

19:15

SHIMIZU, Susumu

1948 - 1954

78/177
c

1/12/47

SHIMIZU, SUSUMU (PERUVIAN)
Susumu wishes to stay here permanently
will return temporarily to assist [unclear]

leaves

Manuela

Land in Manua friend of Manuela's [unclear]
[unclear] [unclear] Chief of [unclear]
[unclear] [unclear] is wife of [unclear] [unclear]

Susumu Shimizu

Manuela is wife of [unclear]
27-28 [unclear] 334 [unclear]

Killed

Tamasa Shimizu (elder brother) &
Wife Haruyo & 3 children.
Kinoo Tomoyasu & Mika his wife
Cousin of Haruyo

Sumiko	11
Yukio	7
Yoshiko	4

all [unclear] [unclear]
Manua's apt
A center

1943 Nov. 2 - At Lima. [unclear] [unclear] [unclear]
[unclear] to death - no papers says
[unclear] [unclear] into nearby creek

Manua was [unclear] [unclear] & [unclear] [unclear] to [unclear] [unclear]
[unclear] a niece & [unclear] [unclear] in [unclear] [unclear]

Police found bodies next morning - all naked.

Manua in jail not moving - no suspicion - [unclear] [unclear] [unclear]
could get [unclear].

His [unclear] now is:

Manua [unclear] & [unclear] [unclear] [unclear]
re-visited scene - report [unclear] [unclear]
re-confirmed 7 7 7 7

Expected motive is:-

Mamoru captured at 1 time

Tomoko's niece lived with Wato Kiyoko Wato next in same
is result of gibbing.

Indis found 300 meters from loc.

Wato lived in same compound.

How could 1 man kill 2 men 7 hundreds 300 meters

Tomoko & Mamoru finally - was a business gently
was in 4 letters & Japan (in Japan)

about 1000 of Commun agents to go for CC by 4 after
now

Killys took place in 2 parts

Paper said blood stains in Mamoru's clothes

Wooden club hidden in "warehouse" in compound (Mamoru)
in charcoal sacks

Wato got up early - to shop - that morning & Wato was in the
the next to Wato & Mamoru said didn't know what it was
Wato got the city back

M. Susumu Shimizu (Peruvian)

(Address given by Harry Okeuchi)

Rt. 1 Box 327
Cotati, California

225 2nd St.
Marysville, Calif.

July 1, 1947

Mr. Susumu Shimizu,
221 2nd Street,
Marysville, California.

Rt. 1, Box 512,
Petaluma, California.

Dear Mr. Shimizu:

Margarita de Shimizu has written me a letter in which she requests that I use my influence for the purpose of having you returned to Peru, even if only temporarily, for the purpose of acting as a witness for Mamoru Shimizu, also for the purpose of assisting him in his defense against criminal charges which appear to have been lodged against him in Peru.

I suggest that you telephone me and arrange to come to San Francisco for a conference.

Very truly yours,

WMC:dw

July 8, 1947

Pvt. Harry T. Takeuchi,
RA 19306790,
Co. C, 52nd R.T. Bn., 11th Regt.,
Fort Ord, California.

Dear Harry:

On July 1st I wrote to Susumu Shimizu at 221 2nd Street, Marysville, California and also at Rt. 1, Box 512, Petaluma, but have received no reply from him. Margarita de Shimizu and Luisa de Alarcon in Peru wrote me concerning him and desired me to endeavor to get him a permit to reenter Peru for the purpose of assisting his brother in his defense to criminal charges brought against him.

I am anxious to have him communicate with me so soon as possible. If you know of his present whereabouts I would be pleased to have you inform me thereof.

Very truly yours,

WMC:cw

The favor that I should be request of you, is to
see if there can be obtained for the King's Bench
of the MS (Copy of Petition) a temporary writ for
Thames point ~~to~~ as a warrant for Thomas
Thompson, & a warrant of the MS for another (read
Lumpkin) for his re-entry to the MS.
because his presence here is of great importance,
immediately that ^{you} ~~he~~ consulted (referred)

~~He is also~~

To clear of guilt in a judgment that
is to be ~~given~~ ^{made} by his father Thomas
Thompson who is accused of having given
aid to some members of his family. The
of the report (Lumpkin) ~~is~~ entirely
his participation or not a tenth more, and to be
found by the King's Bench in this country that can
defend him in ~~the~~ ^{the} same court for
to prove his innocence he will be answered
to the point of argument. The opinion of various
persons is that this report is similar
to the King's process, as all Thomas Thompson
Thompson, ~~is~~ ^{is} not father, of his father

then to be at his side, to look after
him until he goes with the
rest of the men & girls now arrested
with the presumed offender. Appended

Dr. W., if you take a copy of this
to you

It is because ~~the~~ heart of justice passes the
frontiers of your country, & looking at the
intention of the world which matters
all the while, I am not ~~not~~ a man
who takes a little part in the defence of a poor
man ~~(prisoner)~~ now accused of a terrible crime,
to this ~~end~~ if not cleared will end
his days in a prison fastened & to
the ~~end~~ demand of his death.

All these efforts that I must be judged
in my country I have ~~to~~ you in accordance,
fully along, to the winter, comes to the place
of assembly, participation of attention that
the I want, kind & use of your papers.



things & is eggs

8/75/ enclosed
lot of process, VV

Lima, 27 de Junio de 1947

Sr. Dr.
Wayne M. Collins
San Francisco - California

Muy distinguido Dr.:

Habiéndome enterado por muchos súbditos japoneses que han venido de campos de concentración de los Estados Unidos, de su buena y democrática intervención en lo que respecta a la estadía de ellos, tanto en su país como en el Perú, me permito molestar su atención para pedirle un favor que, dado el amplio espíritu de justicia y la hombría de bien que caracterizan a su persona, de lo que estoy muy informada, espero merecer su apreciable ayuda.

Es el caso Mr. Wayne que en 1944, Estados Unidos incluyó en la lista negra a Tamoto Shimizu, pero como la policía peruana encargada de entregar al citado Tamoto Shimizu a las autoridades norteamericanas no lo encontró, tomaron preso a Susumu Shimizu y lo enviaron a un campo de concentración de Estados Unidos (Crystal City) en Texas, permaneciendo año y medio; en la actualidad goza de libertad y reside en Marysville, California 221 2nd. St.

El favor que yo deseo merecer de Ud., es ver si se puede conseguir del Ministerio de Relaciones de U.S. una autorización temporal para viajar como turista al Perú Susumu Shimizu, y un documento de las autoridades norteamericanas para su reingreso a los Estados Unidos, pues su presencia aquí es de vital importancia, ya que se trata de aclarar la culpabilidad en un juicio que se le sigue a su hermano Mamoru Shimizu, acusándosele de haber dado muerte a siete miembros de su familia. El reo niega rotundamente su participación en tan horrendo crimen, y como no tiene parientes en este país que puedan defenderlo y buscar datos para probar su inocencia, será condenado a pena de internamiento. -La opinión de varios abogados peruanos es que este juicio es similar al proceso Dreyfus, pues todo condena a Mamoru Shimizu, no siendo así, si su hermano Susumu se encontrara a su lado, buscando pruebas hasta dar con los verdaderos criminales y ayudando moralmente al presunto delincuente.

Dr. Wayne, si me he tomado la libertad de dirigirme a Ud., es por que su corazón justiciero ha pasado las fronteras de su país, y hoy en América constituye un escudo en el cual se cobijan todos los desamparados. Yo no soy sino una madre que toma pequeña parte en la defensa de un pobre hombre culpado de un crimen horrendo, el que si no se aclara terminará sus días en una cárcel dejando en el abandono a su pobre hogar.

Todas las gestiones que quisiera realizar en mi país (Perú) me tiene a sus órdenes, ya sea en los Ministerios, Cámaras ú otros sitios.

Mi dirección es: Colmena No. 757 - Lima - Perú. - Luisa de Alarcón.

Agradeciéndole anticipadamente la atención que le merezca la presente, aprovecho para ofrecerme su muy
atta. y Sa. Sa.

