wayne M. Collins of said City and County and State, being first duly sworn, deposes and says: that he is the attorney for _____

ELISA FUSAKO SHIBAYAMA,

the applicant in the foregoing application named; that he is informed and believes and therefore alleges upon such information and belief that the applicant is an alien dependent minor child of _____

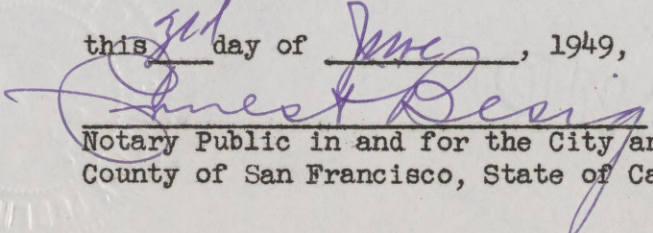
YUZO SHIBAYAMA AND TATSUYE SHIBAYAMA

alien parents, each of whom is eligible to apply for and is applying for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c), on the grounds each is and has been a person of good moral character for a period of time in excess of five years and is a parent of a dependent native born United States citizen minor child: that applicant is and ever has been a person of good moral character; that if one or both of applicant's said parents be granted such suspension of deportation applicant thereupon becomes eligible to apply for and receive a like suspension of deportation under the provisions of said statute and regulations promulgated in furtherance of its objectives on the grounds applicant is and ever has been a person of good moral character and that the deportation of applicant would result in serious economic detriment to one or both of applicant's parents who then would be legally resident aliens: that applicant desires to have said cause reopened for the purpose of enabling applicant to submit oral and documentary evidence demonstrating said eligibility to apply for and to be granted such suspension of deportation.


Wayne M. Collins

Subscribed and sworn to before me

this 3rd day of June, 1949,


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

BEFORE THE BOARD OF IMMIGRATION APPEALS
BEFORE THE COMMISSIONER OF IMMIGRATION

In the Matter of

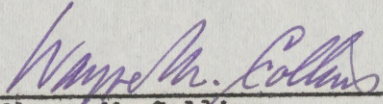
YOLANDA KIKUE SHIBAYAMA

)
)
)
)
)
No. _____

APPLICATION TO REOPEN CAUSE FOR A SUSPENSION OF DEPORTATION

YOLANDA KIKUE SHIBAYAMA, an alien minor, hereby requests that the deportation proceeding instituted against her be reopened for the purpose of enabling her to apply for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c) on the grounds that she is and has been, for the required period of time, a person of good moral character and is the minor child of YUZO SHIBAYAMA AND TATSUYE SHIBAYAMA, alien parents of a resident United States born citizen minor child, one or both of whom, upon a grant of a similar applied for suspension of deportation, will become legally resident aliens and that the deportation of applicant would result in serious economic detriment to one or both of said parents and to applicant.

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



Wayne M. Collins
1701 Mills Tower
San Francisco, Calif.
Attorney for Applicant.

AFFIDAVIT OF MERITS

STATE OF CALIFORNIA,)
)
CITY AND COUNTY OF SAN FRANCISCO.)
-----)
SS.

Wayne M. Collins of said City and County and State, being first duly sworn, deposes and says: that he is the attorney for _____

YOLANDA KIKUE SHIRAYAMA,
the applicant in the foregoing application named; that he is informed and believes and therefore alleges upon such information and belief that the applicant is an alien dependent minor child of _____

YUZO SHIRAYAMA AND TATSUYE SHIRAYAMA
alien parents, each of whom is eligible to apply for and is applying for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c), on the grounds each is and has been a person of good moral character for a period of time in excess of five years and is a parent of a dependent native born United States citizen minor child: that applicant is and ever has been a person of good moral character; that if one or both of applicant's said parents be granted such suspension of deportation applicant thereupon becomes eligible to apply for and receive a like suspension of deportation under the provisions of said statute and regulations promulgated in furtherance of its objectives on the grounds applicant is and ever has been a person of good moral character and that the deportation of applicant would result in serious economic detriment to one or both of applicant's parents who then would be legally resident aliens: that applicant desires to have said cause reopened for the purpose of enabling applicant to submit oral and documentary evidence demonstrating said eligibility to apply for and to be granted such suspension of deportation.

