

8.5 FUKAYE , MITSUGU

1945 - 1946

* JUDGEMENT LIST

78/177

c

CONFIDENTIAL

Committee No. _____

(For Use Only of My Attorney) Atty. No. _____

Name (type or Print) Mitsugu Fukaye
First Name Middle Name Last Name

Address at present: Box 300 Rm. 30-G Bismarck, North Dakota

Sex: Male X Female _____

Age: 20 year. Date of birth: Month: January Day: 4 Year: 1926

Place of birth: City: Roscoe County: Los Angeles State: Calif.

Permanent residence at time of evacuation: 10834 Saticoy Street
Roscoe, California

Occupation at time of evacuation: student

Have you dual citizenship? Yes

Did you ever have dual citizenship? _____

Did you ever take steps to cancel dual citizenship? _____

On what date did you sign an application to renounce your citizenship?
November 1944

Were you under 21 years of age at that time? Yes

Were you given a hearing on that application? Yes

Where was the hearing conducted? Tulelake Ctr. Newell, Calif.

Did you attend that hearing alone? Yes If not, who went with
you? Had an caucasian interpetor

Have you received a letter approving your renunciation? Yes

If you have, what date does it bear? May 3, 1945

On what date did you receive that letter? Sept. 25 1945

(Attach that letter and the envelope it came in to this
questionnaire.)

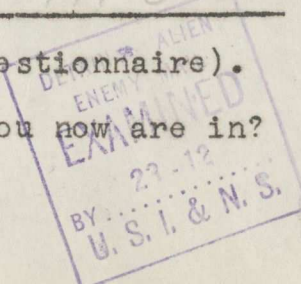
Who signed that letter of approval? Herbert Weshsler

Have you written a letter to Attorney General Tom Clark revoking your
renunciation? Yes

What is the date of that letter? January 30, 1946

(Attach your carbon copy of that letter to this questionnaire).

From what camp were you removed and taken to the camp you now are in?
Tulelake Ctr. W. R. A. Newell, Calif.



Have you served in our military forces? No

If you have, what type of discharge did you receive:

What was your last draft classification? 4-C

Were you ever classified "4-C"? Yes

Did you refused to be drafted? No

Are your parents U. S. citizens? No

What are their names? Taniko Fukaye (mother) father deceased

Have they been relocated? Repatriated

Where do they live now? Japan

What members of your family are serving or have served in the military forces: None

Have you been registered as an "alien" under the Alien Registration

Act of 1940? Yes When? May 1945 Where? Bismarck, N. D.

Did you protest that registration in writing? No

Have you filed a "non-repatriation" form? Yes

When? January 29, 1946

Are you single or married? Single

What is your wife's name: _____

What is her present address? _____

Is she a renunciant? _____

Have you any children? _____

What are their names and where are they living? _____

Are there any other renunciants in your family? Yes Who? Brother

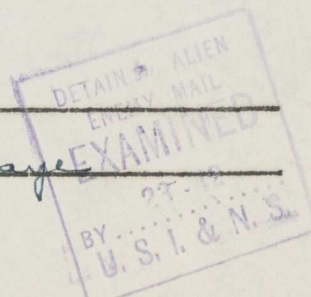
Kiyoshi (repatriated)

The following space is for any remarks you wish to make:

Enclosed is Letter requesting to be put on the list with the others also a copy
of letter sent to Hon. Tom Clark and notice of renunciation approval and envelope.

Dated: January 29, 1946

Mitsugu Fukaye
(Name)
Mitsugu Fukaye



Mitsugu Fukaye
Box 300 30-G
Fort Lincoln Intern. Camp
Bismarck, North Dakota

Mr. Wayne M. Collins
Mills Tower 220 Bush St.
San Francisco, Calif.

Dear Sir:

Due to the fact that I presumed that I had to take care of my mother even thou she had repatriated to Japan, I had because of reasons stated had signed for repatriation until the present time. Upon realizing all factors concerned and that my older brother having repatriated to Japan with my mother, I feel that my obligation to support her will lie in his hands, therefore I have decided to remain in this country permanently.

Will you please if it is at all possible, add my name on the list of the other Bismarck internees who have already enlisted your aid. I have already consulted Mr. Harry Takeuchi obtaining his permission.