Luisa de Alarcón

Luisa de Alarcón
P.D.-

清水澄子

Margarita de Shimizu

P. D.- Mucho le agradecería que a vuelta de correo me avisara si es posible ó nó hacer las gestiones que le pido, porque el tiempo apremia y el 25 del mes de Agosto próximo se verá el fin del proceso.- Los honorarios que Ud. cobre, corren por cuenta del Sr. Susumu Shimizu, quien se entrevistará con Ud. pues por este mismo correo le damos instrucciones para que se apersones a su oficina.

Para dar mayor veracidad a ésta carta, he hecho firmar a la esposa del encausado , doña Margarita de Shimizu

July 1, 1947

Mr. Susumu Shimizu, ✓
221 2nd Street,
Marysville, California.

Rt. 1, Box 512, ✓
Petaluma, California.

Dear Mr. Shimizu:

Margarita de Shimizu has written me a letter in which she requests that I use my influence for the purpose of having you returned to Peru, even if only temporarily, for the purpose of acting as a witness for Mamoru Shimizu, also for the purpose of assisting him in his defense against criminal charges which appear to have been lodged against him in Peru.

I suggest that you telephone me and arrange to come to San Francisco for a conference.

Very truly yours,

WMC:dw

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WAYNE M. COLLINS,
Attorney at Law,
1721 Mills Tower,
220 Bush Street,
San Francisco 4, Calif.

C
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July 14, 1947

W. F. Kelly, Esq.,
U.S. Imm. & Nat. Service,
Franklin Trust Building,
Philadelphia, Pa.

In re: Susumu Shimizu, Peruvian-Japanese.

Dear Mr. Kelly:

Susumu Shimizu, a Peruvian-Japanese, sometime ago was paroled from Crystal City and is now in California.

He is one of four brothers. One of the brothers was brought into this country and later went to Japan. Susumu was brought into this country from Peru in 1943. Two brothers remained in Peru, viz: Tamotsu Shimizu and Mamoru Shimizu.

According to newspaper reports, sometime in November of 1943, Tamotsu Shimizu, his wife Hanae and three minor children, Hiromu Tomoyasu, who was a cousin of Hanae, and his wife, Mika, were beaten to death in Lima and their bodies found in a nearby creek. Thereafter Mamoru Shimizu was arrested and accused of the crimes and is held for a trial which is to take place in Lima in August of 1947.

Margarita (Sumiko) Shimizu, the wife of Mamoru Shimizu is in Peru assisting the defense of her husband. Because of the facts surrounding the crimes, it appears to have been impossible for Mamoru to have been implicated. His trial has aroused considerable interest in Peru and it has been suggested there that his case is another Dreyfus affair.

Mamoru Shimizu and his wife, Margarita (Sumiko), are anxious that Susumu Shimizu be permitted to return to assist in the defense of his brother. Susumu Shimizu informs me that he is ready and willing to return to Peru to assist his brother.

Gilbert Union Ship

In consequence, I would be grateful were you to procure a U.S. re-entry permit for Susumu Shimizu and to obtain for him a visitor's visa or permit from the Peruvian consul to enable him to return to Peru to aid in his brother's defense, even if his visit be only a temporary one.

Very truly yours,

WMC:cw

Gilbert Orion Shin

1000 10th St. N.W.

1954

C
O
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Y

WAYNE M. COLLINS,
Attorney at Law,
1721 Mills Tower,
220 Bush Street,
San Francisco 4, Calif.
GARfield 1218

C
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Y

July 14, 1947

Senora Luisa de Alarcon,
Senora Margarita de Shimizu,
Colmena No. 757,
Lima, Peru.

Dear Senoras Alarcon and Shimizu:

Susumu Shimizu came to my office Saturday last to consult me.

Senor Pedro E. Muniz, the President of the Chamber of Deputies informed me that the Chamber of Deputies during July of 1947 would discuss the question of the return of the Peruvian-Japanese to Peru.

It is possible that Peru may consent to the permanent return of all or a majority of these unfortunate persons.

Our immigration authorities and our State Department, through our ambassador in Peru, also are endeavoring to have all the Peruvian-Japanese returned to their homes in Peru.

I have requested our Immigration and Naturalization Service in Philadelphia to grant Susumu Shimizu a U.S. re-entry permit and to obtain for him a visitor's visa or permit from the Peruvian consul to aid in the defense of his brother, Mamoru Shimizu, against whom criminal charges have been brought.

If the Peruvian Government refuses to permit Susumu Shimizu to return permanently, it may, nevertheless, permit him to visit Peru temporarily. If the Peruvian Government refuses to permit his re-entry either for permanent residence or for a visit the lawyer defending Mamoru Shimizu could take Susumu's deposition here if he is of the opinion that Susumu's testimony will help his brother's defense.

Very truly yours,

WMC:cw

Colmena 757

Limra Perú

9th. August, 1948

Mr. Wayne M. Collins

Mills 220

Bush Street - San Francisco

Dear Sir.

I have now pleasure in continuing my correspondence with you which was interrupted by my rush trip to the neighbour republic "Colombia".

I have, for your information that I was quite successful in obtaining the entrance to Peru of your client Shimizu, as the Ministry of Foreign Affairs had accepted.

However, when the change of the cabinet came about the new minister turned it down.

Notwithstanding, I am working out a way to bring him, always as a tourist. I should be grateful if you would interview Shimizu and ask him what papers of citizenship he actually possesses, if he continues as a Japanese subject or as a nationalised American citizen. Also please tell him

That the suit of his brother Momoru
begins the 23rd of August and ask what
orders he has for me as Mr Hasegawa
has done nothing and it is of the utmost
importance that a rapid determination be
taken, because much can be done.

Please be so kind as to let me
have your reply with the least possible
delay so as to know what you decide
on before the suit begins.

Yours sincerely.

Luisa de Plarion ☺

August 13, 1948

Mr. Susumu Shimizu
221 2nd Street
Marysville, California ✓

Route 1, Box 512
Petaluma, California ✓

Route 1, Box 327
Cotati, California ✓

Dear Mr. Shimizu:

Senora Luisa de Alarcon, Colmena No. 757, Lima, Peru, wrote me on August 9 stating that she had been successful in obtaining your entrance to Peru through the Ministry of Foreign Affairs but that a new cabinet had caused the appointment of a new Minister of Foreign Affairs who turned down that application. Nevertheless, she is of the opinion that she may be able to procure an entry permit for you to return to Peru as a visitor so that you will be able to assist your brother, Mamoru, at his trial which is to commence in Lima on August 23, 1948.

I would thank you therefore to inform me of the following immediately:

I wish to know whether or not you are a citizen of Peru by birth or naturalization or whether you are a citizen of Japan.

I would thank you to inform me whether or not you possess any papers or credentials showing your citizenship.

Senora Alarcon desires me to ascertain from you what orders or instructions, if any, you have for her. She informs me that Mr. Hasegawa has done nothing so far.

I would thank you to come to my office as soon as possible after you receive this letter. I suggest that you telephone me immediately and arrange for an appointment.

Very truly yours,

Luisa de Alarcon,

Colmena 757,

Lima, Peru.

Susumu Shimizu now residing at 3608 Sacramento Street, San Francisco, is a citizen of Japan who last entered Peru on passport and visa issued in Japan. He is willing to visit Peru if you obtain a tourists permit for him provided the United States gives him a reentry permit for which he will apply immediately. He suggests you discuss case with Margarita and Hasegawa. He thanks you for your interest. He wishes you to cable him collect.

Wayne M. Collins.

Mills Tower,
San Francisco, 4, Calif.

W.M. Collins

August 17, 1948

Senora Luisa de Alarcon
Colmena No. 757
Lima, Peru

Dear Senora Alarcon:

I got in touch with Mr. Susumu Shimizu and had him cable you today. Presently he is staying at 3608 Sacramento Street, San Francisco, and will remain there for a period of a week or two. He informs me that he is a citizen of Japan; that he was admitted to Peru on a passport and visa issued in Japan in 1935, and that prior thereto, he had a like passport and visa issued in 1924, in consequence of which he was lawfully admitted to Peru. He is not in possession of any citizenship papers whatsoever. The only record that he has is his 1935 passport issued in Japan. The visa which enabled him to take up a residence in Peru was taken from him in Peru. He is willing to return to Peru on a tourist permit if you are successful in obtaining one for him; provided, however, that the United States will issue him a re-entry permit so that he will be able to return from Peru to the United States instead of Japan. The reason for this is that he desires to remain in the United States for the remainder of his life, if possible. If he cannot obtain a re-entry permit to the United States, he informs me that he is unwilling to go to Peru.

