

14:11

TOMIYAMA, KANEYOSHI

1945-1960

78/177

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

DEPARTMENT OF JUSTICE

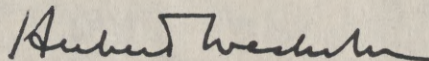
WASHINGTON, D. C.

NOTICE OF APPROVAL OF RENUNCIATION OF UNITED STATES NATIONALITY

To: Kaneyoshi Tomiyama
(born Sept. 29, 1919, Salt Lake City, Utah)
3403-A1
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: March 22, 1945



Herbert Wechsler
Assistant Attorney General
War Division

MR. COLLINS

SAN FRANCISCO, CALIFORNIA

Washington 25, D. C.

Dear Sir:

On December, 1945, I signed an application for renunciation of U. S. Nationality from at the W. R. A. Segregation Center situated at Tule Lake, Modoc County, California, at a perfunctory appearance before a government official, and I have received a letter dated March, 1945, from Mr. Herbert Wechsler, Assistant Attorney General, approving the same.

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

(1) The circumstances under which said renunciation form was signed by me did not constitute a fair and impartial hearing and was 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 was then and there held in duress and was the victim of fraud, menace and undue influence and mistake of fact and law;

(3) I then and there was and continuously from May 15, 1942, had been detained in the said W. R. A. Segregation center by official authority and was deprived of substantially all my constitutional rights, liberties, privileges and immunities as an American citizen by birth and by choice and was thusly discriminated against solely by reason of the Japanese nationality of my ancestors;

(4) I was intimidated and compelled to sign the said renunciation form by threats of physical violence to myself (and members of my family) made by a pressure group in said camp, and by members thereof, and I was in constant fear, that said threats would be carried into execution if I refused to sign it. I was acting under the menace and fraud of said group and its members and the undue influence exerted by them upon me and I signed said renunciation form under duress.

Because of the foregoing reasons the said renunciation (and approval thereof) were, and each of them is, invalid, null and void.

I am not a citizen or subject of Japan and I do not and never have owed or given that country or nation any allegiance. I am not an alien enemy. I am a native American by birth and also by choice. I recognize as my sovereign the United States of America and I give and never have given the United States my individual loyalty and allegiance. I have no

dual citizenship through any act or acceptance upon my individual part.

Therefore I demand that you withdraw and set aside the said renunciation form which is repudiated, withdrawn and revoked by me. Also recall, withdraw, cancel, and revoke your approval of said renunciation form.

I am ready and willing to have this matter re-opened and a hearing be granted to me in order to prove that said renunciation form was signed when I was not a free agent in any sense of the words but was acting under duress and under menace fraud and undue influence and mistake of fact and law.

I respectfully request your immediate consideration of this urgent matter.

Yours very truly,

Name Kenryshi Tamiyuma
Address
3403 A
Tule Lake, Calif

3403 - a1 Tulalake Ctr.,
Newell, California

Dear Mr. Collins;

Please withdraw our names
from your case, (an organization to
stay here). Please cancel our case!

We would like to catch this coming
boat, which sails on 18th of this month
from Seattle.

Please send a letter to Mr. Williams
and to Federal Dept. then they will release
us in time to catch the boat.

Thank you,

Kameyoshi Tomiyama
Haruko Tomiyama

Witnessed by

Larry L. Tuck
Defense Committee

Mr. Wayne M. Collins
Attorney at Law.
220 Bush Street
Mills Towers
San Francisco, California.
U. S. A.

Mrs. Haruko
Sonejama

AM

Journal
8/17/48

My dear Mr. Collins,

I sincerely hope that you remember us! We are the ones who repatriated to Japan like an damn fools! (I pardon my slangs)

I just read a clipping from a Newspaper about the Resurgence cases -

Mr. Collins, are we too late, to have you help us restore our citizenship and return back to the country where we were born and raised - The only place we belong to - The U. S. A.!

Our son, who was born in Tule Lake Center, is now 4 years old and will be 5 in November. He too is an American Citizen. We want to return in time for my son to enter the school in America. Our child deserves every possible chance to grow up as any other American Citizens, and it is up to us to give it to him.

Mr. Collins, please read

my letter thoroughly and please help us
in some way, that we may be able to return
back to U. S. A.

