

4:11

1946

Re: Renunciants in Fort Lincoln, Bismark, and Santa Fe.

78/177

C

Form 3817

Rev. 9-37

Post Office Department

Received from:

Wayne M. Collins

1721 Mills Tower, S.F.

One piece of ordinary mail addressed

to Hon. Tom C. Clark,

Attorney General of the U.S.

Washington, D.C.



THIS RECEIPT DOES NOT PROVIDE FOR INDEMNIFICATION

Form 3817
Rev. 9-37

Post Office Department

Received from:

Wayne M. Collins

1721 Mills Tower, S.F.

One piece of ordinary mail addressed

to Hon. Ugo Carusi,
Commissioner, U.S. Immig. & Nat. Ser.
Philadelphia, Penn.



THIS RECEIPT DOES NOT PROVIDE FOR INDEMNIFICATION

Form 3817

Rev. 9-37

Post Office Department

Received from:

Wayne M. Collins

1721 Mills Tower, S.F.



One piece of ordinary mail addressed

to Hon. W.S. Cook, Act. Off.-in-Charge

Fort Lincoln Internment Camp,

Bismarck, North Dakota.

THIS RECEIPT DOES NOT PROVIDE FOR INDEMNIFICATION

Form 3817
Rev. 9-37

Post Office Department

Received from:

Wayne M. Collins,

1721 Mills Tower, S.F.

One piece of ordinary mail addressed

to Hon. Abner Schrieber, Ass. Off. in
Santa Fe Inter. Camp Charge,
Santa Fe, New Mexico.

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Form 3817
Rev. 9-37

Post Office Department

Received from:

Wayne M. Collins,

1721 Mills Tower, S.F.

One piece of ordinary mail addressed

to Hon. Ivan Willians, Off. in Charge
Santa Fe, New Mexico.



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Form 3817
Rev. 9-37

Post Office Department

Received from:

Wayne M. Collins,
1721 Mills Tower, S.F.



One piece of ordinary mail addressed
to Hon. Andrew Jordan, Dist. Director,
U.S. Immig. & Nat. Service, Dept. of
Port Office Bldg. Chicago, Ill. Justice

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Form 3817
Rev. 9-37

Post Office Department

Received from:

Wayne M. Collins,

1721 Mills Tower, S.F.

One piece of ordinary mail addressed

to Hon. Grover, C. Wilmoth, Dist. Direct

U.S. Immig. & Nat. Service, Dept. of
Justice,
U.S. Court House, El Paso, Texas.

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Wayne M. Collins,
1721 Mills Tower, S.F.

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Bismarck, North Dakota.



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Wayne M. Collins,

1721 Mills Tower, S.F.

One piece of ordinary mail addressed

to Hon. U.S. Attorney,

Santa Fe, New Mexico.



THIS RECEIPT DOES NOT PROVIDE FOR INDEMNIFICATION

U. S. GOVERNMENT PRINTING OFFICE

5-10325

POSTMASTER.

Form 3817

Rev. 9-37

Post Office Department

Received from:

Wayne M. Collins,

1721 Mills Tower, S.F.

One piece of ordinary mail addressed

to Hon. Frank J. Henneasy,

U.S. Attorney, San Francisco, Cal



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Rev. 9-37

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Fargo, North Dakota.



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Rev. 9-37

Post Office Department

Received from:

Wayne M. Collins,

1721 Mills Tower, S.F.

One piece of ordinary mail addressed

to Hon. United States Attorney,
Albuquerque, New Mexico.



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U. S. GOVERNMENT PRINTING OFFICE

5-10325

POSTMASTER.

Form 3817

Rev. 9-37

Post Office Department

Received from:

Wayne M. Collins.

1721 Mills Tower, S.F.

One piece of ordinary mail addressed

to Hon. C.E. Rhett, Acting Head,
War Div. Dept. of Justice,
Washington, D.C.