He informed me also that he has no instructions to suggest concerning his brother's case but is of the opinion that Margarita Shimizu and Mr. Hasegawa are in a better position to assist Mamoru. He desires me to convey to you his appreciation for your kindness and interest in Mamoru's case.

Very truly yours,

Susumu Shimizu
2000 Market St.
Berkeley, Calif

Susumu Shimizu
3608 Sacramento St
SF

8/17/48

Japanese citizen.

Cal. - Jo. 7-7150

Born: - Hiroshima,
~~1906~~ 1906

Asago Hsu
Asa Gun,

in Oct. 4,

Hiroshima
Hiroshima
10/4/1906.

Has: no other papers

Has passport: issued for Japan - last re-issued 1935
to go to Peru - in 1935

Has no papers

1st passport 1924

Willing to go for a visit only

needs re-entry permit

Lima 12th September, 1948

Mr. Wayne M. Collins,
Mills Tower, 226 Bush Street,
San Francisco 4,
California U.S.A.

Dear Sir:

It is a pleasure to me to reply to your letter of the 17th of August, in which you tell me of the desire of your client Shimizu to visit Peru.

I here with enclose a sheet containing the data for him to come. As soon as he presents his application to the Peruvian Consul, the Peruvian Consul will inform the Ministry of Foreign Affairs here, and it is indispensable that you inform me as soon as this be done, so that I can get on to the matter here.

In regard to the matter of Mamore owing to the lack of a witness and of several documents the date has been fixed for the trial: the 21st of September. This date will not be put off. I suggest you to recommend Mr. Shimizu to commit Mr. Hasegawa to allot 0.000 for the big newspapers, whose legal redactors can influence enormously towards obtaining a more benevolent sentence for Mamore.

Having nothing more to say,

I remain

yours truly,

Luisa de Alarcón

writing to

Bejarano 265.

September 16, 1948

Mr. Susumu Shimizu
3608 Sacramento St.
San Francisco, Calif.

2000 Market St.
Gardena, Calif.

Dear Mr. Shimizu:

Senora Luisa de Alarcon wrote me under date of September 12 informing me that she had enclosed a sheet in her letter containing data to enable you to return to Peru for a visit to assist your brother at his trial. She informs me that as soon as you present your application to the Peruvian Consul, he will inform the Ministry of Foreign Affairs in Peru and authorize you to return there for a visit.

She informs me that your brother's trial was postponed and will commence on September 21. She suggests you instruct Mr. Hasegawa to allot a sum of money for the newspapers to publicize matters in favor of your brother so as to insure a favorable trial for him.

I suggest you communicate with me at once so that you may pick up the enclosure Mrs. Alarcon sent me.

Very truly yours,

9/16/48

lyn 65111
Phelan, Anita
Ext 522

re ~~James~~ ~~Flanner~~ Ext 650

~~re entry permit~~

Lowling

Cap

630 W 1014

~~Proke applied~~

Butler

AS

Appli

THE WEST COAST OF AMERICA TELEGRAPH COMPANY, LIMITED

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 Jirón Ayacucho 324

SUCURSAL: { Gran Hotel Bolívar
 Teléfono 30987

FORMULA DE CONTESTACION PAGADA

En esta fórmula se escribirá la contestación al despacho procedente de San Francisco No. 70127
 fecha 17/8/48 dirigido a Junta De Alarcón que se acompaña y cuyo remitente la ha abonado
 en San Francisco pueden emplearse hasta 7.00 francos. Excediendo el número de palabras pagadas, el remitente
 abonará el importe del exceso. Si esta contestación no fuese enviada antes de tres meses (Art. 56) se perderá todo derecho a la suma abonada.

No.	PAL.	HORA	OBSERVACIONES	EXCESO S/.
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CONDICIONES

La Compañía se reserva el derecho de rechazar un telegrama aún después de haberse hecho cargo de su transmisión, pero en tal caso devolverá al expedidor la cantidad que satisfizo para su transmisión. Si un telegrama no llegase a su destino por consecuencia de descuido o negligencia de la Compañía o de sus empleados, mientras que el telegrama se hallaba a su cargo se devolverá al expedidor la cantidad que hubiese satisfecho para su transmisión. Sin perjuicio de la devolución de que se hace mérito en la cláusula que antecede, la Compañía no responderá de las pérdidas, daños o perjuicios resultantes de la falta de transmisión o entrega de un telegrama o de retraso o error que se verifique en la transmisión o entrega del mismo, cualquiera que sea la causa que haya motivado tal falta de transmisión o entrega, atrazo o error. Para los efectos de estas condiciones la responsabilidad de la Compañía por motivo de la transmisión de un telegrama, cesará absolutamente desde el momento en que la confíe en cualquier punto de tránsito a otra red de servicio o línea telegráfica que sea de propiedad o bajo la dirección de cualquier empresa o autoridad que no esté subordinada exclusivamente a la Compañía, reservándose, al efecto el más amplio poder aún cuando el servicio de aquella se haga en todo o en parte, en conexión con el de ésta. Sírvese transmitir el anterior telegrama de conformidad con las condiciones precedentes, a las cuales consiento en someterme.

FIRMA DEL EXPEDIDOR..... DOMICILIO.....

U. S. DEPARTMENT OF JUSTICE
BOARD OF IMMIGRATION APPEALS
and
IMMIGRATION AND NATURALIZATION SERVICE

	San Francisco, Calif.
In re:	(City) (State)
SUSUMU SHIMIZU	July 5, 1950 19
2000 Market St.	(Date)
Gardena, Calif.	FILE NUMBER
	mk

I hereby enter my appearance as attorney for (or representative of):

SUSUMU SHIMIZU

or as associated with _____

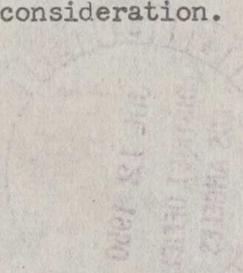
the attorney of record, and my appearance is at his request.

(Check appropriate item, if applicable):

- 1. I have been admitted to practice before the Board of Immigration Appeals and the Immigration and Naturalization Service:
 - ____ Attorney, or
 - ____ Representative of _____, or
 - ____ Non Attorney (Sec. 95.10, Title 8, C.F.R.)
- 2. My application for admission to practice before the Board of Immigration Appeals and the Immigration and Naturalization Service was filed at _____, and is presently pending. (Place)
- 3. I have not applied for admission to practice before the Board of Immigration Appeals and the Immigration and Naturalization Service. My appearance, however, is * _____

* Friend, relatives, etc., and without monetary consideration. Explain fully.

Matton



Wayne M. Collins (Signature)
 Wayne M. Collins
 1701 Mills Tower, 220 Bush St. (Address)
 San Francisco 4, Calif.

RECEIVED
JUL 12 1950

U.S. DEPARTMENT OF JUSTICE
IMMIGRATION AND NATURALIZATION SERVICE
LOS ANGELES DISTRICT OFFICE

RECEIVED JUL 12 1950

JUL 21 1950

U.S. DEPARTMENT OF JUSTICE

IMMIGRATION AND NATURALIZATION SERVICE

LOS ANGELES DISTRICT OFFICE

U.S. DEPARTMENT OF JUSTICE

IMMIGRATION AND NATURALIZATION SERVICE

LOS ANGELES DISTRICT OFFICE



RECEIVED JUL 12 1950
JUL 21 1950
U.S. DEPARTMENT OF JUSTICE
IMMIGRATION AND NATURALIZATION SERVICE
LOS ANGELES DISTRICT OFFICE

July 27, 1950

U. S. Immigration and Naturalization
Service
630 Sansome Street
San Francisco, California

Gentlemen:

In re: Susumu Shimizu, Peruvian-
Japanese, San Francisco.

Enclosed find Notice of Appearance for
Mr. Susumu Shimizu, Peruvian-Japanese, who
has recently moved from Gardena, California,
to San Francisco.