Wayne M. Collins
Wayne M. Collins

Subscribed and sworn to before me

this 24 day of June, 1949,

Ernest R. King
Notary Public in and for the City and
County of San Francisco, State of California

BEFORE THE BOARD OF IMMIGRATION APPEALS
BEFORE THE COMMISSIONER OF IMMIGRATION

In the Matter of

No. _____

ROSE AKIKO SHIBAYAMA

APPLICATION TO REOPEN CAUSE FOR A SUSPENSION OF DEPORTATION

ROSE AKIKO SHIBAYAMA, an alien minor, hereby requests that the deportation proceeding instituted against her be reopened for the purpose of enabling her to apply for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c) on the grounds that she is and has been, for the required period of time, a person of good moral character and is the minor child of IUZO SHIBAYAMA AND TATSUYE SHIBAYAMA, alien parents of a resident United States born citizen minor child, one or both of whom, upon a grant of a similar applied for suspension of deportation, will become legally resident aliens and that the deportation of applicant would result in serious economic detriment to one or both of said parents and to applicant.

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

Wayne M. Collins
Wayne M. Collins
1701 Mills Tower
San Francisco, Calif.
Attorney for Applicant.

AFFIDAVIT OF MERITS

STATE OF CALIFORNIA,)
)
CITY AND COUNTY OF SAN FRANCISCO.) SS.
-----)

Wayne M. Collins of said City and County and State, being first duly sworn, deposes and says: that he is the attorney for _____

~~ROSE AKIKO SHIBAYAMA~~,
the applicant in the foregoing application named; that he is informed and believes and therefore alleges upon such information and belief that the applicant is an alien dependent minor child of _____

~~YUZO SHIBAYAMA AND TATSUYE SHIBAYAMA~~
alien parents, each of whom is eligible to apply for and is applying for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c), on the grounds each is and has been a person of good moral character for a period of time in excess of five years and is a parent of a dependent native born United States citizen minor child: that applicant is and ever has been a person of good moral character; that if one or both of applicant's said parents be granted such suspension of deportation applicant thereupon becomes eligible to apply for and receive a like suspension of deportation under the provisions of said statute and regulations promulgated in furtherance of its objectives on the grounds applicant is and ever has been a person of good moral character and that the deportation of applicant would result in serious economic detriment to one or both of applicant's parents who then would be legally resident aliens: that applicant desires to have said cause reopened for the purpose of enabling applicant to submit oral and documentary evidence demonstrating said eligibility to apply for and to be granted such suspension of deportation.

Wayne M. Collins
Wayne M. Collins

Subscribed and sworn to before me

this 3rd day of June, 1949,

Shirley B. Boring
Notary Public in and for the City and
County of San Francisco, State of California

BEFORE THE BOARD OF IMMIGRATION APPEALS

BEFORE THE COMMISSIONER OF IMMIGRATION

In the Matter of

No. _____

Kenichi Shibayama

APPLICATION TO REOPEN CAUSE FOR A SUSPENSION OF DEPORTATION

KENICHI SHIBAYAMA, an alien minor, hereby requests that the deportation proceeding instituted against him be reopened for the purpose of enabling him to apply for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c) on the grounds that he is and has been, for the required period of time, a person of good moral character and is the minor child of YUSUO SHIBAYAMA AND TATSUO SHIBAYAMA, alien parents of a resident United States born citizen minor child, one or both of whom, upon a grant of a similar applied for suspension of deportation, will become legally resident aliens and that the deportation of applicant would result in serious economic detriment to one or both of said parents and to applicant.

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

Wayne M. Collins
Wayne M. Collins
1701 Mills Tower
San Francisco, Calif.
Attorney for Applicant.

