

17:9

KUDO, SUKEHIRO JUAN

1951-1953

78/177

c

August 27, 1951

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

Dear Sir:

In re: Sukehiro Juan Kudo  
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 were this date for-  
warded 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

August 27, 1951

The Commissioner of Immigration  
Washington, D. C.

Dear Sir:

In re: Sukehiro Juan Kudo  
San Francisco, Calif.

Enclosed find three original application forms to reopen cause for the purpose of enabling Sukehiro Juan Kudo, 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. Kudo resides at 1909 Bush St., San Francisco. His former address was P. O. Box 502, Redwood City, Calif. 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  
WASHINGTON 25, D. C.

PLEASE ADDRESS REPLY TO

October 29, 1951.

AND REFER TO THIS FILE NO.

A-6139100 T WU

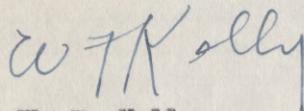
Wayne M. Collins, Esquire  
Mills Tower, 220 Bush Street  
San Francisco, California.

Dear Mr. Collins:

This is in reference to your letter of August 27, 1951, enclosing motion to reopen the proceedings in the case of Sukehiro Juan Kudo for the purpose of affording him an opportunity to apply for suspension of deportation.

You are advised that the records of this office reflect that an order was entered on July 22, 1949, by the Board of Immigration Appeals, directing that the proceedings in Mr. Kudo's case be reopened for the purpose of permitting him to make application for appropriate discretionary relief. His case is presently pending hearing in accordance with such order in the San Francisco, California office of this Service. It is, therefore, suggested that you may wish to communicate with the District Director of this Service at San Francisco in connection with any application for discretionary relief you may desire to make on behalf of the subject.

Sincerely yours,



W. F. Kelly  
Assistant Commissioner  
Enforcement Division

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

January 18, 1952

File No: A-6 139 100

Mr. Sukehiro Juan Kudo  
1909 Bush Street  
San Francisco, California

Dear Sir or Madam:

The hearing in your deportation case has been ordered reopened in order that you may apply for suspension of deportation under the provisions of Section 19(c) of the Immigration Act of 1917 (PL 863, July 1, 1948).

together with Form I-55, in duplicate.

Form I-256, in duplicate, is attached. You are requested to furnish all the information called for on both sides of this application and return ~~it~~ them to this office within ten days, in the enclosed self addressed envelope which requires no postage.

Two unsigned photographs of yourself must accompany this application and should be  $1\frac{1}{2}$ " by 2" in size and distance from top of head to point of chin should be approximately  $1\frac{1}{4}$ "; must be on thin paper; have a light background; and clearly show a front view of your face, without hat.

You will be informed at a later date when you are to appear for a hearing, at which time the documents and material indicated by check marks below must be presented to the hearing officer:

- (X) 1. Affidavits, in duplicate, of two witnesses, preferably citizens of the United States, showing the length of time they have known you in the United States, the places and periods of your residence at which they have known you to reside, and whether or not they consider you to be a person of good moral character (Forms 13-15 attached);
- (X) 2. If either you or your spouse have been employed in the United States during the past five years, an affidavit or letter, in duplicate, from each of your employers, showing the length of time you were employed, nature of employment and salary paid;
- (X) 3. Documentary evidence, in duplicate, showing your financial status and that of your spouse, or your parents if you are a minor child. Such evidence should consist of a statement from an officer of the bank or other financial institution in which you have deposits giving information as to (1) date account opened; (2) total amount of deposits for past year; (3) present balance; list containing serial number and denomination of bonds or other security and name of owner; affidavits as to the location and present reasonable market value of real estate or other property owned by you or in which you have an equity;

✓ CC: Mr. Wayne M. Collins, Attorney at Law  
1701 Mills Tower  
San Francisco, 4, California

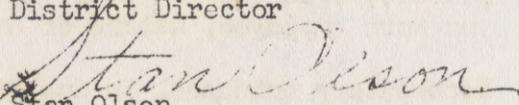
(OVER)

- X 4. If your present spouse or dependent minor children were born in the United States, two copies of the civil record of their birth, one copy of which must be certified; (If applicable)
- (X) 5. If your present spouse or dependent minor children were born outside the United States, evidence of their United States citizenship, or, if not citizens of the United States, information concerning the date, place and manner of their entry into the United States and the correct names under which they were admitted; (If Applicable)
- (X) 6. Two copies of the civil record of your marriage, one copy of which must be certified. If previously married, two copies of record showing how such marriages were dissolved (whether by death, divorce, annulment or otherwise), one copy of which must be certified; (If applicable)
- (X) 7. Police certificate in duplicate, based on fingerprint search, to be presented by applicants over 14 years of age from each place of residence of three or more months duration in the United States from January, 1947 to the present time.
- (X) 8. Copies of your income tax returns for the following years:
- 1946 to 1950, Inclusive.