We did not belong to any organization
while in the Center. - we did not have
any disloyalty in our hearts to the U. S. A.
We came here to Japan because we
were worried about my husband's
folks. Now that we've fixed the
house up - paid our respect to their
ancestors and paid our tribute to my
husband's father - who passed away
last year in April - we have no other
respects or debts to pay here - (this is
the real Jap style) and not only that
we've been more than anxious every
since we landed here - to repatriate
back to America at the first possible
chance -

Mr. Collins - In Japan, there are no
Democracy - Freedom, Safety, Security,
privilege, all which America have.

Only illness, disease, poverty and
Communism, selfishness exists in this
country and is very unfit for bringing
up any American citizen, of the future.
I shall also write to my brother

We renounced our citizenship at
Jules Lake Center, Modoc County,
Nevada, California. and
we received an letter approving
our citizenships.

If further witnesses or information
about us is needed - you may
inquire my friends. Here are their
addresses.

Mr. & Mrs. Frank Tsukamoto
2327 - Fifth Street
Berkeley, California.

Mr. & Mrs. J. Chapman
1601 - Cornell & Oakland
Fiedmont, California.

My sister -

Mr. & Mrs. L. Sandoz
5219 - 2 D - Falls Avenue
Richmond, California.

Well. Mrs. Collins. I trust that we
will hear from you soon - and Thank
you greatly for reading ^{this} letter - we are very Grateful
to you! Thank you - again.
I remain,
Mrs. H. Torigama

Via Air Mail!



Mr. Wayne M. Collins
attorney at Law
Mills Towers, 220 Bush Street
San Francisco, 4, California.
U. S. A.



Via Air Mail!

from -

Kazuo Tomiyama
Kagoshima-ken, Kawanabe-gun
Faceda-cho, Tsumiki, Nigo, Japan.

Mr. Wayne M. Collins
San Francisco, California.

Dear Mr. Wayne Collins,

In all this wonderful
news excitement, we have forgotten
to enclose the full information
about us - please forgive
for forgetting to enclose them in
the first letter to you.

Thanking you in advance,

Sincerely,

Mrs. N. Tomiyama

The following are the full information
about us -

Name -

Kaneyoshi Tomiyama
Haruko Tomiyama
~~Maiden name~~

(Haruko Oshima)

Present address -

Kagoshima - ken, Kawanabe-gun
Kasaba-cho, Tsunuki, 8/17/88 Japan

Birth date Kaneyoshi Tomiyama ACTIVE LIST
September 29, 1919
Born in Salt Lake City, Utah.

Haruko Tomiyama ACTIVE LIST

May 3, 1916

Born in Sacramento, California.

December 12, 1945

Mr. Harry Uchida
3717-D
Tule Lake Center
Newell, Modoc County, California

Dear Harry:

Haruko Tomiyama and her husband Kaneyoshi Tomiyama, Block 3403-A-1, have been withdrawn from both the habeas corpus and the equity proceedings and are now free to be repatriated to Japan.

Atsume Masui has been withdrawn from the habeas corpus suit but remains in the equity suit, and is free to return to Japan. Inasmuch as this was pursuant to his express wish in the matter, he is not entitled to a refund of any money whatsoever, consequently, I suggest that you withhold the postal money order heretofore returned to you by me for delivery to him, in the event he was to withdraw from both suits.

Yours very truly,

WM C jl

March 14, 1951

Return
file

Dear Mr. Collins,

We have applied for our passport on October 5, 1950, at the Fukuoka American Consulate.

We felt that we should notify you of our application.

Do you have any idea how long a time is needed for a passport to be issued?

My folks and friend have already sent us and goes back to the U. S.

Will you please kindly look into our case too, so that our passport will be issued as soon as possible?

We already owe you very much, for all the work you have gone through and we want to return our gratitude at our first possible chance, and that is to be able to return to U. S. at once, before we are too old to work.

Our wish is to be able to enter our son in the American School - at least in time for the coming fall semester.

Please help us! We pray, that we will be able to return to the country where we really belong to.

We owe ourselves to the United States, the country where we were born and educated.

My youngest brother is now in Korea, and we are proud of him!

If you have any news regarding our passport, please do let us know.

I thank you, Mr. Collins, for so many troubles we have caused you.

God Bless America and you, Mr. Collins.

Very truly yours,

ACTIVE LIST

ACTIVE LIST

Kaneyoshi Tomiyama

Haruko Tomiyama

Shunichi Tomiyama

8/23/48

9 yr old son

address -

Kagoshima - ken,

Kawabata - gun,

Kasada - cho,

Tsunuki,

Japan.