Very truly yours,

U. S. DEPARTMENT OF JUSTICE
BOARD OF IMMIGRATION APPEALS

MAR 30 1951

IN THE MATTER
OF
SUSUMU SHIMIZU

FILE NO: A-6161510

MOTION

Upon consideration of the entire record and of the motion,
it is ORDERED that the motion be granted.

Chairman

RMC:lr

UNITED STATES DEPARTMENT OF JUSTICE
IMMIGRATION AND NATURALIZATION SERVICE
458 SOUTH SPRING STREET
LOS ANGELES 13, CALIFORNIA

G
PLEASE REFER TO THIS FILE NUMBER

1690-S

July 21, 1950

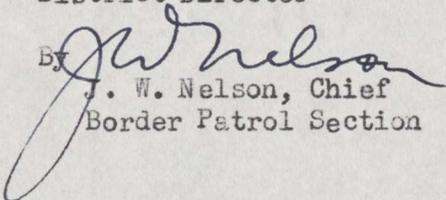
Wayne M. Collins, Esq.
1701 Mills Tower
220 Bush Street
San Francisco 4, Calif.

Dear Sir:

Returned herewith is Form G-28, Notice of Appearance, filed by you in the case of SUSUMU SHIMIZU, 2000 Market Street, Gardena, California. We have been unable to locate any record in this District under the name given. It is requested that if you have any record of our relating file number or another name under which the alien may be indexed here, you advise us and return the Form G-28.

Very truly yours,

H. R. LANDON
District Director

By 
J. W. Nelson, Chief
Border Patrol Section

Enc.

July 27, 1950

U.S. Immigration and Naturalization
Service
458 South Spring Street
Los Angeles 13, California

Attn: J. W. Nelson, Chief
Border Patrol Section

Gentlemen:

In re: Susumu Shimizu
File No. 1690-S

In reply to your letter of July 21, 1950,
enclosing Notice of Appearance which I filed
for Susumu Shimizu showing his residence in
Gardena, California, I wish to inform you that
Mr. Shimizu has recently moved to San Francisco
and I am accordingly filing a Notice of Appearance in this jurisdiction.

) filed
S.F.

Very truly yours,

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

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

6161510
Shimizu

April 2, 1951

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

Perman

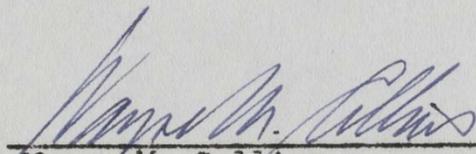
BEFORE THE BOARD OF IMMIGRATION APPEALS
BEFORE THE COMMISSIONER OF IMMIGRATION

In the Matter of)
) No. _____
SUSUMU SHIMIZU)
-----))

APPLICATION TO REOPEN CAUSE FOR A SUSPENSION OF DEPORTATION

----- SUSUMU SHIMIZU hereby requests
that the deportation proceeding heretofore instituted against him
be reopened for the purpose of enabling him to apply for a sus-
pension 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.

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 regula-
tions thereunder and for the grant of said application for suspension
of deportation.



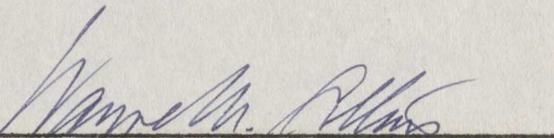
Wayne M. Collins
1701 Mills Tower
San Francisco 4, Calif.

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 _____ SUSUMU SHIMIZU _____, 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.

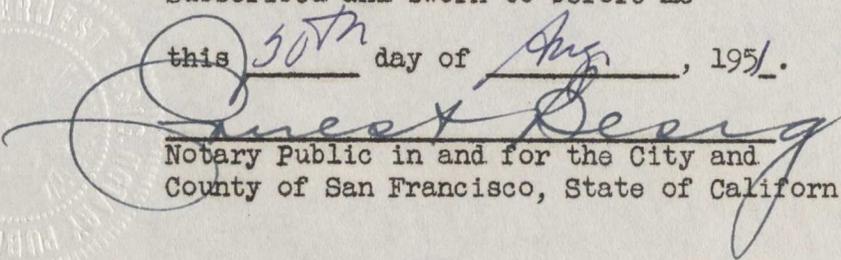


Wayne M. Collins
1701 Mills Tower
San Francisco 4, Calif.

Attorney for Applicant.

Subscribed and sworn to before me

this 30th day of Aug, 1951.



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

My Commission Expires
December 23, 1952



SEPTEMBER 12, 1951

Troyan Onuma Shimizu
District Director
U.S. Immigration and
Naturalization Service
630 Sansome Street
San Francisco, California

Dear Sir:

In re: Susumu Shimizu
San Francisco, Calif.

Enclosed find copy of application to
reopen cause and to enable the applicant
to apply for a suspension of deportation,
the originals of which are being forwarded
to the Commissioner of Immigration,
Washington, D. C.

Very truly yours,

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

SEPTEMBER 12, 1951

The Commissioner of Immigration
Washington, D. C.

Dear Sir:

In re: Susumu Shimizu
San Francisco, Calif.

Enclosed find three original application forms to reopen cause for the purpose of enabling Susumu Shimizu, Peruvian-Japanese, to apply for a suspension of deportation, together with accompanying affidavit of merits and notice of appearance. An original application form is also being sent to the District Director, USI&NS, San Francisco, inasmuch as Mr. Shimizu resides at 3608 Sacramento St., San Francisco, California. A notice of appearance had been forwarded previously to the Immigration Office at San Francisco.

If the matter is not now pending before you, I would thank you to transmit the enclosed application for suspension of deportation to the Board of Immigration Appeals if the cause is pending before that Board.

Very truly yours,

Copy to:
USI&NS, San Francisco, Calif.

UNITED STATES DEPARTMENT OF JUSTICE
Immigration and Naturalization Service

COPY FOR ATTORNEY
OR REPRESENTATIVE

File: A-6161510 - San Francisco (1300-39011)

(Appeal 15)

In re: SUSUMU SHIMIZU

OCT 16 1951

IN DEPORTATION PROCEEDINGS

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

CHARGES:

Warrant: Act of 1924 - No immigration visa
Act of 1918 - No passport

Lodged: None

APPLICATION: Motion to reopen in order that the alien may apply
for suspension of deportation

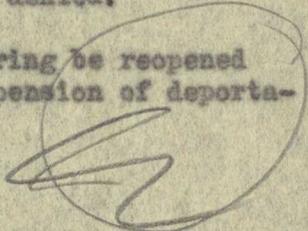
DETENTION STATUS: Not detained

A warrant of arrest in deportation proceedings was issued March 30, 1946 on the above indicated grounds. A hearing was held in deportation proceedings on April 1, 1946. On May 6, 1946, an order was entered directing that the alien be deported to Japan on the charges stated in the warrant of arrest, but further granted the alien permission to depart from the United States without expense to the Government, to any country of his choice except contiguous territory, within 90 days after notification of decision. The decision was affirmed by the Board of Immigration Appeals June 12, 1946 and warrant of deportation was issued. At the request of the alien motion was made to the Board of Immigration Appeals on February 19, 1951 in order to permit the alien's deportation to Peru, and directing that the alien be deported pursuant to law. On March 30, 1951, the Board of Immigration Appeals granted such motion.

Motion has now been submitted by respondent's attorney requesting that the hearing be reopened in order to permit the alien to apply for suspension of deportation based upon seven years or more continuous residence and his residing in the United States on July 1, 1948.

The record relates to a native and citizen of Japan, who last entered the United States at the port of New Orleans, Louisiana on March 21, 1944 on the United States Army Transport "Guba". On that occasion he was being brought to this country for internment. In Matter of V, A-5908014, Interim Decision 225, it was held that an alien who had been brought to the United States solely for reasons connected with the war, was denied the discretionary relief of suspension of deportation, as a matter of policy. Counsel's motion will, therefore, be denied.

ORDER: It is ordered that motion that the hearing be reopened in order to permit the alien to apply for suspension of deportation be denied.



ASSISTANT COMMISSIONER
ADJUDICATIONS DIVISION

UNITED STATES DEPARTMENT OF JUSTICE
IMMIGRATION AND NATURALIZATION SERVICE
WASHINGTON 25, D. C.

