

8:7 FUKUDA, YOSHIAKI

1945

* JUDGEMENT LIST

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

DEPARTMENT OF JUSTICE

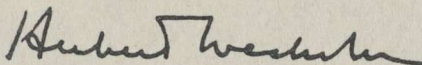
WASHINGTON, D. C.

NOTICE OF APPROVAL OF RENUNCIATION OF UNITED STATES NATIONALITY

To: Yoshiaki Fukuda
(born Sept. 11, 1925, Colusa, Calif.)
2903-A
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: April 26, 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.

CMR:mwp

146-54-3810

September 24, 1945

Mr. Yoshiaki Fukuda
2903-A
Tule Lake Center
Newell, California

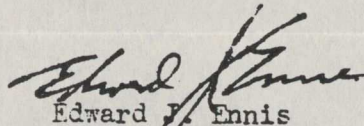
Dear Mr. Fukuda:

I have for reply your letter of August 28, 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



October 24, 1945

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

Dear Sir:

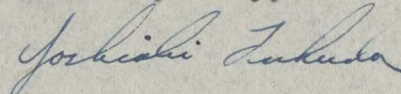
On October 17, 1945, I was requested by you, to appear before your officer to register under the provisions of the Alien Registration Act.

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.

I am an American citizen. Although within the non-repatriation form it indicated in Question No. 2 that my nationality was Japanese, I hereby wish to protest said designation as I am not a citizen or a national of Japan, but a citizen and a nation of the United States.

Therefore I shall appreciate your accepting this letter as a documentary evidence that my signature affixed on said Alien Registration form and informations furnished in Question No. 2 of the non-repatriation form was done so under protest, as I am an American Citizen.

Yours very truly,



Yoshiaki Fukuda
2903 A
Tule Lake Center
Newell, California

October 24, 1945

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

Sir:

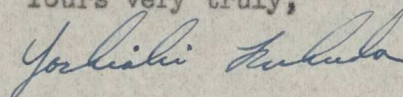
On October 17, 1945, I was requested by Mr. Ivan Williams, Officer in Charge, Immigration and Naturalization Service, Department of Justice, to appear before their officer to register under the provisions of the Alien Registration Act.

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.

I am an American citizen. Although within the non-repatriation form it indicated in Question No. 2 that my nationality was Japanese, I hereby wish to protest said designation as I am not a citizen or a national of Japan, but a citizen and a national of the United States.

Therefore I shall appreciate your accepting this letter as a documentary evidence that my signature affixed on said Alien Registration form and informations furnished in Question No. 2 of the non-repatriation form was done so under protest, as I am an American Citizen.

Yours very truly,



Yoshiaki Fukuda
2903 A
Tule Lake Center
Newell, California

October 24, 1945

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

Sir:

On ~~OR ABOUT~~ ^{MARCH}, 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 ~~APRIL 26~~, 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 denial of my constitutional guaranty of due process of law and of the equal protection of the law;
- (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 May 18, 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 compelled to sign the said renunciation form by threats of physical violence to myself and members of my family made by a pressure group in said camp, and by members thereof, and I was in constant fear, as was my family 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.

Therefore I demand that you withdraw, recall, 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 law.

I respectfully request your immediate consideration of this urgent matter.

Very truly yours,

Yoshiaki Fukuda

Yoshiaki Fukuda
2903 A
Tule Lake Center
Newell, California

October 25, 1945

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

Sir:

On March, 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 April 26, 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 denial of my constitutional guaranty of due process of law and of the equal protection of the law;

(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 May 18, 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 compelled to sign the said renunciation form by display of force and intimidations by a pressure group in said camp, and by members thereof, and I was in constant fear, as was my family 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 recognized 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.

Therefore I demand that you withdraw, recall, 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 law.

I respectfully request your immediate consideration of this urgent matter.

Very truly yours,

Yoshiaki Fukuda

Yoshiaki Fukuda
2903 A
Tule Lake Center
Newell, California

CONFIDENTIAL

Committee No. 1165

(For Use Only of My Attorney)

Atty. No. _____

Name (type or print) Yoshiaki Fukuda

Block No. 2903-A Tule Lake Center

Sex: Male x Female _____

Age: 20 years Date of Birth: Month: 9 Day: 11 Year: 1925

Place of Birth: (City) Colusa (County) Colusa State) California

Permanent residence address at time of evacuation: _____

1318 1/2 Fourth Street Sacramento, California

Occupation at time of evacuation: Student

Have you "dual citizenship"? Yes

Did you ever have "dual citizenship"? Yes

If you have or have had dual citizenship, who registered you as

a dual citizen: Parent When: Don't Know

Where: Don't Know

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: About March Day: _____ 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? Don't Know

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? None

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? April 26, 1945

On what date did you receive the letter of approval? August 31, 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? Yes I have sent a personal
Letter to Ennis on August 28, 1945.

If you did, what date did you send that letter in the U. S.
mail? August 28, 1945

Have you a copy of that letter? No but I have a answer to that
letter from Ennis.
(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? October 24, 1945 ~~Protest letter prepared by~~
Mr. Collins.
(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? 4-C

Did you refuse to be drafted? No

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: Yoshiomi Fukuda (Father) Mother deceased

Have they been released from detention? Yes

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.? No

Have you registered as an "alien" under the Alien Registration Act
of 1940? Yes When: October 17, 1945

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

Was any hearing given to you at that time? No

Who registered you, if you know? Don't Know

Did you protest registering as an alien? Yes No

Did you write your protest on the form? No

Did you file a letter of protest with the registering officer?
Yes No (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? 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? About August

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 single and I have a Younger sister that have renounced her citizenship. Her name is Fumiye Fukuda. I am pl

As I forgot to write my protest on the alien registration form, I am sending the protest to Mr. Clark and Mr. Williams.

Date: October 25, 1945

Yoshiaki Fukuda

Yoshiaki Fukuda

(Name)