AFFIDAVIT OF MERITS

STATE OF CALIFORNIA,)
)
CITY AND COUNTY OF SAN FRANCISCO.) SS.
-----)

Wayne M. Collins of said City and County and State, being first duly sworn, deposes and says: that he is the attorney for _____

KENICHI SHIRAYAMA

the applicant in the foregoing application named; that he is informed and believes and therefore alleges upon such information and belief that the applicant is an alien dependent minor child of _____

YUZO SHIRAYAMA AND TATSUYE SHIRAYAMA

alien parents, each of whom is eligible to apply for and is applying for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c), on the grounds each is and has been a person of good moral character for a period of time in excess of five years and is a parent of a dependent native born United States citizen minor child: that applicant is and ever has been a person of good moral character; that if one or both of applicant's said parents be granted such suspension of deportation applicant thereupon becomes eligible to apply for and receive a like suspension of deportation under the provisions of said statute and regulations promulgated in furtherance of its objectives on the grounds applicant is and ever has been a person of good moral character and that the deportation of applicant would result in serious economic detriment to one or both of applicant's parents who then would be legally resident aliens: that applicant desires to have said cause reopened for the purpose of enabling applicant to submit oral and documentary evidence demonstrating said eligibility to apply for and to be granted such suspension of deportation.

Wayne M. Collins
Wayne M. Collins

Subscribed and sworn to before me

this 3rd day of June, 1949,

Ernest R. Bess
Notary Public in and for the City and
County of San Francisco, State of California

BEFORE THE BOARD OF IMMIGRATION APPEALS

BEFORE THE COMMISSIONER OF IMMIGRATION

In the Matter of

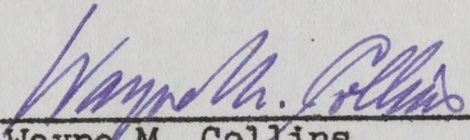
JAVIER TAKESHI SHIBAYAMA

No. _____

APPLICATION TO REOPEN CAUSE FOR A SUSPENSION OF DEPORTATION

JAVIER TAKESHI SHIBAYAMA, an alien minor, hereby requests that the deportation proceeding instituted against him be reopened for the purpose of enabling him to apply for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c) on the grounds that he is and has been, for the required period of time, a person of good moral character and is the minor child of YUZO SHIBAYAMA AND TATSUYE SHIBAYAMA, alien parents of a resident United States born citizen minor child, one or both of whom, upon a grant of a similar applied for suspension of deportation, will become legally resident aliens and that the deportation of applicant would result in serious economic detriment to one or both of said parents and to applicant.

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



Wayne M. Collins
1701 Mills Tower
San Francisco, Calif.
Attorney for Applicant.

AFFIDAVIT OF MERITS

STATE OF CALIFORNIA,)
)
CITY AND COUNTY OF SAN FRANCISCO.) SS.
-----)

Wayne M. Collins of said City and County and State, being first
duly sworn, deposes and says: that he is the attorney for _____

JAVIER TAKESHI SHIBAYAMA,

the applicant in the foregoing application named; that he is informed
and believes and therefore alleges upon such information and belief
that the applicant is an alien dependent minor child of _____

YUZO SHIBAYAMA AND TATSUYE SHIBAYAMA

alien parents, each of whom is eligible to apply for and is applying
for a suspension of deportation under the provisions of Title 8 USCA,
Sec. 155 (c), on the grounds each is and has been a person of good
moral character for a period of time in excess of five years and is
a parent of a dependent native born United States citizen minor child:
that applicant is and ever has been a person of good moral character;
that if one or both of applicant's said parents be granted such sus-
pension of deportation applicant thereupon becomes eligible to apply
for and receive a like suspension of deportation under the provisions
of said statute and regulations promulgated in furtherance of its
objectives on the grounds applicant is and ever has been a person of
good moral character and that the deportation of applicant would
result in serious economic detriment to one or both of applicant's
parents who then would be legally resident aliens: that applicant
desires to have said cause reopened for the purpose of enabling ap-
plicant to submit oral and documentary evidence demonstrating said
eligibility to apply for and to be granted such suspension of deport-
ation.