Documents submitted in connection with your application which are in a foreign language should be translated into English by a competent translator, the correctness and accuracy of the translation to be subscribed and sworn to by the translator before a notary public or other officer authorized to administer oaths.

Very truly yours,

Bruce G. Barber  
District Director

By:   
Stan Olson  
Chief, Expulsion Section

Note: It will be appreciated if you will advise this office as promptly as possible as to the present home address of your sister Chizuko Kudo or Lenor Yocum, in order that we may start processing her application for suspension of deportation.

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

January 29, 1953

AG 139 100 - DDAPS.

Sukehiro Juan Kudo,  
2195 Divisadero Street,  
San Francisco, California.

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 11:00 AM on FEBRUARY 5TH, 1953.

Very truly yours,

BRUCE G. BARBER  
District Director

By

F. C. SEINLE, Chief  
Detention, Deportation  
and Parole Section  
San Francisco District

CC. to Attorney - Wayne M. Collins.

The purpose of having your client appear at this Office  
is to place him on Conditional Parole in accordance with  
the provisions of the Internal Security Act of 1950.

## APPLICATION FOR SUSPENSION OF DEPORTATION, VOLUNTARY DEPARTURE, AND PREEXAMINATION

Prepare *two* copies of this form.

Take or mail them to:

IMMIGRATION AND NATURALIZATION SERVICE,

DO NOT WRITE ABOVE THIS LINE

(1) I, JUAN SUKEHIRO KUDO, living  
(First name) (Middle name or names) (Last name)  
at 2195 DIVISADERO ST. SAN FRANCISCO, CALIF., having  
(Street and number) (City or town) (State)  
been served with a warrant of arrest in deportation proceedings, which was dated \_\_\_\_\_,  
(Month, day, year)  
and served upon me on \_\_\_\_\_, state that I have been told of my right to be represented by  
(Month, day, year)  
counsel. I understand the charges against me as stated in the warrant of arrest, and admit that I am in  
the United States in violation of the law because \_\_\_\_\_

(2) I hereby apply for (check appropriate box or boxes):

VOLUNTARY DEPARTURE: I desire to depart from the United States voluntarily without expense to the Government and without further proceedings or hearing on the warrant of arrest, and I hereby waive such further proceedings or hearing. I am able and willing to depart promptly to \_\_\_\_\_

PREEXAMINATION: I hereby apply for the additional privilege of preexamination.

SUSPENSION OF DEPORTATION: I request that deportation in my case be suspended under the provisions of section 19(c) (2) of the Immigration Act of 1917, as amended. I believe that I am eligible for suspension of deportation because:

Such deportation would result in serious economic detriment to my \_\_\_\_\_  
who is/are a citizen(s) lawful resident(s) of the United States.  
(Cross out words which do not apply)

I have lived continuously in the United States since JULY 1, 1944  
and was living in the United States on July 1, 1948.

(3) The following list includes every place I have lived in the United States during the last 7 years.\*

STREET AND NUMBER	CITY OR TOWN	STATE	FROM— (Month) (Year)	TO— (Month) (Year)
INTERMENT CAMP	CRYSTAL CITY	TEXAS	JULY, 1944	JUNE, 1947
LAGUNA STREET	SAN FRANCISCO	CALIF.	JUNE, 1949	SEPT., 1949
338 FUNSTON AVENUE	" "	"	SEPT., 1949	APRIL, 1948
450 EL CAMINO DEL MAR	" "	"	APRIL, 1948	DEC., 1948
22ND - AVENUE	" "	"	JAN., 1949	JAN., 1951
2195 DIVISADERO ST.	" "	"	JAN., 1951	, 19

\*Use a separate sheet for additional entries.

(4) All of the jobs I have had while living in the United States are:\*

FULL NAME OF EMPLOYER	NATURE OF WORK	ADDRESS	FROM— (Year to year)	SALARY PER— (Week, month, year)
MR. ABRAMS	SCHOOL BOY	338 FUNSTON AVE	1949 to 1948	\$35 MONTH
MR. SMITH	" "	EL CAMINO DEL MAR	1948 to 1949	\$25 MONTH
MR. R. DOUGLASS	" "	22ND - AVE	1949 to 1951	\$35 MONTH
MR. K. TSUKAMOTO	LAUNDRY	165 - 10TH ST.	1951 to 19	\$43.20 WEEK
			19 to 19	
			19 to 19	
			19 to 19	
			19 to 19	

\*Use a separate sheet for additional entries.

(If not employed by others, describe business or other activities during your residence in the United States)

.....

.....

.....

NOTE CAREFULLY. This application must be sworn to before a notary public or an officer of the Immigration and Naturalization Service.