Enclosed is all the necessary details and data which you have requested from the previous renunciants.

Trusting that my case will be acceptable.

Very truly yours,

Mitsugu Fukaye
Mitsugu Fukaye



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

DEPARTMENT OF JUSTICE

WASHINGTON, D. C.

NOTICE OF APPROVAL OF RENUNCIATION OF UNITED STATES NATIONALITY

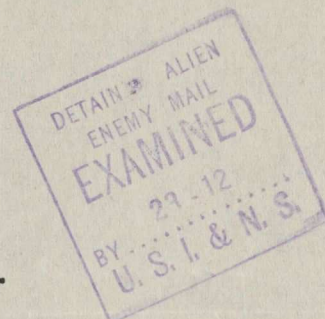
To: Mitsugu Fukaye
(born Jan. 4, 1926, North Hollywood, Calif.)
8306-H
Tule Lake Center
Newell, California

You are hereby notified that, pursuant to Section 401(i) of the Nationality Act of 1940, as Amended, and the regulations issued pursuant thereto, your renunciation of United States nationality has been approved by the Attorney General as not contrary to the interests of national defense. Accordingly you are no longer a citizen of the United States of America nor are you entitled to any of the rights and privileges of such citizenship.

Date: May 3, 1945

Herbert Wechsler

Herbert Wechsler
Assistant Attorney General
War Division



Ft. Lincoln Internment Camp
Bismarck, N. Dak.

Date: 9-25-45

Forwarded.

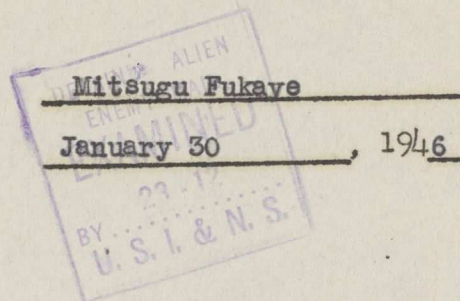
W. S. Cook

W. S. Cook ~~XXXXXXXXXX~~
Acting Officer in Charge

Mitsugu Fukaye



copy



HONORABLE TOM CLARK,
Attorney General of the United States,
Department of Justice Building,
Washington, D. C.

Dear Sir:

On or about November, 1944, I signed an application for renunciation of U. S. Nationality at the Tule Lake Center, Newell, Modoc County, California.

I hereby repudiate, withdraw, retract and revoke the said renunciation upon the following grounds and for the following reasons:

(1) The circumstances under which said renunciation form was signed by me did not constitute a fair and impartial hearing and was a denial of my constitutional guaranty of due process of law and of the equal protection of the laws;

(2) I was not a free agent at the time when and the place where said renunciation form was signed but then and there was held in duress and was the victim of fraud, menace, undue influence and mistake of fact and law;

(3) I then and there was and for a period of time prior thereto had been detained in said Tule Lake Center by official authority and was deprived of substantially all my constitutional rights, liberties, privileges and immunities as an American citizen and was treated as though I were an alien enemy and thus was discriminated against solely by reason of the Japanese nationality of my ancestors;

(4) I was intimidated, coerced and compelled to sign said renunciation form by reason of the duress in which I was held by the government and the duress, fraud, menace and undue influence of groups and individuals within said Center, against which the government failed to protect me.

Because of the foregoing reasons the said renunciation was fictitious and is invalid and void.

I am not a citizen or subject of Japan and I do not and never have owed or given that country or nation any allegiance. I am not an alien enemy. I am a native American by birth and by choice. I have no dual citizenship through any act or acceptance upon my individual part.

I demand that you withdraw and set aside the said renunciation form, and the approval thereof if any approval thereof was given.

I am ready and willing to have this matter re-opened and a hearing be granted me in order to prove the said renunciation application was executed under the circumstances above-mentioned when I was not a free agent in any sense of the word but was acting under duress, menace, fraud, undue influence and mistake of fact and law.

I respectfully request your immediate consideration of this urgent matter.

Very truly yours,

(Name)
Mitsugu Fukaye
Address: Box 300 30-C
Fort Lincoln Internment Camp
Bismarck, North Dakota