THIS RECEIPT DOES NOT PROVIDE FOR INDEMNIFICATION

Form 3817

Rev. 9-37

Post Office Department

Received from:

Wayne M. Collins,

1721 Mills Tower, S.F.

One piece of ordinary mail addressed

to Hon. Clifton M. Monroe,

Chief Surveillance Officer, Santa Fe
Intern. Camp, Santa Fe, New Mexico.



THIS RECEIPT DOES NOT PROVIDE FOR INDEMNIFICATION

Form 3817

Rev. 9-37

Post Office Department

Received from:

Wayne M. Collins,

1721 Mills Tower, S.F.

One piece of ordinary mail addressed

to Hon. Edward J. Ennis, Director,

Alien Enemy Control Unit,

Dept. of Justice, Washington, D.C.



THIS RECEIPT DOES NOT PROVIDE FOR INDEMNIFICATION

Form 3817
Rev. 9-37

Post Office Department

Received from:

Wayne M. Collins,
1721 Mills Tower, S.F.

One piece of ordinary mail addressed

to Hon. C.M. Uyematsu,
Censor-Translator,
Santa Fe Intern. Camp, Santa Fe,
New Mexico

THIS RECEIPT DOES NOT PROVIDE FOR INDEMNIFICATION



San Francisco, California.

February 8, 1946.

1
2 HON. TOM C. CLARK,
3 Attorney General of the U.S.,
4 Washington, D.C.

5 HON. UGO CARUSI,
6 Commissioner, U.S. Immigration & Naturalization Service,
7 Philadelphia, Pennsylvania.

8 HON. W.S. COOK, Acting Officer-in-Charge,
9 Fort Lincoln Internment Camp,
10 Bismarck, North Dakota.

11 HON. ABNER SCHRIEBER, Assistant Officer-in-Charge,
12 Santa Fe Internment Camp,
13 Santa Fe, New Mexico.

14 HON. IVAN WILLIAMS, Officer-in-Charge,
15 Santa Fe Internment Camp,
16 Santa Fe, New Mexico.

17
18 Gentlemen:

19 On January 20th and 21st, 1946, at Fort Lincoln
20 Internment Camp, Bismarck, North Dakota, and on January 29th
21 and 30th, 1946, at the Alien Internment Camp at Santa Fe,
22 New Mexico, pursuant to the requests of the native-born
23 Americans of Japanese ancestry whose names appear on the
24 attached list of names and who are interned in the said
25 internment camps and who had engaged me as their attorney,
26 I appeared at the said camps accompanied by Theodore Tamba,
27 Esquire, an attorney and my assistant, to confer with and
28 advise them concerning the legality of their threatened
29 deportation to Japan by the Attorney General of the United
30 States, their right to have their formal applications for
31 renunciation of United States nationality set aside by court
32 order and their nationality declared and their right to release
from the restraint theretofore, then and now unlawfully imposed
upon them.

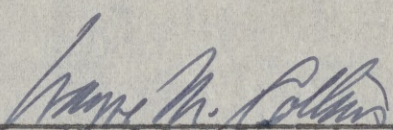
Upon my said clients assembling in meeting quarters
provided for us by the officers or acting officers in charge
of said camps at said times and places I was amazed to learn,

1 by being then and there informed by said officers, that at
2 conferences between an attorney and his clients the rights of
3 interned clients to the assistance of counsel and their rights
4 of privileged communications between them, guaranteed by
5 historical constitutional, statutory and common law provisions,
6 would neither be authorized, countenanced nor allowed and that
7 I would be unable to confer with and advise my said clients
8 unless there was present at all times during such conferences
9 an officer, agent or censor employed by the governmental agency
10 detaining my clients to sit in, spy upon, listen to, eavesdrop
11 and censor what was, may or might have been said or done by us
12 or any of us. I was forced, under the circumstances, to confer
13 with my said clients and advise them as to their legal rights
14 and remedies in the presence of and subject to the surveillance
15 of such officers, agents and censors at said times and places.
16 We were subjected to such mistreatment and violations of law at
17 said times and places during my said conferences with my said
18 clients albeit I then and there orally objected to and protested
19 the said mistreatment and violations of law to said officers,
20 agents and censors.