October 16, 1951

PLEASE ADDRESS REPLY TO

AND REFER TO THIS FILE NO.

A-6161510 WU

Wayne M. Collins, Esquire
Mills Tower, 220 Bush Street,
San Francisco 4, California

Dear Sir:

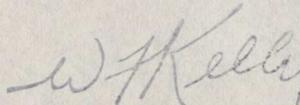
The attached is a copy of the decision and order of the Commissioner in the case of **SUSUMU SHIMIZU**.

This order is final unless an appeal is taken to the Board of Immigration Appeals in Washington, D. C., and notice of appeal is filed within **15** days (not including Saturdays, Sundays, and holidays) after receipt of this notice.

If appeal is desired, notice of appeal, forms for which are attached, should be executed in triplicate. Two copies must be filed with the local field office of the Immigration and Naturalization Service in which the proceedings were held and the third copy must be filed directly with the Board of Immigration Appeals, Department of Justice, Washington, D. C.

Any questions which you may have will be answered by the local immigration office nearest your residence.

Sincerely yours,

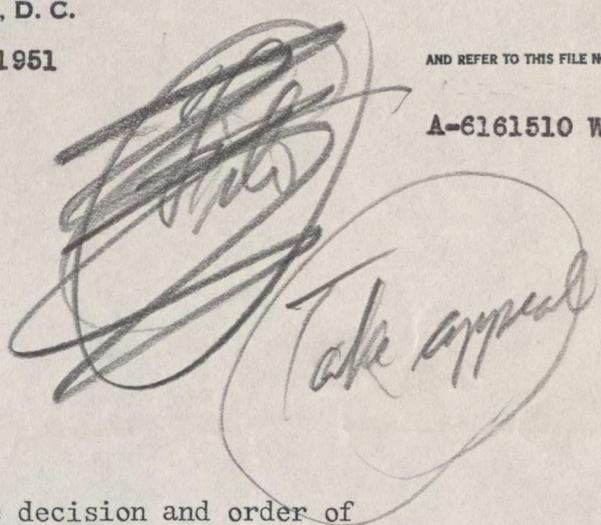


ASSISTANT COMMISSIONER
ENFORCEMENT DIVISION

REGISTERED MAIL

Enclosures

ADJ-18
7-22-47



UNITED STATES DEPARTMENT OF JUSTICE
Immigration and Naturalization Service
San Francisco 11, California

October 25, 1951

1300-59011 DD&P
AG 161 510

File

Mr. Susumu Shimizu
1005 Powell Street
San Francisco, Calif.

Sir:

Madam:

Please call at the office of the U. S. Immigration
and Naturalization Service, Room 1247, Appraisers
Building, 630 Sansome Street, San Francisco 11, California,
at 10:00 AM on October 30, 1951.

Very truly yours,

BRUCE G. BARBER
District Director

By

F. O. SEIDLE, Chief
Detention, Deportation
and Parole Section
San Francisco District

CC to Attorney W. Collins

The purpose of having your client appear at this office
is to terminate his Supervise Parole and place him on Con-
ditional Parole under the provisions of the Internal Security
Act of 1950.

File

November 6, 1951

District Director
U.S. Immigration and
Naturalization Service
630 Sansome Street
San Francisco, California

Dear Sir:

In re: Susumu Shimizu
A-6161510 WU

Enclosed find duplicate notices of appeal in the above-entitled matter. I have applied to the Board of Immigration Appeals for a two weeks' extension of time within which to prepare my brief on appeal. A copy of my letter to the Board is enclosed herewith.

Very truly yours,

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

November 6, 1951

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

Gentlemen:

In re: Susumu Shimizu
A-6161510 WU

Enclosed find notice of appeal in the above-entitled matter. Inasmuch as I have been engaged in a trial for the last five weeks I have been unable to review the file in the above-entitled action in order to prepare a brief on appeal. In consequence I would be grateful to you if you would allow me a two weeks' extension of time within which to file a brief on appeal.

Very truly yours,

January 21, 1952

District Director
U.S. Immigration and
Naturalization Service
630 Sansome Street
San Francisco, California

Dear Sir:

Re: Susumu Shimizu
File: A-6161510 WU

Enclosed find three application forms addressed to the Board of Immigration Appeals to reopen cause for the purpose of enabling Susumu Shimizu to apply for a suspension of deportation, together with accompanying affidavit of merits. My check in the sum of \$5.00 covering the necessary fee is enclosed.

Very truly yours,

January 22, 1952

Mr. Susumu Shimizu
2725 Dohr Street
Berkeley, California

Dear Mr. Shimizu:

Enclosed find copy of my application for suspension of deportation made on your behalf pursuant to your request.

For your information, since the new Immigration and Nationality Law of 1952 became effective on Dec. 24, 1952, the Immigration Service requires a fee of \$5.00 to accompany such an application. I have advanced said sum in your case and I would be grateful if you would remit said sum to me to repay me therefor.

Very truly yours,

FEB 1 - 1952

File: A-6161510

In re: SUSUMU SHIMIZU

IN DEPORTATION PROCEEDINGS

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

CHARGES:

Warrant: Act of 1924 - No immigration visa
Act of 1918 - No passport

Lodged; None

APPLICATION: Motion to reopen in order that the alien may apply
for suspension of deportation

DETENTION STATUS: Not detained

This matter is before us by reason of an appeal from the decision of the Acting Assistant Commissioner of Immigration and Naturalization dated October 16, 1951 wherein a motion was denied. That motion requested that the hearing be reopened in order that the alien might apply for relief from deportation particularly suspension of deportation predicated upon seven years of residence in the United States.

The record here relates to a native and citizen of Japan who arrived at New Orleans, Louisiana on March 21, 1944 on the USAT "Cuba". At that time the alien was being brought to the United States for security reasons.

On February 19, 1951 deportation of the alien was directed pursuant to law, the motion filed by the Commissioner requesting such action being granted.

Counsel now seeks a rehearing in order that suspension of deportation might be applied for.

On June 10, 1946 the National Catholic Welfare Conference indicated that the apostolic delegate had written to them indicating that he was bringing the case of this alien to the attention of the apostolic nuncio of Peru with the hope that the Peruvian Government might be prevailed upon to accept this alien's return to that country. In the absence of such showing that Peru will accept, the present motion must necessarily be denied without prejudice.

A-6161510

-2-

ORDER: It is ordered that the appeal from the denial of motion be and the same is hereby denied without prejudice to renewal thereof if and when there is a showing that Peru will not accept the alien.

Chairman

RMC:es

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

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

6161510
Shimizu

February 4, 1952

Wayne M. Collins, Esquire
Mills Tower, 220 Bush Street
San Francisco 4, California

My dear Mr. Collins:

Reference is made to the appeal entered from the order of the Commissioner of Immigration and Naturalization concerning 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

December 12, 1952

Mr. Susumu Shimizu
1005 Powell Street
San Francisco, Calif.

Dear Mr. Shimizu:

I would thank you to inform me by letter immediately as to what steps, if any, you have taken to ascertain whether the Peruvian Government will permit you to return to Peru. That is to say, have you had any of your relatives or friends in Peru request the Peruvian Foreign Minister to authorize your return? Have you requested a Peruvian consul or other Peruvian official to authorize your return? Have you applied to a Peruvian consul for any documents such as a visa to enable you to return to Peru?

If you or any of your friends here or in Peru have made such written requests to any Peruvian officer in Peru or to a Peruvian consul or to the Peruvian Ambassador here, I would thank you to let me know the dates you made such requests and the answers you have received thereto. If you have a carbon copy of any letters that you sent making such requests and any answers thereto, I would thank you to forward them to me forthwith so that I can make copies thereof and present them to the Immigration authorities. Please send your reply to me immediately in the envelope which is enclosed.