Wayne M. Collins
Wayne M. Collins

Subscribed and sworn to before me

this 2nd day of June, 1949,

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

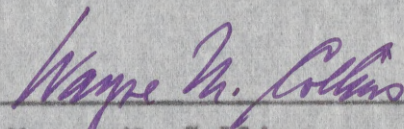
BEFORE THE BOARD OF IMMIGRATION APPEALS
BEFORE THE COMMISSIONER OF IMMIGRATION

In the Matter of)
Yuzo Shibayama) No. _____
-----)

APPLICATION TO REOPEN CAUSE FOR A SUSPENSION OF DEPORTATION

Yuzo Shibayama hereby requests that the deportation proceeding heretofore instituted against him be reopened for the purpose of enabling him to apply for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c), effective as at July 1, 1948, (Public Law No. 863), on the ground that he is and has been, for a period of time in excess of five years, a person of good moral character and is the father of George Shibayama who is his dependent minor son and a native born United States citizen, and that his deportation would result in serious economic detriment to his said dependent minor son.

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



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

Attorney for Applicant.

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AFFIDAVIT OF MERITS

STATE OF CALIFORNIA,)
CITY AND COUNTY OF SAN FRANCISCO.) SS.
-----)

Wayne M. Collins of said City and County and State, being first duly sworn, deposes and says: that he is the attorney for Yuzo Shibayama, the applicant in the foregoing application named; that he is informed and believes and therefore alleges upon such information and belief that the applicant is and has been a person of good moral character for a period of time in excess of five years and is the parent of George Shibayama, a minor who is dependent upon him and who is a native born United States citizen; that the deportation of applicant would result in serious economic detriment to said minor child; that applicant desires to have his deportation proceeding reopened to enable him to apply for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c), by reason thereof, and is ready, willing and able to submit at such reopened hearing oral and documentary evidence demonstrating his said eligibility to apply for and to be granted such suspension of deportation.

Wayne M. Collins
Wayne M. Collins

Subscribed and sworn to before me
this 3rd day of June, 1949.

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

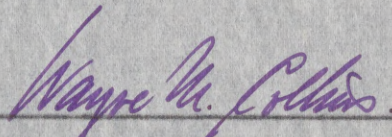
BEFORE THE BOARD OF IMMIGRATION APPEALS
BEFORE THE COMMISSIONER OF IMMIGRATION

In the Matter of)
Tatsuye Shibayama) No. _____
-----)

APPLICATION TO REOPEN CAUSE FOR A SUSPENSION OF DEPORTATION

Tatsuye Shibayama hereby requests that the deportation proceeding heretofore instituted against her be reopened for the purpose of enabling her to apply for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c), effective as at July 1, 1948, (Public Law No. 863), on the ground that she is and has been, for a period of time in excess of five years, a person of good moral character and is the mother of George Shibayama who is her dependent minor son and a native born United States citizen, and that her deportation would result in serious economic detriment to her said dependent minor son.

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



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

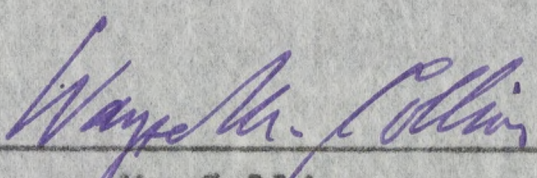
Attorney for Applicant.