I, JUAN SUKEHIRO KUDO, do swear (affirm) that I know the contents of this application and the same are true to the best of my knowledge.

*Juan Sukehiro Kudo*  
(Complete and true signature of applicant)

Subscribed to and sworn to before me by the above named applicant at SAN FRANCISCO, (City or town)

CALIFORNIA, this 16 day of February, A. D. 1952  
(State)

*Egbert*  
(Title of officer)

NOTARY PUBLIC  
IN AND FOR THE CITY AND COUNTY OF SAN FRANCISCO, STATE OF CALIFORNIA

File

February 27, 1952

Mr. Sukehiro Juan Kudo  
1909 Bush Street  
San Francisco, California

Dear Mr. Kudo:

On January 18, 1952, the Immigration Service requested you to fill out Forms I-256 and to obtain photographs in connection with your hearing.

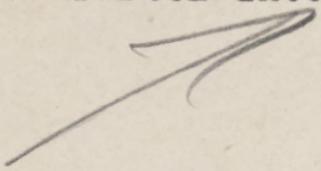
I would thank you to forward the forms and photographs either to me or to the Immigration Service as soon as possible so that the Immigration authorities may proceed promptly with your hearing.

Very truly yours,

April 11, 1952

Re: Sukehiro Kudo

Mr. Collins said to note  
that Sukehiro Kudo is going to  
be drafted into the army tomorrow.



DP

R.S. Donnell

Henry West R 407

7/50/52

I-226  
(2/14/51)

UNITED STATES DEPARTMENT OF JUSTICE  
Immigration and Naturalization Service  
Appellate Building, 630, Sansome St.,  
San Francisco, California

*Rec'd 7/23/52*

July 22, 1952

Mr. Sukehiro G. Kudo  
U.S. 56134502  
R.C. First Co.,  
Fort Ord, California

*Am 1346*

(Date of Notice)  
A-6 139 100

(File Number)

*Smithson 7/24/52*

Dear Sir:

March 30 1946

Pursuant to warrant of arrest served on you on July 28 1952 at the address 407, at the above you are advised to appear 1100 P M., on July 28 1952, in Room 407, for a hearing to enable you to show cause why you should not be deported from the United States in conformity with law.

The hearing under said warrant is being held pursuant to authority contained in and jurisdiction conferred by Sections 19 and 20 of the Act of February 5, 1917, as amended (8 U.S.C. 155, 156).

It is asserted that (1) you are an alien, and (2) that you are in the United States in violation of law on the charges contained in the warrant of arrest.

You are advised that at the hearing you have the right to be represented by counsel of your own choice and at your own expense, or by any other person duly qualified to practice before the Immigration and Naturalization Service. You are further advised that you should bring to the hearing any documents which you desire to have considered in connection with the case. If any of these documents is in a foreign language, you should bring the original and certified translation thereof.

You are further advised that if you are deported or if you depart under an order of deportation you will not be permitted to enter the United States within one year after the date of your departure. If you desire to enter the United States after one year has elapsed from the date of your deportation or departure under an order of deportation, you must obtain permission from the Attorney General to apply for admission into the United States. If you enter the United States at any time after deportation or departure under an order of deportation without receiving permission from the Attorney General, you will be guilty of a felony and upon conviction be liable to imprisonment of not more than two years or a fine of not more than \$1,000.00, or both such fine and imprisonment.

You should fill in and complete the attached Form I-256A and bring it with you to the hearing, together with the documents which you have previously been instructed to secure.

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

JCR

*Had heard 7/27/52 - Mount W. Smithson  
J. P. C. H. Ord  
rec'd notice today*

UNITED STATES DEPARTMENT OF JUSTICE  
Immigration and Naturalization Service

File: A-6 139 100 (San Francisco)

(No Appeal)

In re: JUAN SUKEHIRO KUDO

JAN 15 1953

IN DEPORTATION PROCEEDINGS

IN BEHALF OF RESPONDENT: Wayne Collins, Atty at Law  
Mills Tower Building  
San Francisco, California

CHARGES:

Warrant: Act of 1924 - No immigration visa.

Act of 1918 - Passport.

Lodged: None.

APPLICATION: Suspension of Deportation - Economic Detriment/seven  
years residence.

DETENTION STATUS: Released on Conditional Parole.

DISCUSSION AS TO DEPORTABILITY: This record relates to a 21 year old married male, a native and citizen of Peru of Japanese race, who last entered the United States at the port of New Orleans, La. on July 1, 1944 as a passenger on the USAT "Cuba" at which time he was admitted under wartime regulations as a member of the family of a Japanese internee brought by the United States Army from Peru. That entry has been verified. However, since the alien has not departed from the United States since release from internment he must be considered to have been an immigrant at time of arrival whose entry was unlawful because he had neither an immigration visa nor an appropriate passport. He is therefore deportable under both the Immigration Act of 1924 and the Passport Act of 1918.