Very truly yours,

Berkeley Free Methodist Church

バークレー自由メソヂスト教會

1521 DERBY STREET, BERKELEY 3, CALIFORNIA

ISSEI MINISTER

FRANK M. OMI

1539 CARLETON ST., BERKELEY 3, CALIF.
PHONE BERKELEY 7-6006R

NISEI MINISTER

ROY K. TAKAYA

1619 TYLER ST., BERKELEY, CALIF.
PHONE BERKELEY 7-3594W

イエスキリストを活ける救主と信ずる
救 聖潔 神癒 再臨を宣傳ふる
靈的にして 明るく 楽しく 親しみのある

聖書の教會
福音的教會
家族的教會

下記の定期集會に廣く同胞皆様を御案内いたします

日曜日	{	早天祈禱會	午前六時半
		禮婦人會(毎月第一日曜日)	午前十一時半
		歸米青年會	午後
水曜日	一	祈禱會	午後七時半

家庭集會は各教區にて順次に催うします

リッチモンド方面禮拜 毎日曜日午後三時
(第一日曜日はパークレ會堂にて聯合集會)

集會所 5901 Potrero Ave., El Cerrito Calif.

O come, let us worship and bow down; let us kneel before the Lord our maker; for he is our God; and we are the people of his pasture and the sheep of his hand.—PSALM 95:6,7

SUNDAY . . .

Sunday School	9:30 a.m.
Nisei Worship Service	10:30 a.m.
Issei Worship Service	11:30 a.m.

WEDNESDAY . . .

Mid-Week Bible Study	8:00 p.m.
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THURSDAY . . .

Y. P. M. S.	7:30 p.m.
-------------	-----------

Notes to Rogers

① Married Barkley, 6/1/52

②

1/14/53

~~Barney~~
Barney MKRS says
Linda has passed a passport

① Married Cost

② Birth record of W
Birth file

Notes corrected

1/14/52 L. George married in Rev. Oline - with record in
Married certificate to state re W.

Peruvian

2725 Dohr Street
Berkeley, California
January 8, 1953

Tel. - Franklin - 3-4679

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

Dear Mr. Collins:

I am sincerely apologizing for this delay in replying to your kind communication dated December 12, 1952.

The following items will reveal my present position and thought which I hope at the same time to be my answer to your letter. I have previously applied through you for my return to Peru; and in my possession are two copies of the following documents:

1. Application for re-entry permit addressed to the Commissioner of Immigration and Naturalization, Form 1-131.
2. Application for departure from the United States addressed to the Secretary of State, Form 16-25069-1.

As far as I can remember, I have never requested a Peruvian consul or other Peruvian official to authorize my return to Peru. However, I know that my friend in that country has requested the Peruvian Government for the same thing; but I have never received any official communication from either side.

Finally may I explain to you my present position. Since last year, I have changed my mind completely and desire now to remain in the United States, and this must be considered as an inevitable consequence of the circumstances. On June 1, 1952, I married an American citizen, a Nisei whose name was then Miss Yoneko Yasuda. She is now expecting and we both will become parents of a Sansei Japanese American in the near future.

Thus considering seriously as to the future of my family, I now request you to cancel all my application or legal procedures you have kindly taken for me to return to Peru, and at the same time would like to ask you to assist me in applying for the Suspension of Deportation. I shall be very happy to follow your effective advice in taking any necessary steps so as to change my status and would be exceedingly grateful if you will please inform me as to necessary instruction.

*from
date -
place*

It must have been an unbearable sorrowing experience for you to see Mrs. Collins pass away. I sympathize with you from my own experience and pray that God's comfort and sustaining grace continue to be with you.

Very sincerely yours,

Susumu Shimizu
Susumu Shimizu

SS:af

P

Frank M. Omi, Issei Minister

William Kobayashi, Nisei, Minister

Berkeley Free Methodist Church

1521 DERBY STREET
BERKELEY 3, CALIFORNIA

January 15, 1953

Peruvian

Mr. Wayne Collins
Mills Tower Building
220 Bush Street
San Francisco, California

Dear Mr. Collins:

It was indeed a pleasure to meet you yesterday. I was deeply impressed by the fact that you have been doing such great service to my friend, Mr. Susumi Shimizu, who is now requesting you to appeal for the Suspension of Deportation.

As you have kindly advised him, Mr. Shimizu is sending you his marriage certificate which I completed and gave him at the time of the ceremony. Please note also that his wife, Mrs. Yoneko Shimizu, was born on July 5, 1913, in Auburn, California.

Thank you for your constant assistance to our people.

Sincerely yours,

Frank M. Omi
Frank M. Omi

FMO:af

525 COLTON BLVD
CITIBANK BOND

1022-156

State of California

City and County
of San Francisco

MARRIAGE



CERTIFICATE

I Hereby Certify that on June first 1952
at Berkeley Free Methodist Church California, under authority
of a license issued by the County Clerk of the City and County of San Francisco. I, the
undersigned, as a Minister of the Free Methodist Church, joined in marriage,
Susumu Shimizu and Yonoko Yasuda
in the presence of Joy Miyamoto, residing at San Francisco
California, and K. Nakano, residing at Richmond,
California.

Frank M. Omi

Signature of person solemnizing marriage

TO PARTIES OBTAINING LICENSE

This Marriage Certificate will be completed and given to you by the person performing the marriage ceremony immediately after the marriage ceremony.

* * * * *

You will receive no other proof of marriage.

* * * * *

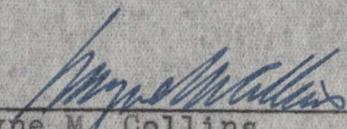
The original Certificate of Registry of Marriage will be completed and mailed by the person performing the ceremony to the County Recorder of the county where the license was issued and, after being recorded by the County Recorder, is forwarded to the State Registrar of Vital Statistics.

* * * * *

You may obtain a certified copy of the Certificate of Registry of Marriage for the statutory fee from either the County Recorder of the county where license was issued or from the State Registrar of Vital Statistics.

1 Nationality Act of 1952, and regulations thereunder and for the
2 grant of said application for suspension of deportation and
3 to adjust his status to that of an alien lawfully admitted for
4 permanent residence thereunder.

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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 SUSUMU SHIMIZU, 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 has been physically present in 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; that he is the husband of Yoneko Shimizu, nee Yasuda, a native born citizen resident of the United States, to whom he lawfully was united in marriage at Berkeley, California, on June 1, 1952; that there is impending the birth of their child; that his deportation would result in serious economic detriment and in exceptional and extremely unusual hardship to the alien and to his spouse and expectant U.S. citizen child, and 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), and Sec. 244 (a) of the Immigration and Nationality Act of 1952, 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.

Subscribed and sworn to before me
this 21st day of January, 1953.

Wayne M. Collins
Wayne M. Collins
Attorney for Applicant

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

My Commission Expires
December 23, 1954

Perman

Tike

Berkeley 3, California
January 27, 1953

Wayne M. Collins
Mills Tower, 220 Bush Street
San Francisco 4, California

Dear Mr. Collins:

Thank you for your letter of January 22, 1953.
I truly appreciate all that you are doing for me.
I am grateful for your promptness in sending an
application for suspension of deportation in my be-
half.

Thank you also for advancing the amount of
\$5.00 as the fee for my application. I am
enclosing the amount of \$5.00 with this letter.

Yours, Very truly and gratefully,

Assunta Serrano

ISSUED TO

WAYNE M COLLINS, Atty at Law
MILLS TOWER, 220 BUSH STREET
SAN FRANCISCO, CALIF

FILE NO.

A-6161510 WU

PLEASE QUOTE THIS NO.
IN CORRESPONDENCE REL-
ATIVE TO THIS PAYMENT
OR APPLICATION.

File
2/11/53

PAYMENT FOR

MOTION TO RECONSIDER Re: Susumu Shimizu

DATE RECEIVED

1 28 53

AMOUNT RECEIVED

\$ 5.00

1300
XXX

EK OF AM 129 Pers. Own

UNITED STATES DEPARTMENT OF JUSTICE
IMMIGRATION AND NATURALIZATION SERVICE
LOS ANGELES, CALIFORNIA

SAN FRANCISCO

RECEIPT IS ACKNOWLEDGED OF YOUR REMITTANCE
IN THE AMOUNT AND FOR THE PURPOSE AS STATED ABOVE.

1300 600

64511

FORM G-234A (4-21-52)
FORM PRESCRIBED BY
COMPTROLLER GENERAL, U. S.
APRIL 16, 1945

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

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

A-6161510
Shimizu

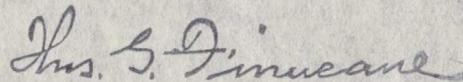
March 4, 1953

Wayne M. Collins, Esquire
Mills Tower, 220 Bush Street
San Francisco 4, California

Reference is made to your interest in the above case.