OK

K. Tomiyama
Kagoshima-ken,
Kawabata-gun,
Kasada-cho, Tsunuki
Japan.

AIR LETTER



PAR AVION

航空

Mrs. Wayne M. Collins
attorney at Law
Mills Towers, 220 Bush St.,
San Francisco, California.
U. S. A.

この中には何物も封入できません

折込線

折込線

[1951]

Dear Mr. Collins -

I have written to you quite sometimes ago and am waiting to hear from you every day.

Today, I met a person who is from the states, told me that I should get an 'confirmative' written receipt of an Court file to go for witness' in order to get an Passport Approval from The Consell here.

Mr. Collins - We would be more than glad to do our share, with in our power, to fight for our claim to American Citizenship.

Will you please send me This receipt mentioned above to me at once!

If you need any informations, There is my brother and parents - address -

Parents - Mr. & Mrs. Keisuke Doshima

Rt 8 Box 998.

Sacramento, California

brother -

Keiji Doshima

same address -

sister -

Mrs. Fusako Iwanda

Rt 1 Box 50

Swissvale California.

Please, help us to have our passport approved at once!

(I have written to The American Consul in Nakata and they answered me yesterday, saying That The Washington office has not decided upon our application.)

Thank you - in advance

Very truly yours, Aug. 23, 1948

Aug - 23, 1948
Kameyoshi Tomiyama & Naoko Tomiyama

Naoko Tomiyama
Kagoshima - Ken,
Kawanabe-gun, Taseda-cho.
Zemuriki - Higo
Japan.



PAR AVION

AIR LETTER

航空

Mr. Wayne M. Collins
Attorney at Law
Niels Towers
220 Bush Street
San Francisco, 4
California.
U.S.A.

この中には何物も封入できません

折込線

折込線

File

AL

KUNEYOSHI TOMIYAMA

7 September 1951

Mr. Haruko Tomiyama
Kagoshima-ken
Kawanobe-gun, Koseda-cho
Tsunuki, Higo
J A P A N

ACTIVE LIST

Dear Mr. Tomiyama:

Inasmuch as you have already applied to the United States Consul for a passport you must await its decision on the matter before you will be permitted to return to the United States. If the Consul issues you a passport you should return to the United States as soon as possible.

The person you met who said you should get a "confirmative written receipt of the Court to appear as a witness in order to get passport approval of Consul in Japan" is mistaken. The Court does not issue any such receipt. The Consul does not require such receipt. When the Consul informs you whether or not the State Department is to issue you a passport, I would thank you to let me know.

If a passport is denied you, you must await decision of the United States Supreme Court, which is expected sometime in October of this year.

Very truly yours,

WMC/ms

4 March 1952.

File
Mr. Wayne M. Collins
Mills Towers
San Francisco, California.

Dear Mr. Collins;

This is to notify you of our change of address. -

We are now in Sasebo City, in Nagasaki Prefecture, working under the United States Army Post Exchange, Main Office, and my husband at the Post Exchange, Snack Bar, as Floor Supervisor, I as an Interpreter with the Japanese Personnel.

In the near future, I hope we can get some influential letters, to help us some way from Captain Infantry & Officer in Charge of this Post Exchange Branch APO 27 - Capt. Harold E. Drury, ^{from} Branch Manager. At present I hope we are working at our best.

Our new address is -

ACTIVE LIST

ACTIVE LIST

Haruko and Kaneyoshi Tomiyama
319 - Tawara-Machi

add
O.K.

c/o Mr. Todaka

Sasebo-shi
Nagasaki Ken.

Hoping to hear from you soon,
with a very good news -

We will be here until our
passport is approved - and until our
Citizenship is restored.

Most Sincerely,

Haruko Tomiyama

Haruko&Kaneyoshi Tomiyama
#319 Tawara-machi
Sasebo City Nagasaki - Ken.
Japan. c/o Mr. Todaka.



AIR LETTER

航空

Mr. Wayne M. Collins
Attorney-at-Law
Mills Towers
San Francisco, California.
U. S. A.

この中には何物も封入できません

折込線

折込線

[1954]

Mr. Kanizaki Taniguchi

NOTICE

The attached "*Memoranda*" and the "*Outline of Events Leading to Renunciation of Citizenship*" are intended simply to refresh your recollection of the times, places and events which had a bearing on the mass renunciations of U. S. citizenship. They may help you to recall the time, places, reasons and fears which may have caused you to renounce your citizenship.