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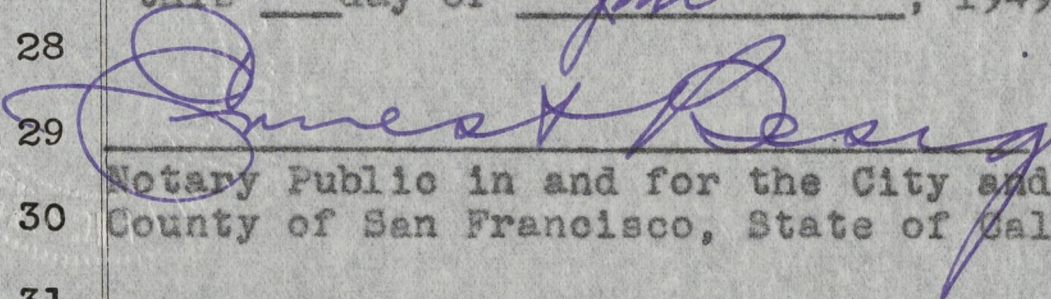
AFFIDAVIT OF MERITS

STATE OF CALIFORNIA,)
CITY AND COUNTY OF SAN FRANCISCO.) SS.
-----)

Wayne M. Collins of said City and County and State, being first duly sworn, deposes and says: that he is the attorney for Tatsuye Shibayama, the applicant in the foregoing application named; that he is informed and believes and therefore alleges upon such information and belief that the applicant is and has been a person of good moral character for a period of time in excess of five years and is the parent of George Shibayama, a minor who is dependent upon her and who is a native born United States citizen; that the deportation of applicant would result in serious economic detriment to said minor child; that applicant desires to have her deportation proceeding reopened to enable her to apply for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c), by reason thereof, and is ready, willing and able to submit at such reopened hearing oral and documentary evidence demonstrating her said eligibility to apply for and to be granted such suspension of deportation.


Wayne M. Collins

Subscribed and sworn to before me
this 24 day of June, 1949.


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

WAYNE M. COLLINS
Attorney at Law
Mills Tower, 220 Bush Street
San Francisco 4, California

June 6, 1949

U. S. Immigration & Naturalization Service
Pennsylvania Building
Philadelphia 2, Penn.

Attn: Carl I. Zimmerman, District Director

Gentlemen:

Enclosed find appearance forms and applications to reopen the causes for the purpose of enabling the hereinafter named Peruvian-Japanese who are at Seabrook Farms, Bridgeton, New Jersey, to apply for a suspension of deportation, together with accompanying affidavits of merits, to-wit: Yuzo Shibayama and Tatsuye Shibayama, alien parents of a U. S. born child, together with the like applications of their alien born children, Carlos Isamu, Elisa Fusako, Yolanda Kikue, Rosa Akiko, Kenichi and Javier Takeshi Shibayama.

Very truly yours,

SEP 2 - 1949

Files: A-6161420, A-6161413, A-6161414, A-6161415, A-6161416, A-6161417,
A-6161418, A-6161419

In re: YUZO SHIBAYAMA and wife, TATSUE SHIBAYAMA, and children, ISAMU,
FUSAKO, KIKUE, AKIKO, KENICHI, and TAKESHI

IN DEPORTATION PROCEEDINGS

IN BEHALF OF RESPONDENTS: Wayne M. Collins, Esquire
1701 Mills Tower
San Francisco, California

CHARGES:

Warrant - Act of 1924 - No immigration visa

Act of 1918 - No passport

APPLICATION: That case be reopened for consideration of suspension of
deportation

DETENTION STATUS: Detained at Government expense, internment camp,
Crystal City, Texas

The respondents in this case are a husband and wife, 43 and 41 years old, respectively, natives and citizens of Japan, of the Japanese race, and their six children, natives of Peru, dual nationals of Peru and Japan, ages 19, 17, 16, 15, 13, and 11, respectively. The respondents last entered the United States at the port of New Orleans, Louisiana, on March 21, 1944, ex USAT "Cuba" from Peru for internment as enemy aliens. The respondents have been found to be subject to deportation on the grounds that they were not in possession of valid immigration visas at the time of entry and that they did not present valid passports. On February 20, 1947, their deportation to Peru was ordered, but execution of the warrants of deportation was deferred pending outcome of litigation involving the same subject matter.