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

Sincerely yours,



Thos. G. Finucane
Chairman

MAR 4 - 1953

IN THE MATTER OF
SUSUMU SHIMIZU

File: A-6161510- San Francisco
(1300-39011)

IN DEPORTATION PROCEEDINGS

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

This case comes before us on motion of counsel dated January 21, 1953, requesting that the hearing be reopened for the purpose of affording the respondent an opportunity to apply for the discretionary relief of suspension of deportation. When this case was last before us on February 1, 1952, we dismissed the appeal from an order entered by the Acting Assistant Commissioner on October 16, 1951, denying the respondent's motion to reopen the hearing for the purpose of affording the respondent an opportunity to apply for suspension of deportation. In our order of February 1, 1952, the appeal was dismissed without prejudice to renewal thereof if and when there was a showing that Peru would not accept the alien. Counsel by affidavit in support of his motion asserted that the respondent was married to a native born citizen of the United States at Berkeley, California on June 1, 1952 and that his deportation would result in serious economic detriment to his citizen spouse and their expectant citizen child. Counsel further asserted that the respondent is willing and able to submit at the reopened hearing documentary evidence showing that he is eligible for the relief requested and that he is unable to return to Peru.

After carefully considering all the evidence of record together with counsel's representations on motion, we will direct that the hearing be reopened in order that the respondent may make application for the discretionary relief of suspension of deportation. The record should be made to show evidence of a current character investigation and such further evidence as may be pertinent to the issue here involved. Accordingly, the following order will be entered.

A-6161510

-2-

ORDER: It is ordered that the outstanding order of deportation dated May 6, 1946 be withdrawn.

IT IS FURTHER ORDERED that the hearing be reopened for further proceedings in accordance with the foregoing opinion.

Chairman

March 9, 1953

Mr. Susumu Shimizu
2725 Dohr Street
Berkeley, California

Dear Mr. Shimizu:

Pursuant to my application, your deportation case has been reopened, and the prior order of deportation has been withdrawn. In due course, the Immigration Service will notify you of a time and place set for the hearing on your application for suspension of deportation.

Very truly yours,

file

Berkeley, California
March 12, 1953

Mr. Wayne M. Collins
Mills Tower, 220 Bush Street
San Francisco 4, California

Dear Mr. Collins,

Thank you for your communication of March 9, 1953, informing me of the reopening of my case. I shall be glad to appear at the hearing of my application for suspension of deportation whenever the Immigration Service will notify me.

Sincerely yours,

Susumu Shimizu
Susumu Shimizu

UNITED STATES DEPARTMENT OF JUSTICE
IMMIGRATION AND NATURALIZATION SERVICE

File No. A 6 161 510

Date: April 17, 1953

*2725 Lakeside
Berkeley, Calif*

Susumu Shimizu
3608 Sacramento Street
San Francisco, California

Pursuant to the warrant of arrest served on March 30, 1946, you are advised to appear in Room 1146, 630 Sansome Street, S. F., Calif. on May 14, 1953, 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, he was an immigrant not in possession of a valid immigration visa and not exempted from the presentation thereof by said Act or regulations thereunder.

The Passport Act approved May 22, 1918, as amended, and the Act of February 5, 1917, in that, at the time of entry, he did not present an unexpired passport or official document in the nature of a passport issued by the government of the country to which he owes allegiance or other travel document showing his 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.

cc: Wayne M. Collins, Esq.
Mills Tower
220 Bush Street
San Francisco, California

L. E. Gowen

L. E. Gowen, Acting Chief
Hearing Unit

REGISTERED MAIL

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

April 20, 1953

Mr. Susumu Shimizu
2725 Dohr Street
Berkeley, California

Dear Mr. Shimizu:

The Immigration Service has sent you a notice to appear for your hearing on May 14 1953, at 9:00 A. M. in Room 1146, Appraiser Building, 630 Sansome Street, San Francisco.

You should appear there promptly and bring with you the Forms I-256A and other documents mentioned in that letter.

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,

UNITED STATES DEPARTMENT OF JUSTICE
Immigration and Naturalization Service

File: A-6 161 510 - San Francisco

July 31, 1953

In re: SUSUMU SHIMIZU

IN DEPORTATION PROCEEDINGS

IN BEHALF OF RESPONDENT: Wayne M. Collins
Attorney at Law
Mills Tower
220 Bush Street
San Francisco, California

CHARGES:

Warrant: Act of 1924 - No immigration visa
Act of 1917 - 1918 - No passport

Lodged: None

APPLICATION: Suspension of Deportation - Serious economic
detriment/7 years residence

DETENTION STATUS: Released on conditional parole

WARRANT OF ARREST SERVED: March 30, 1946

DISCUSSION AS TO DEPORTABILITY: This record relates to a 46 year old married male, a native and citizen of Japan, whose only entry into the United States occurred at the port of New Orleans, Louisiana, on March 21, 1944, at which time he was brought to the United States on the United States Army Transport "Cuba" from Peru for internment as an enemy alien. At the time of his arrival in the United States, the respondent was not in possession of an immigration visa or a valid passport. The respondent testified that subsequent to his release from internment and enemy alien proceedings, that he had hoped that he would be returned to Peru, but that he was refused entry to such country, and not desiring to be sent back to his native country, he contracted a marriage and decided to remain in the United States permanently. Having been given ample opportunity to depart from the United States voluntarily at the conclusion of the enemy alien proceedings in this country and having failed to do so, he is now clearly deportable on the charges contained in the Warrant of Arrest.

The respondent has consented to waive the preparation of findings of fact and conclusions of law as to deportability.

DISCUSSION AS TO ELIGIBILITY FOR SUSPENSION OF DEPORTATION: The record establishes that on September 12, 1951, this respondent through counsel, filed an application to re-open the proceedings in his case in order that he might apply for suspension of deportation. It must, therefore, be concluded that the respondent's application for discretionary relief under the provisions of Section 19(c) of the Immigration

Act of 1917, as amended, was timely and is a proceedings preserved by Section 405(a) of the Immigration and Nationality Act. The record shows that the respondent was lawfully married to a native-born citizen of the United States on June 1, 1952. The couple has one minor citizen child. The respondent's prior marriage was terminated by the death of his wife in the internment camp at Crystal City, Texas, on May 29, 1945. It has been established that the respondent's present wife was born in California and last entered the United States after a visit abroad at San Francisco, California, on June 30, 1948, at which time she was admitted as a citizen of the United States in possession of a valid United States passport. The respondent's wife is not employed, and she and the minor child are completely dependent upon him for support. The respondent is employed as a gardener and earns approximately \$220.00 per month. Family assets consist of \$1832.00 cash in the bank. Official records of the Service, affidavits of witnesses, and various items of correspondence establish conclusively that the respondent has resided in the United States for a period in excess of seven years and was so residing on July 1, 1948. It is also clear from the record that the respondent's deportation would result in serious economic detriment to his citizen spouse and minor child. As the respondent is a nonquota immigrant under the provisions of Section 101(a)(27)(A) of the Immigration and Nationality Act, he could readily obtain an immigration visa if granted the privilege of voluntary departure.

A check of the appropriate local and federal records has failed to reveal an arrest or criminal record relating to the respondent. Inquiry has disclosed that the alien has no connection with any subversive groups. He registered under the Alien Registration Act of 1940 and has complied with the applicable laws ever since such registration. The alien testified that he did not register under the Selective Service Act of 1940. However, I shall take notice of the fact that aliens confined in internment camps in this country subsequent to the effective date of the Alien Registration Act of 1940, were so registered by the authorities in charge of such camps. It would appear that the respondent was so registered, but in view of his lack of knowledge of the English language and to the procedures, that he is not now aware of what took place by way of registration during the period of his actual internment. Witnesses have been produced to establish that the respondent had been a person of good moral character for more than the preceding five years. On the record, the alien has established his eligibility for suspension of deportation.

It should be noted that the alien also appears to meet the residence requirements for suspension of deportation under the provisions of Section 19(c)(2)(b) of the Immigration Act of 1917.