21 We charge that said such mistreatment, deprivations
22 of constitutional, statutory and common law rights to counsel
23 and the prevention of the free exercise of the right of
24 privileged communications existing between an attorney and his
25 clients were unauthorized violations of constitutional,
26 statutory and common law rights. We charge that the same
27 constitute additional acts of duress, menace and undue influence
28 exerted by the United States government, acting by and through
29 its agents, servants and employees, under a fictitious color
30 of claim of authority that heretofore resulted in the wrongful
31 internment of my said clients and that accounts for the present
32 restraint imposed upon them and the exaction from them of fictitious applications for renunciation of United States nationality.

1 For the said reasons and upon said grounds, among others, orally
2 stated by me to the officers in charge of said camps and the
3 agents, servants and censors of the government at said times
4 and places, I did and do now object thereto and protest the
5 said violations of due process of law and the deprivations of
6 said constitutional, statutory and common law rights.

7 Very truly yours,

8
9 
10 _____
11 Wayne M. Collins,
12 Attorney-at-law,
13 1721 Mills Tower,
14 San Francisco, 4, Calif.
15 Telephone: GARfield 1218.

16 Duplicate originals to:

17 Hon. Andrew Jordan, District Director,
18 U.S. Immig. & Nat. Service, Dept. of Justice,
19 Port Office Building, Chicago, Illinois.

20 Hon. Grover C. Wilmoth, District Director,
21 U.S. Immig. & Nat. Service, Dept. of Justice,
22 U.S. Court House, El Paso, Texas.

23 Hon. Frank J. Hennessy, U.S. Attorney, San Francisco, Calif.

24 Hon. United States Attorney, Fargo, North Dakota.
25 Hon. United States Attorney, Bismarck, North Dakota.
26 Hon. United States Attorney, Santa Fe, New Mexico.
27 Hon. United States Attorney, Albuquerque, New Mexico.

28 Hon. C.E. Rhett, Acting Head, War Div., Dept of Justice,
29 Washington, D.C.

30 Hon. Edward J. Ennis, as Director, Alien Enemy Control Unit,
31 Department of Justice, Washington, D.C.

32 Hon. Clifton M. Monroe, Chief Surveillance Officer, Santa Fe
Internment Camp, Santa Fe, New Mexico.

Hon. C.M. Uyematsu, Censor-Translator, Santa Fe Internment
Camp, Santa Fe, New Mexico.

INTERNEES AT FORT LINCOLN INTERNMENT

CAMP, BISMARCK, NORTH DAKOTA

Takashi Abe
Yoshio Abe
Akira Ralph Adachi
Minoru Adachi
George Hiroshi Akahori
Isao Akiba
Goro Amemiya
Yoshio Amemiya
Tomio Bingo
Keiichi George Dohi
Tsugio Dohara
Nobuo Ebisuda
Shuntaro Frank Emoto
Jiro Fujii
Hideo Fukagawa
Raymond Katsumi Fukunaga
Masao Furusawa
Matsuichi Hamamoto
Takeo Fred Hamamoto
Tamotsu Hataye
Hisashi Joe Hayano
Yoshiro Hayashi
Kenzo Kendo Higashi
Harry Fumio Hiraki
Henry Tokio Hiraki
Shigelu Hiraki
Denichi Ted Hiraoka
Akira Hirata
Shigeru Hirata
Taneo Johnny Hirokane
Asao Honda
Kazuo Honda

Mitsuo Ichinose
Toshio Ichinose
Tatsuo Iida
Jimmie Iwao Imamura
George Imoto
Itaru Ina
Keiichi Inouye
Mitsuji Inouye
Keiichi Kay Ishigami
Morimitsu George Ishuin
Tatsuma Itani
Masaichi Frank Ito
Kiyoshi Ito
Yukio Paul Kajikawa
Tsugio Kaku
Minoru Kakutani
Shigenobu Kato
Yasunori Kawahara
Yoshinori Kawahara
Fujio Frank Kawamoto
Richard Takao Kawana
Yoshio Kinoshita
Katsuo Jimmie Kiyama
Toshio Tommy Kiyama
Hideo Kobayashi
Masumi Eddie Kobayashi
Hiroshi Koga
Satoru Koga
Masao Kotake
Seigo Kotake
Sunao Koyanagi
Rikiso Kushida