The case is now before us on motions submitted by counsel in behalf of the respondents that the proceedings be reopened to permit them to apply for suspension of deportation under Section 19(c)(2) (a) of the Immigration Act of 1917, as amended. The motions of the parents are based on the fact that they have been persons of good moral character for the preceding five years and that their deportation would result in serious economic detriment to their minor son, George Shibayama, a native-born United States citizen. The children's motions are based on the fact that they have been persons of good moral character for the preceding five years and that they are the minor children of Yuzo Shibayama and

A-6161420, A-6161413, A-6161414, A-6161415, A-6161416, A-6161417,
A-6161418, A-6161419

2.

Tatsue Shibayama (Files 6161420 and 6161419) who are the alien parents of the resident United States born citizen minor child, one or both of whom upon a grant of application for suspension of deportation will become legally resident aliens and that deportation of the children will result in serious economic detriment to one or both of said parents.

Upon full consideration of the facts in this case, it is clear that the male respondent and his wife are eligible to make application for suspension of deportation, as they are the parents of a native-born citizen child. However, at the present time the parents are aliens illegally in this country. Until such time as their status is legalized, there is no jurisdiction to grant an application for suspension of deportation on the ground that such deportation will result in serious economic detriment to a United States citizen father or mother or legally resident alien. Therefore, we will order that the proceedings be reopened to permit the male respondent and his wife to apply for suspension of deportation and that their children's cases be held in abeyance pending final action on the application of the parents.

ORDER: It is ordered that the outstanding orders and warrants of deportation be withdrawn.

IT IS FURTHER ORDERED that the proceedings be reopened to permit the male respondent and his wife to apply for suspension of deportation and that their children's cases be held in abeyance pending final action upon the application of the parents.

JFS:BPF:pm

Chairman

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

6161420, 6161413, 6161414,
6161415, 6161416, 6161417,
6161418, 6161419
Shibayama

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

September 2, 1949

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

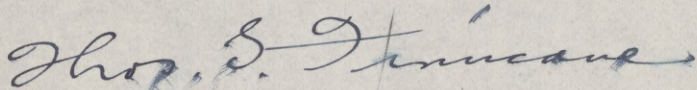
My dear Mr. Collins:

Reference is made to the motion submitted in the above case.

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

This decision will not become effective until notification has been transmitted by the Immigration and Naturalization Service to the field office which handled the case. Any further information concerning this matter may then be obtained from the field office.

Sincerely yours,



Thos. G. Finucane
Chairman

UNITED STATES DEPARTMENT OF JUSTICE
IMMIGRATION AND NATURALIZATION SERVICE

433 WEST VAN BUREN STREET
CHICAGO 27, ILLINOIS



0900/48293
48294
ES

Yuzo and Tatsue Shibayama,
4856 Winthrop Ave.,
Chicago, Illinois.

Dear Sir and Madam:

It is requested that you appear at this office, room 934 New Postoffice Bldg., corner of Canal and VanBuren Sts., Chicago, Illinois, at 9 a.m., April 5, 1951, for examination to determine your eligibility for suspension of deportation.

In order to bring your applications up to date, it is necessary that you supply new affidavits from two witnesses who have known you since you started to reside in Illinois. If you wish, you may use the same witnesses who previously submitted affidavits. In case he is employed, Mr. Shibayama should secure an affidavit from his employer. The necessary affidavit forms are inclosed and they should be brought with you when you appear.

If you will require the services of an interpreter, you should appear with an interpreter who is qualified in the English and Spanish languages. The interpreter must not be related to you and should be a citizen of the United States.

Please bring with you to this office the original certificate of your marriage and the birth certificate of your child, George.

A copy of this letter is being furnished your attorney, Wayne M. Collins, 1701 Mills Tower, San Francisco, Calif., and if you wish Mr. Collins to represent you, you should arrange to have him present at the time and on the date set for your examination.

Very truly yours,

Andrew Jordan
District Director
Chicago District

Incl.