However, it is important that you should give your own particular and personal answers to the questions contained in the Affidavit forms and that you should state your own reasons and fears truthfully and in your own words. You should not copy the language or quote verbatim the reasons and fears which are stated in the "Memoranda" or in the "Outline of Events Leading to Renunciation of Citizenship". If you do new Affidavit forms will have to be sent to you to fill out.

It is important, too, that you keep the attached "*Memoranda*" and the "*Outline of Events Leading to Renunciation of Citizenship*" in your own possession for future use and reference, especially in the event that it finally becomes necessary for you to have an individual court trial.

DATA SHEET

Name: TOMIYAMA, Kaneyoshi

Judgment: 2/9/59 Doc. Japan
(Date & kind)

Address: _____

Card: _____

Folder: ✓ _____

Address Information:
(Phone bk., C/D, etc.)

Japan
Born Salt Lake City, Utah

*same
as wife*

Id
ID JUL 1 1960

ID JUL 1 1960

Letters, contact, judgment
order, etc.:

Payment information, billing:

Cross reference:

*See
205 of*

Wife Haruko (ne Oshima) FJ

WAYNE M. COLLINS
Attorney at Law
Mills Tower, 220 Bush Street
San Francisco 4, California
GARfield 1-5827

JUL 1 1960

Mr. N. Nuzawa
8467 East Church
Sanger, Calif.

Dear Mr. Nuzawa:

I would thank you to let me know the present address
of Mr. Kaneyoshi Tomiyama ✓
Mrs. Haruko Tomiyama, nee Oshima

so that final papers concerning their citizenship status
may be transmitted to them. Please use the enclosed
cards and self-addressed envelope for your reply to me.

Very truly yours,

W. M. Collins

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

Garfield 1-5827

JUL 1 1960

Mr. Mits Oshima
2005 D St
Sacramento, Calif.

Dear Mr. Oshima:

I would thank you to let me know the present address
of Mrs. Haruko Tomiyama, nee Oshima
Mr. Kaneyoshi Tomiyama ✓

so that final papers concerning their citizenship status
may be transmitted to them. Please use the enclosed
cards and self-addressed envelope for your reply to me.

Very truly yours,

W. M. Collins

Mr. Kaneyoshi Tomiyama
(wife: Haruko)

4227 FREEPORT BLVD

SACRAMENTO CALIF.

1 WAYNE M. COLLINS,
2 1721 Mills Tower,
3 San Francisco, 4, Calif.
4 Garfield 1218.
5 Attorney for Plaintiffs.

6
7
8
9 IN THE SOUTHERN DIVISION OF THE UNITED STATES DISTRICT COURT
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 TADAYASU ABO, et al.,

12 Plaintiffs,

No. 25294-S

13 -vs-

Cons. No. 25294-S

14 TOM CLARK, etc., et al.,

15 Defendants.

16
17 WITHDRAWAL AND DISMISSAL

18 Each of the following who is one of the plaintiffs in the
19 above-entitled complaint to rescind renunciations of nationality,
20 to declare nationality, for declaratory judgment and for injunc-
21 tion, to-wit, HARUKO TOMIYAMA, Block 3403-A1, Tule Lake Center,
22 and KANEYOSHI TOMIYAMA, Block 3403-A1, Tule Lake Center, hereby
23 withdraws as one of the plaintiffs in said action and hereby dis-
24 misses her or his individual complaint included in said class
25 action, said withdrawal and dismissal being without prejudice.

26 Dated: December 7, 1945.

27
28 Wayne M. Collins.
Attorney for Plaintiffs.

29 SO ORDERED:
30 December 7, 1945.

31 UNITED STATES DISTRICT JUDGE.
32

*signed
again
8/23/48*

*2nd copy
8/23/48
Presiding
Withdrawal
Dismissal*

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Receipt of a copy of the foregoing Withdrawal And Dismissal
is acknowledged this ____ day of December, 1945,

TOM C. CLARK, Attorney General of the U.S.,
FRANK J. HENNESSY, U.S. Attorney, *Defendants.*

By: _____
Assistant U.S. Attorney.