Eki Masuoka
Minoru George Matsumoto
Sueo Frank Matsumoto
Masaru Matsuura
Tatsumi Bill Matsuura
Frank Ko Mayeda
Henry Masashi Mikami
Teruo Mitooka
Susumu Miyakawa
Wataru Miyakawa
Kazuo Miyake
Toshio Mizuhata
Shigeru Morinaka
Larry Hiroshi Morita
Noboru Morita
Akira Magaoka
Charles Tadashi Nagatoishi
Sadao Nakagaki
Masazo Nakamura
Satoshi Nakamura
Toshio Nakamura
Ukyo Nakanishi
George Ryoji Nakao
Isao Nakashima
Toshiro Nakayama
Masajiro Niimi
George Minoru Nishi
Miki Nishiyama
Shoji Nosaka
Tanemi Obatake
Sei Ochi

Takumi Okamoto
Tamio Thomas Okano
Juichi James Okazaki
Toshio Okimoto
Kazuo Okinaka
Isami Thomas Osaki
Harry Tokumitsu Oshiro
Makoto Otsuka
Haruo Harry Ozawa
Kihachiro Saiki
Yutaka Sakaguchi
Gengo Sakamoto
Jingo Sakamoto
Kageto Sakamoto
Susumu Frank Sakamoto
Iwao George Shibata
Tomeo Tony Shibata
Yoshio Shibata
Satoru Shinde
Yukio Soga
Kiyoshi Suzuki
Masao Taketa
Morio Steve Taketa
Harry Takao Takeuchi
George Masanobu Tamura
Shigeo Tanaka
Yoshio Henry Tanaka
George Joji Tani
Shiro Tanji
Ken Terada
Masaru Teshiba

Tsumoru Tokubo
Sadaki Tominaga
Shigeru Jim Toriumi
Yukio Allen Tsuchitani
Frank Yoshio Tsuchiya
Takashi Tsujita
Hironori Tsukida
Minoru Ueda
Yoshito Ueda
Jack Chiaki Uemura
Seiichi Umemoto
Isamu Uyeda
Masato Uyeda
Toju Roy Uyeda
Shuji Uyemaruko
Isamu Uyemura
Tadao Uyemura
Yasushi George Yamashita
Seiji Fred Yanari
Yoshio Tom Yanari
Sadao Yorita
Riichi Yoshida
Masanobu Tim Yoshimiya
Kiyoshi Yukawa

INTERNEES AT ALIEN INTERNMENT CAMP
AT SANTA FE, NEW MEXICO

Tsutomu Ben Adachi

Toshio Soga

Kazuto Kenneth Takeuchi

Kazuo Tanigawa

Mitsugi Miyekawa

Isao Miyekawa

11
16-2
San Francisco, California,

February 8, 1946.

HON. TOM C. CLARK,
Attorney General of the U.S.,
Washington, D.C.

HON. UGO CARUSI,
~~Commissioner, U.S. Immigration & Naturalization Service,~~
Commissioner, U.S. Immigration & Naturalization Service,
Philadelphia, Pennsylvania.

HON. W. S. COOK, Acting Officer-in-Charge,
Fort Lincoln Internment Camp,
Bismarck, North Dakota.

HON. ABNER SCHRIEBER, Assistant Officer-in-Charge,
Santa Fe Internment Camp,
Santa Fe, New Mexico.

HON. IVAN WILLIAMS, Officer-in-Charge,
Santa Fe Internment Camp,
Santa Fe, New Mexico.