CC - Wayne M. Collins,
Attorney at Law,
1701 Mills Tower,
220 Bush St.,
San Francisco, Calif.

By
C. C. Davis, Chief,
Entry, Departure and Expulsion
Section

March 30, 1951

U.S. Immigration and
Naturalization Service
433 West Van Buren Street
Chicago 7, Illinois

Attn: Mr. C. C. Davis
Chief, Entry, Departure
and Expulsion Section

Dear Sir:

Re: Yuzo Shibayama and Family
0900/48293 48294 ES

It will be impossible and also unnecessary for me to be present at the hearings of the above-named aliens on their applications for suspension of deportation. However, I would be grateful if you would send me a copy of the decision when and as it is rendered in the said matter.

Very truly yours,

November 8, 1951

Mr. Jiro Yamaguchi
Attorney at Law
1200 North Clark Street
Chicago 10, Illinois

Dear Mr. Yamaguchi:

In re: Isamu Arthur Shibayama

It is my understanding that Isamu Shibayama is eligible for selective service even though he is a non-resident alien.

It is also my understanding, however, that if he asserts that he is not eligible for draft under the selective service act on the grounds that he is a non-resident alien and thereby obtains exemption from military service that he will forever be disbarred from becoming a citizen in the event that he at any time should become eligible for naturalization by reason of service in the army or under any new statute conferring naturalization upon Japanese that may be enacted by Congress.

Inasmuch as Peru so far has refused to authorize the return of the Peruvian-Japanese who were brought to this country, whether they were citizens of Peru or citizens of Japan, it is desirable that Isamu Shibayama be granted permanent residence status in this country through the medium of having the application I have made for a suspension of his deportation granted. Like applications have been made on behalf of each of the members of the Shibayama family. The conversion of his status from that of a non-resident alien to a resident alien offers material advantages because once permanent residence status is granted to the Peruvian-Japanese, they are no longer subjected to the non-resident alien tax.

Very truly yours,

JIRO YAMAGUCHI
ATTORNEY AT LAW
1200 NORTH CLARK STREET
CHICAGO 10, ILLINOIS

SUPERIOR 7-8356

October 9, 1951

Mr. Wayne Collins
Attorney at Law
Room 1705, Mills Tower
220 Bush Street
San Francisco, California

Dear Mr. Collins:

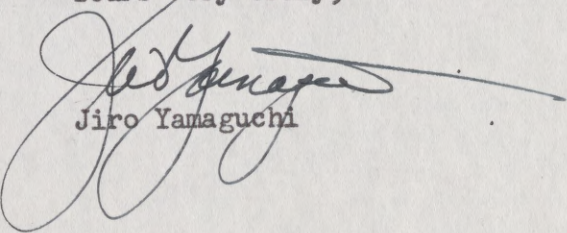
I would like to have information regarding the status of Yuzo Shibayama and his family. His son, Isamu Arthur Shibayama, has received his notice of classification IA and recently passed the entrance requirements under the Selective Service Law. I have contacted Local Board No. 27, 1605 West Devon Avenue, Chicago, Illinois, and they request a further statement regarding his present status.

My impression is that said Isamu Shibayama is not eligible for Selective Service since he is a non-resident alien, residing in the United States under a temporary status.

I appreciate getting a clarification of this matter from you inasmuch as you are representing all the Peruvian deportees. I would appreciate the above information as soon as possible.

Thanking you for the past courtesies, I remain

Yours very truly,


Jiro Yamaguchi

JY:bs

UNITED STATES DEPARTMENT OF JUSTICE
IMMIGRATION AND NATURALIZATION SERVICE

Chicago, Illinois

A6 161 413:A6 161 414:

A6 161 415:A6 161 416:

File No. A6 161 417 OAE

Date: March 25, 1954

Javier Shibayama; Elisa Fusako Shibayama;
Rose Akiko Shibayama; Kenichi Shibayama;
and Kikue Shibayama
4856 Winthrop Avenue
Chicago, Illinois

Pursuant to the warrant of arrest served on March 30, 19 46, you are advised to appear in Room 901, New Post Office Bldg. 433 W. Van Buren St. Chicago,
Illinois on April 12, 19 54 at 9:00 A. M., for a hearing to enable you to show cause why you should not be deported from the United States in conformity with law.