ORDER: It is ordered that the deportation of the alien be suspended under the provisions of Section 19(c)(2) of the Immigration Act of 1917, as amended.

IT IS FURTHER ORDERED that if the Congress approves the suspension of the alien's deportation, the proceedings be cancelled, and the alien, if a quota-immigrant at the time of entry and not then charged to the appropriate quota, be so charged as provided by law.

IT IS FURTHER ORDERED that this case be certified to the Commissioner, Immigration and Naturalization, for review.

P. R. McLaughlin
Special Inquiry Officer

PRM:sm

APPROVED:

ASSISTANT COMMISSIONER
INSPECTIONS & EXAMINATIONS DIVISION

UNITED STATES DEPARTMENT OF JUSTICE
Immigration and Naturalization Service

NOTICE OF CERTIFICATION

IN THE MATTER
OF
SUSUMU SHINIZU

FILE NO. A-6 161 510

DATE: JUL 3 1 1953

TO: Wayne M. Collins, Attorney at Law
Mills Tower, 220 Bush Street
(ADDRESS)
San Francisco, California

Please take notice that the above entitled matter has been certified to the Assistant Commissioner, Inspections and Examinations Division, for review.

You may submit to this office within ten days after receipt of this notice a brief or other written statement for consideration by the Assistant Commissioner, Inspections and Examinations Division.

For the

L. E. Gowen
L. E. Gowen, Acting Chief
Inquiry Section *mg*
District Director or Officer in Charge

Doris - Re: Susumu Shimizu

Re: second paragraph of "Notice of Certification"

8/19/53
3:00 P.M.

Mr. McLaughlin of the U.S. Immig. Service called to say that in the case where we do not wish to submit a brief or other written statement for consideration, to please write a letter so stating so that the Immig. Office may send it on to the Commissioner for certification.

C.W.

P.S. In this case, I told him to send it on since the ten days have elapsed and since it was for a suspension of deportation.

C.W.
Chieft

Re: Susumu Shinizu^M

Order: that deportation be
suspended.

Therefore it appears that no
reply by our office is required.

Shimizu

August 20, 1953

Mr. Susumu Shimizu
2725 Dohr Street
Berkeley, Calif.

Dear Mr. Shimizu:

The Special Inquiry Officer P. R. McLaughlin of the U.S. Immigration Service rendered a favorable decision in your case on July 31, 1953. He recommended that the application for suspension of deportation be granted. Therefore, the case has been certified by him to the Assistant Commissioner, Inspections and Examinations Division, U.S. Immigration Service, at Washington, D. C. and if the application is there approved and Congress also approves the application you will be granted permanent residence in the United States.

Very truly yours,

DP

UNITED STATES DEPARTMENT OF JUSTICE
IMMIGRATION AND NATURALIZATION SERVICE
SAN FRANCISCO, CALIFORNIA
October 14, 1953

IN REPLYING PLEASE REFER TO THIS
FILE NUMBER

A-6 161 510

Rec'd 10/19/53
13-323
1/21/53

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

IN RE: SUSUMU SHIMIZU

Dear Sir:

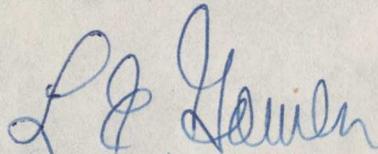
Your application for suspension of deportation to adjust your immigration status to ~~that~~ of a permanent resident has been approved by this Service and your case reported to Congress.

If the Congress passes a concurrent resolution favoring suspension of your deportation, it will be necessary for you to pay the statutory fee for the creation of a record of your admission for permanent residence.

Do not send any fee until you hear further from this Service.

Very truly yours,

BRUCE G. BARBER
District Director



By: L. E. Gowen, Acting Chief,
Inquiry Section

file

October 19, 1953

Mr. Susumu Shimizu
2725 Dohr St.
Berkeley, Calif.

Dear Mr. Shimizu:

On October 14, 1953, the Special Inquiry Officer of the U.S. Immigration Service entered an order in your case granting you a suspension of deportation.

In consequence, your case will be submitted for approval to Congress and in the event Congress also approves suspension of deportation you will be granted permanent residence status in the United States and thereafter you will become eligible for naturalization as citizen of the United States. In the event Congress disapproves your applications other steps will have to be taken on your behalf.

Very truly yours,

RECEIVED OCTOBER 21 1953
U.S. IMMIGRATION SERVICE
SAN FRANCISCO OFFICE

13-358
Rev. 5/7/54

UNITED STATES DEPARTMENT OF JUSTICE
Immigration and Naturalization Service
Appraisers Building, 630 Sansome Street
San Francisco, California

File: A6 161 510 (DD&PS)

C.R.No. 75

Date: August 9, 1954

Mr. Susumu Shimizu
2603 Ellsworth Street
Berkeley 2, California

Dear Sir ~~or Madam~~:

The Congress, by concurrent resolution, has approved the order of the Attorney General granting suspension of deportation in your case. A record of lawful entry for permanent residence may therefore be created by this Service upon payment of the \$18.00 fee required by law. The fee should be submitted by U. S. Postal Money Order made payable to "COMMISSIONER OF IMMIGRATION AND NATURALIZATION, SAN FRANCISCO," and forwarded to this office with the attached copy of this letter.

In the event you are unable to submit the \$18.00 money order within ten days from the date of this letter, please advise this office as to the date the fee may be expected.

It is important that this matter receive your prompt attention, as your immigration status cannot be legalized until the required fee has been received.

If you have been placed on parole by this Service, your parole will be terminated upon receipt of your money order and further reports to this Service will not be necessary.

Very truly yours,

Bruce G. Barber
District Director

cc: Wayne M. Collins ✓
Attorney at Law
Mills Tower
220 Bush Street
San Francisco, Calif.

By: (Sgd.) STAN OLSON
Stan Olson
Chief
Detention, Deportation
and Parole Section

(Mail in duplicate)

WAYNE M. COLLINS
Attorney at Law
Mills Tower, 220 Bush Street
San Francisco 4, California
GAfield 1-1218

August 13, 1954

Peruvian Japanese

Mr. Susumu Shimizu
2603 Ellsworth Street
Berkeley 2, California

Mr. Shimizu:
Dear

Your application for suspension of deportation has been approved by Congress. Therefore you are entitled to the status of an alien who has permanent residence status in the United States.

However, it is necessary for you immediately to send to the District Director of the Immigration and Naturalization Service, Appraisers Building, 630 Sansome Street, San Francisco, California, along with its letter to you of August 9, 1954, the sum of \$18.00 to create a record of your permanent residence. The remittance in the sum of \$18.00 should be in the form of a U.S. Postal Money Order made payable to "COMMISSIONER OF IMMIGRATION AND NATURALIZATION, SAN FRANCISCO."

As soon as you have sent the \$18.00 to the District Director of the U.S. Immigration and Naturalization Service, kindly send me a post card or letter informing me that you have paid it.

After you have paid that sum to the Immigration Service, that office will issue to you in a month or two your permanent Alien Registration Card.

You must not go to a foreign country, whether it be Canada, Mexico, Cuba, Japan or any other foreign country, unless you first obtain from the Immigration Service, upon an application being made therefor, a re-entry permit. If you do leave the U.S. at any time without first obtaining such a re-entry permit you will be denied the right to enter the U.S. because you will then become an alien who has lost permanent residence status.

When your permanent Alien Registration Card is issued to you by the U.S. Immigration and Naturalization Service, you will become eligible for naturalization as a United States citizen. Therefore, when that card issues to you, you should go to the Immigration Service office nearest you and apply to become a naturalized U.S. citizen as soon as possible.

Very truly yours,

*Permanis
Japanese*

August 19, 1954

Mr. Wayne M. Collins, Attorney at Law
Mills Tower, 220 Bush Street
San Francisco 4, California

Dear Mr. Collins:

Thank you for your kind communication of August 13, 1954, informing me of the Congressional approval of my permanent residence in the United States.

As you have advised me in your letter, I have sent in the sum of \$18.00 to the District Director of the Immigration and Naturalization Service together with its letter to me as of August 9, 1954.

I appreciate very much your continuous and very valuable service on my behalf.

Very truly yours,

Susumu Shimizu

Susumu Shimizu