Gentlemen:

On January 20th and 21st, 1946, at Fort Lincoln Internment Camp, Bismarck, North Dakota, and on January 29th and 30th, 1946, at the Alien Internment Camp at Santa Fe, New Mexico, pursuant to the requests of the native-born Americans of Japanese ancestry whose names appear on the attached list of names and who are interned in the said internment camps, *and who had engaged me as their attorney,* I appeared at ~~am~~ the said camps accompanied by Theodore Tamba, Esquire, an attorney and my assistant, to confer with and advise them concerning the legality of their threatened deportation to Japan by the Attorney General of the United States, their right to have their formal applications for renunciation of United States nationality set aside by court order and their nationality declared and their right to release from the restraint ~~thereof~~ theretofore, *unlawfully* then and now imposed upon them.

Upon my said clients assembling in meeting quarters provided for us by the officers or acting officers in charge of said camps at said times and places I was amazed to

learn, by being then and there informed by said officers,
that at conferences between an attorney and his clients
the rights of interned clients to the assistance of counsel
~~and their rights of privileged communications~~
and their rights of privileged communications between them,
~~given~~
guaranteed by historical constitutional, statutory and
common law provisions, would neither be authorized,
countenanced nor allowed and that I would be unable to confer
with and advise my said clients unless there was present at
all times during such conferences an officer, agent or
censor employed by the governmental agency detaining my
clients to sit in, spy upon, listen to, eavesdrop and
censor what was, may or might ~~be~~ have been ~~said~~ said or done
~~by me or any of us~~
~~by me or any of us~~
by us or any of us. I was forced, under the circumstances,
~~to confer with my said clients and advise them as to their~~
to confer with my said clients and advise them as to their
legal rights and remedies in the presence of ^{and subject to the surveillance of} such officers,
agents and censors at said times and places. We were subjected
to such mistreatment and violations of law at said times and
places during my said conferences with my said clients ~~albeit~~
albeit I then and there orally objected ^{To and protested the} ~~said~~ said mis-
treatment and violations of law to said officers, ~~and~~ agents
and censors, ~~and orally protested the same.~~

We charge that said such mistreatment, deprivations of constitutional, statutory and common law right to counsel and the prevention of the free exercise of the right of privileged communications existing between an attorney and his clients ^{were} ~~was an~~ unauthorized violation of ~~the~~ constitutional, statutory and common law rights, ^{We charge that the same} ~~and that the same~~ constituted additional acts of duress, menace and undue influence exerted by the United States government, acting ~~through~~ by and through its agents, servants and employees, under a fictitious color of ^Pclaim of authority that heretofore resulted in the wrongful internment of my said clients ^{and that accounts for the} ~~the~~ present restraint imposed upon them and the exaction from them of fictitious ~~renunciation~~ applications for renunciation of United States nationality. For the said reasons and upon said grounds, among others, orally stated by me to the officers in charge of said camps and the agents, servants and censors of the government at said times and places, I did and do now object thereto and protest the said violations of due process of ~~law, and denial of right~~ ^{said} law and the deprivations of constitutional, statutory and common law rights.

Very truly yours,

Wayne M. Collins,
Attorney-at-law,
1721 Mills Tower,
San Francisco, 4, Calif.
Telephone; Garfield 1218.

~~Attorney at law~~

Duplicate originals to:

Hon. Andrew Jordan, District Director,
U.S. Immig. & Nat. Service, Dept. of Justice,
Port Office Building, Chicago, Illinois.

Hon. Grover C. Wilmoth, District Director,
U.S. Immigr & Nat. Service Dept. of Justice,
U.S. Court House, El Paso, Texas.

~~Hon. United States Attorney~~

Hon. Frank J. Hennessy, U.S. Attorney, San Francisco, Calif.

Hon. United States Attorney, Fargo, North Dakota.

Hon. United States Attorney, Bismarck, North Dakota.

Hon. United States Attorney, Santa Fe, New Mexico.

Hon. United States Attorney, Albuquerque, New Mexico.

Hon. C. E. Rhett, Acting Head, War Div., Dept. of Justice,
Washington, D.C.

Hon. Edward J. Ennis, as Director, Alien Enemy Control Unit,
Department of Justice, Washington, D.C.