You are charged with being an alien illegally in the United States and subject to deportation upon the following grounds:

The Immigration Act of May 26, 1924, in that, at the time of entry they were immigrants not in possession of a valid immigration visa and not exempted from the presentation thereof by said Act or regulations made thereunder; the Passport Act approved May 22, 1918, as amended; and the Act of February 5, 1917, in that, at the time of entry they did not present an unexpired passport or official document in the nature of a passport issued by the government of the country to which they owe allegiance or other travel document showing their origin and identity as required by Executive Order in effect at time of entry.

At the hearing you may be represented by an attorney or other person or organization authorized to practice before the Immigration and Naturalization Service. Such representation shall be without expense to the Government. You should bring to the hearing any documents which you desire to have considered in connection with the case. If any document is in a foreign language you should bring the original and certified translation thereof.

For the District Director

✓ cc: Wayne M. Collins, Atty
1701 Mills Tower
San Francisco, Calif.

By:

F. M. Symmes
F. M. Symmes
Acting Chief,
Inquiry Section
Chicago District

P.S. Please bring your father to this hearing.

~~REGISTERED MAIL~~

UNITED STATES DEPARTMENT OF JUSTICE
IMMIGRATION AND NATURALIZATION SERVICE
Chicago, Illinois

A6 161 416
A6 161 414, A6 161 417
File No. A6 161 413, A6 161 415
TG
Date: July 26, 1954

~~Javier Shibayama; Elisa Fusako Shibayama
Rose Akiko Shibayama; Kenichi Shibayama;
and Kikue Shibayama
4856 Winthrop Avenue
Chicago, Illinois~~

Pursuant to the warrant of arrest served on March 30, 1946, you are advised to appear in Room 901, New Post Office Bldg. 433 W. Van Buren St. Chicago, Illinois on August 10, 1954, at 8:30 A.M., for a hearing to enable you to show cause why you should not be deported from the United States in conformity with law.

You are charged with being an alien illegally in the United States and subject to deportation upon the following grounds:

The Immigration Act of May 26, 1924, in that, at the time of entry they were immigrants not in possession of a valid immigration visa and not exempted from the presentation thereof by said Act or regulations made thereunder; the Passport Act approved May 22, 1918, as amended, and the Act of Feb. 5, 1917, in that, at the time of entry they did not present an unexpired passport or official document in the nature of a passport issued by the government of the country to which they owe allegiance or other travel document showing their origin and identity as required by Executive Order in effect at time of entry.

At the hearing you may be represented by an attorney or other person or organization authorized to practice before the Immigration and Naturalization Service. Such representation shall be without expense to the Government. You should bring to the hearing any documents which you desire to have considered in connection with the case. If any document is in a foreign language you should bring the original and certified translation thereof.

Please bring your father with you when you appear.

CC: ☒ Wayne M. Collins, Attorney
1701 Mills Tower
San Francisco, California

F. M. Symmes
F. M. Symmes
Chief, Inquiry Section
Chicago District

REGISTERED MAIL

July 30, 1954

Javier Shibayama; Elisa Fusako Shibayama
Rose Akiko Shibayama; Kenichi Shibayama
and Kikue Shibayama
4856 Winthrop Avenue
Chicago, Illinois

Dear Shibayama Family:

The Immigration Service has sent you a notice to appear for your hearing on August 10, 1954, at 8:30 A.M. in Room 901, New Post Office Bldg., 433 W. Van Buren St., Chicago, Illinois.

You should appear there promptly with your father and bring with you any documents which you desire to have considered in connection with the case.

It will not be necessary for me to be personally present. However, you should ask the hearing officer to forward me a copy of the decision he makes in your case.

Very truly yours,