~~RECEIVED~~

HG Equity dismissed without prejudice 12/7/45

CONFIDENTIAL

Committee No. 543

(For Use Only of My Attorney)

Atty. No. _____

Name (type or print) Kaneyoshi Tomiyama

Block No. 3403-A1

Sex: Male ☒ Female _____

Age: 27 years Date of Birth: Month: Sept. Day: 29 Year: 1919

Place of Birth: (City) Salt Lake City (County) Salt Lake State) Utah

Permanent residence address at time of evacuation: _____

P. O. Box 66 Pescadero, California

Occupation at time of evacuation: Farmer

Have you "dual citizenship"? yes

Did you ever have "dual citizenship"? yes

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

a dual citizen: parents When: at birth

Where: not known

Did you ever take any steps to cancel dual citizenship? no

When: _____ Where: _____

What steps were taken to cancel it? _____

On what date did you sign a form renouncing your U. S. citizenship:

Month: December Day: _____ Year: 1945

Were you under 21 years of age at the time you signed that
renunciation form? no

Was there a hearing officer present when you signed? yes

What was his name? _____

Did you have a hearing on the matter at that time? yes

Did anyone represent you at that appearance or hearing? no

If so, who? _____

Did you attend that hearing alone? yes If not, who went with
you? _____

Have you received a letter approving your renunciation? yes

If you have, what date does it bear? March 22, 1945

On what date did you receive the letter of approval? June 15, 1945

Who signed that letter of approval? Herbert Wechsler

_____. (Attach the letter of approval and the envelope.)

Did you write a letter revoking your renunciation before you received
a letter approving your renunciation? no

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

Have you a copy of that letter? _____

(If you have, annex it to this form)

Since receiving a letter from the Attorney General's office approv-
ing your renunciation, have you sent a letter to that office or
to the Attorney General revoking your renunciation? yes

What date did you send that letter revoking your renunciation of
Oct. 24, 1945 to Honorable Tom Clark
U. S. citizenship? Oct. 24, 1945 to Att. Gen. from brother-in-law
Sgt. Kay Oshima. (Same letter as my wives)
(If you have a copy of that letter revoking your renunciation,
annex it to this form.)

Have you served in our military forces? no

If so, what date did you enroll? _____ When were you
discharged or released from military service? _____

What type of discharge did you receive? _____

What was your last draft classification? 4C

Did you refuse to be drafted? no

Are you or have you ever been a member of the Hoshi Dan, the Hokoku
Dan, Seinen Dan or similar organizations while in camp, either
becoming such by intimidation, coercion, or otherwise? no

Are your parents U. S. citizens? no

What are their names: Gujiro Tomiyama (father)
Shige Tomiyama (mother)

Have they been released from detention? Reside in Japan

Have they been relocated? _____

What members of your family, if any, are serving or have served in
the military forces of the U. S.? Sgt. Mits Oshima, brother-in-law
Sgt. Kay Oshima, brother-in-law

Have you registered as an "alien" under the Alien Registration Act
of 1940? yes When: Oct. 18, 1945

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

Was any hearing given to you at that time? no

Who registered you, if you know? not known

Did you protest registering as an alien? yes

Did you write your protest on the form? yes

Did you file a letter of protest with the registering officer?
no (If so, annex a copy of the letter to this form.)

Have you signed non-repatriation form asking to stay in U.S.? yes

Have you filled out a Department of Justice Repatriation form asking to be sent to Japan? no If you did, when? _____

Where: _____ Before whom did you appear to sign that repatriation form? _____

Did anyone represent you at that time or were you alone? _____

_____ Were you given a hearing by anyone on the question of signing the repatriation form? _____

If so, by whom? _____

Did you protest signing that Repatriation form? _____

Did you write the protest on the form? _____

Did you file a letter of protest with the registering officer at the time you signed it? _____

What was the name of the officer present when you signed, if you know? _____

When, if ever, did you fill out a repatriation form for W. R. A. Social Welfare? Earlier part of this year

When did you send a letter cancelling that request? Oct. 20, 1945

Do you own any agricultural land, a home, or commercial property in the U. S.? no If so, where? _____

The following space is for any remarks you care to write:

Married, Haruko Tomiyama, wife, renuncee

Shunichi Tomiyama, 2 years old, son

I wish to stay in this country because my desire is to educate my son in U. S. and also I wish to receive more education in the U. S.

Date: Oct. 24, 1945

Kaneyoshi Tomiyama

Kaneyoshi Tomiyama

(Name)

H. T.