

IN THE UNITED STATES DISTRICT COURT FOR THE
TERRITORY OF HAWAII.

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IN THE MATTER OF THE APPLICATION OF
TAKAO OZAWA
FOR NATURALIZATION.
.....)

ADDITIONAL BRIEF FOR THE GOVERNMENT.

TO THE HONORABLE CHARLES F. CLEMONS, UNITED
STATES DISTRICT JUDGE.

The Government respectfully submits that the petitioner is not eligible to naturalization and his petition should be denied because it appears both from the petition and from the evidence that petitioner is not a free white person, and that he is not of African descent nor is he of African nativity. The Government refers the Court to Section 2169 of the Statutes, as amended in 1875, with which the Court is familiar, and to the following cases construing the meaning of the language of the Section, which conclusively show that the petitioner is not eligible: In re Averte, 198 Fed. 688, and the authorities referred to in the opinion of the Court in that case.

- In re Takuji Yamashita, 70 Pac.482-59 L.R.A.671.
- In re Saito, 62 Fed. 126
- In re Camille, 6 Fed. 256
- In re Gee Hop, 71 Fed. 274
- In re Balsara, 171 Fed. 294 - 180 Fed.694
- In re Knight, 171 Fed. 299
- In re Buntaro Kumagi, 163 Fed. 922
- In re Burton, 1 Alaska 111
- In re Young, 195 Fed. 645 - 198 Fed. 715.

Respectfully submitted,

Howard Vaughan

United States Attorney.

See 81 F. 338-9

198/690

(7)

No. 274

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OF THE UNITED STATES
Territory of Hawaii.

FOR TITLE

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Filed FEB 14 1916, 191

F. J. Davis, Clerk.

By Ray B. Porter, Deputy.

HORACE W. VAUGHAN,
United States Attorney.

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