DISCUSSION AS TO ELIGIBILITY FOR SUSPENSION OF DEPORTATION: The record shows that the applicant was legally married to a native-born citizen of the United States on July 27, 1952. They have no children. The respondent has been a private in the United States Army since induction in February 1952. His wife is employed and self-supporting. Prior to induction into the army the applicant was employed as a presser in a laundry and earned \$40.00 a week. His assets consist of \$100.00 in cash and \$300.00 in personal property and effects. Records of employment, affidavits of witnesses and Immigration and Naturalization Service records show conclusively that the applicant has resided in the United States in excess of seven years, and was so residing on July 1, 1948. It is established that he has met the residence requirements for suspension

of deportation under Section 19(c)(2)(b) of the Immigration Act of 1924.

As the respondent is a nonquota immigrant under Section 4(c) of the Immigration Act of 1924, he could readily obtain an immigration visa if granted the privilege of voluntary departure and preexamination. The record indicates that it is possible for the respondent to return to Peru without fear of physical persecution.

A check of the appropriate local and federal records has failed to reveal an arrest or criminal record relating to the respondent. He registered under the Selective Service Act of 1948, and has since been inducted into the U. S. Army, and is presently serving honorably in the 51st Field Artillery at Fort Ord, California. Inquiry has disclosed that the alien has no connection with any subversive groups. Witnesses have been produced to establish that the respondent has been a person of good moral character for the preceding five years. On the record the alien has established his eligibility for suspension of deportation.

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.

ASSISTANT COMMISSIONER  
INSPECTIONS AND EXAMINATIONS DIVISION

RSD/po



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

IN REPLYING PLEASE REFER TO THIS  
FILE NUMBER

A-6139100

January 27, 1953

13-323  
1/21/53

JUAN SUKEHIRO KUDO

c/o Wayne M. Collins, Esquire  
Mills Tower Building,  
San Francisco, California.

Dear Sir:

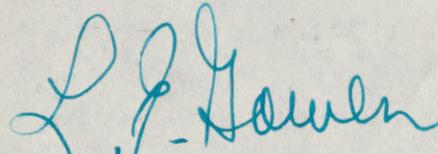
Your application for suspension of deportation to adjust your immigration status to that of a permanent resident has been approved by this Service and your case reported to Congress.

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. BAREER  
District Director



By: L. E. Gowen  
Acting Chief,  
Hearing Unit.

January 28, 1953

Mr. Juan Sukehiro Kudo  
1909 Bush Street  
San Francisco, Calif.

Dear Mr. Kudo:

The Assistant Commissioner, Inspections and Examinations Division of the U.S. Immigration and Naturalization Service, at San Francisco, has recommended that your suspension of deportation be granted. In consequence, if Congress likewise approves the suspension you will be given permanent residence status in this country. In due course of time the Immigration Service will inform you whether or not Congress grants your suspension.

I am enclosing a notice from the USI&NS which informs you that, as an alien you must register as an alien if you have not yet done so and that, in any event you must fill out an I-53 form and deliver it to a Post Office.

Very truly yours,

BEFORE THE BOARD OF IMMIGRATION APPEALS

BEFORE THE COMMISSIONER OF IMMIGRATION

In the Matter of  
Sukehiro Juan Kudo

No. \_\_\_\_\_

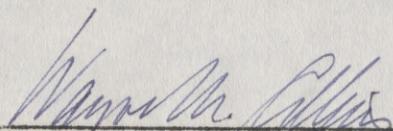
APPLICATION TO REOPEN CAUSE FOR A SUSPENSION OF DEPORTATION

Sukehiro Juan Kudo

hereby requests

that the deportation proceeding heretofore instituted against him be reopened for the purpose of enabling him to apply for a suspension of deportation under the provisions of Title 8 USCA, Sec. 115 (c) effective as at July 1, 1948, (Public Law No. 863), on the ground that he is and has been, for a period of time in excess of five years, a person of good moral character and that he has resided continuously in the United States for seven years or more and now so resides and was so residing on July 1, 1948, the effective date of said Act.

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 regulations 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 SUPERIOR JUAN KUDO, 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*

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

Attorney for Applicant.

Subscribed and sworn to before me

this 27<sup>th</sup> day of July, 1951.

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

My Commission Expires  
December 23, 1952

CROSS-REFERENCE

FILE OF: JUAN SUKEHIRO KUDO

LIST: Peruvian Japanese

REFER TO FILE: CHIZUKO LEONOR KUDO YOCUM  
SISTER

LIST: Peruvian Japanese