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KOBAYASHI, RYOHEI

1946-1950

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April 12, 1946.

Mr. E. V. Morton,
Attorney At Law,
1453 Esperson Building,
Houston 2, Texas.

Dear Mr. Morton:

I enclose corrected affidavit on summons
and also the affidavit showing that David Jordan,
Jr. no longer resides in the state of California.

Very truly yours,

for Mr. Wayne M. Collins.

WMC:cnw

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

May 2, 1950

The Board of Immigration Appeals
Department of Justice
Washington 25, D. C.

Gentlemen:

In re: Ryohei Kobayashi
Seabrook Farms, N. J.

Enclosed find appearance form and three original application forms to reopen cause for the purpose of enabling Ryohei Kobayashi, Peruvian-Japanese, who is living at Seabrook Farms, Bridgeton, New Jersey, to apply for a suspension of deportation, together with accompanying affidavit of merits. An original application form is also being sent to the District Director, USI&NS, Philadelphia, Penn.

Very truly yours,

Copy to:
District Director, USI&NS
Philadelphia, Penn.

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

May 11, 1950

In re: Ryohei Kobayashi
File No. 5967413
ALM:rmd

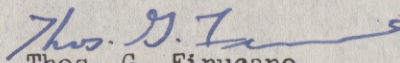
Wayne M. Collins, Esquire
Mills Tower, 220 Bush Street,
San Francisco, California.

My dear Mr. Collins:

This will acknowledge receipt of your communication dated May 2, 1950, with reference to the above case.

You will be informed of further action which may be taken by the Board. However, the filing of a motion with the Board does not operate to stay the outstanding order in the case. Until such time as a new decision is entered by the Board, the outstanding order remains in full force and effect.

Sincerely yours,


Thos. G. Finucane
Chairman

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

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

5967413
RYDHEI Kobayashi

June 1, 1950

Wayne M. Collins, Esquire
Mills Tower
220 Bush Street
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

Thos. G. Finucane
Chairman

U. S. DEPARTMENT OF JUSTICE
BOARD OF IMMIGRATION APPEALS

JUN 1 - 1950

IN THE MATTER
OF
RYOHEI KOBAYASHI

FILE NO: A-5967413

IN DEPORTATION PROCEEDINGS

MOTION

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

This case comes before us for reconsideration.

Our most recent order herein directed that action be held in abeyance pending the conclusion of litigation involving the same subject matter, viz: The possible relief from deportation of certain aliens of the Japanese race. Since that order was entered such litigation has been concluded or has become inactive and Congress has amended Section 19(c) to broaden the class of aliens who may be granted suspension of deportation (Public Law 863, 80th Congress, approved July 1, 1948).

ORDER: It is ordered that the hearing be reopened for the reception of such application for relief from deportation as may be made and for further appropriate proceedings in connection therewith.

IT IS FURTHER ORDERED that the order and warrant of deportation be and the same are hereby withdrawn.

RMC/rgb

Chairman

In the Matter of)
) No. _____
 RYOHEI KOBAYASHI)
 -----)

RYOHEI KOBAYASHI 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. 115 (c) effective as at July 1, 1948, (Public Law No. 863), on the ground that he is and has been, for a period of time in excess of five years, a person of good moral character and that he has resided continuously in the United States for seven years or more and now so resides and was so residing on July 1, 1948, the effective date of said Act.

Wayne M. Collins
1701 Mills Tower
San Francisco 4, 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 _____ RYOHEI KOBAYASHI, the applicant in the foregoing application names; that he is informed and believes and therefore alleges upon such information and belief that the applicant is and has been a person of good moral character for a period of time in excess of five years and has resided continuously in the United States for seven years or more and now so resides and was so residing on July 1, 1948, when Title 8, USCA, Sec. 155 (c), as amended, became effective; that applicant desires to have his deportation proceeding reopened to enable him to apply for a suspension of deportation under the provisions of Title 8 USCA, Sec. 155 (c), by reason thereof, and is ready, willing and able to submit at such reopened hearing oral and documentary evidence demonstrating his said eligibility to apply for and to be granted such suspension of deportation.

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

Attorney for Applicant.

Subscribed and sworn to before me
this _____ day of _____, 195_.

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