Hon. Clifton M. Monroe, Chief Surveillance Officer, Santa
Fe Internment Camp, Santa Fe, New Mexico.

Hon. C. M. Uyematsu, Censor-Translator, Santa Fe Internment
Camp, Santa Fe, New Mexico.

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

DEPARTMENT OF JUSTICE

WASHINGTON, D. C. 25

ABD:mam

146-54-1178

January 22, 1946

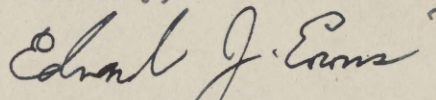
Wayne M. Collins, Esq.
Attorney at Law
Mills Tower, 220 Bush Street
San Francisco 4, California

Dear Mr. Collins:

I have your letter of January 10, 1946, concerning Mr. Shigeo Nakata, a renunciant who is presently interned at Bismarck, North Dakota.

I regret to inform you that Mr. Nakata's case is not presently subject to reconsideration and it is contemplated that he will remain in internment until he is repatriated to Japan. If Mrs. Nakata wishes to go to Japan with her husband, she should make application to the Immigration and Naturalization Service at Tule Lake.

Sincerely,



Edward J. Ennis
Director, Alien Enemy Control Unit



WAYNE M. COLLINS

ATTORNEY AT LAW

MILLS TOWER, 220 BUSH STREET
SAN FRANCISCO 4, CALIFORNIA

TELEPHONE GARFIELD 1218

January 10, 1946.

Mr. Edward J. Ennis,
Director, Alien Enemy Control Unit,
Department of Justice,
Washington, 25, D.C.

In re: Shigeo Nakata, an internee at
Bismarck, N.D.

Dear Mr. Ennis:

Mrs. Shigeo Nakata who resides at Block 2301-A Tule Lake Center with her American-born children, Satoshi, Kazushi and Hideko, minors, informs me that her husband, Shigeo Nakata who is interned at the Bismarck Internment Camp has applied for repatriation to Japan on the next available sailing. She is of the opinion, as am I, that her husband thereby is attempting to desert her and her children.

We appeal to you on behalf of Mrs. Nakata and her children to prevent Mr. Nakata from leaving this country and avoiding his obligations to his family. We shall appreciate your assistance in this matter. If you can prevent his desertion of his family the members of that family forever will be grateful to you.

Very truly yours,

WMC/W

2301 - Ashland Lake
Newell, Calif
Jan. 6, 1946

Mr. W. M. Collins
San Francisco, Calif
Dear sir:

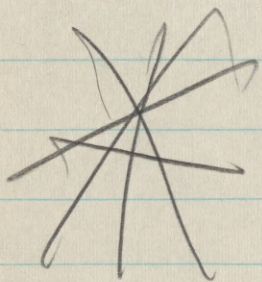
Not in case

I, Shigeo Nakata, and my three children, Satoshi, Kazushi, and Hideko, all residing in Block 23, wish to remain in U.S.

My husband, Shigeo Nakata, is presently at Bismarck Internment Camp and has decided to repatriate on the next ship, but under the circumstances I wish for him to remain ^{and} to see this case through with us.

I am asking your kind assistance in seeing that he will not repatriate.

Yours very truly,
Shigeo Nakata



into my list & prevent husband
from leaving

Call Ennis

2301 - A. Jule Lake
Newell, Calif.
Jan. 8, 1946

Mr. Wayne M. Collins,
1721 Mills Tower,
San Francisco, Calif.

Dear sir: -

On Jan. 6, 1946, I asked your assistance in preventing my husband, Shigeo Nakata, who is at Bismarck, N.D. from repatriating. I received his letter and wire since the time that he will definitely and positively repatriate on the next ship. Therefore, after thinking over the matter carefully, I have decided best that I repatriate with him. I do not wish to refrain him so I am asking that you cancel my plea and not to prevent him from repatriating.

Thank you kindly.

Yours very truly,
Shigeo Nakata

P.S. I have not join in the
law suit and also I've cancelled
my application for a hearing.