

4 August 1961

MEMORANDUM FOR THE RECORD

SUBJECT: Citizenship Status of Bernard Leon Barker, Jr., 100-251689

1. On 4 August, Mr. Edward Hart and Mr. Tammey conferred with Mr. Warner and Mr. O'Hall of the General Counsel's office on the subject of restoration of the citizenship of Bernard Barker. For further information see a memorandum, dated 14 July 1959, which summarizes the previous steps taken to restore this citizenship and a memorandum, dated 17 July 1961, giving Mr. Barker's statement to the Office of Security in regard to his case. These memoranda are in the subject's 202 file. Mr. Warner recommended that Mr. Tammey see Mr. Murphy of the Alien Affairs Office to get the complete background on the situation before any further efforts are made to obtain restoration of subject's citizenship. Any information obtained should be passed to Mr. O'Hall of the Office of the General Counsel in Room 721, East Building.

2. Mr. Tammey conferred with Mr. Bennett of the Alien Affairs Office on the Bernard Barker case. Mr. Bennett was familiar with the case and reviewed the summary of the Immigration and Naturalization Service, dated 11 July 1959. This summary mentions two House resolutions, H.R. 7044 and H.R. 7045, which were introduced on subject's citizenship in 1954 and 1955, but which were not passed.

3. Mr. Bennett is making a current check with the Office of Immigration and Naturalization to determine what happened to the introduction of these bills and to ascertain any current information concerning the status of the bills. According to Mr. Bennett, there will probably be no further action from which to choose. The Clerk is that the Office of Immigration and Naturalization, through congressional liaison, would have a bill introduced to restore the citizenship of Mr. Barker. The Clerk is of the opinion that Mr. Barker could leave the country, for example, on a tourist visa for an immigration visa, and presumably obtain a passport. He would then be eligible for citizenship in 1962. The Clerk would have to be informed by the State Department of any action taken by Congress to restore the citizenship of Mr. Barker.

4. Subject is now in the company of a special surveillance parole to the United States. The case is recorded in the Bureau of Immigration and Naturalization, File 100-141-10011. The subject's arrival on 11 October 1961. The introduction of a bill to restore the citizenship of the subject would automatically result in the subject's deportation.

3. The alternative of having subject leave the country may be complicated by the inadequate documentation, as he was exfiltrated from this country without legal procedures.

4. In view of the above information, Mr. [Name] telephoned Mr. [Name] stating that a check with the Office of Immigration and Naturalization revealed no new information since the case was processed in 1952. It is, therefore, recommended that the Office of the General Counsel proceed with an investigation of the possibility of introducing a new visa application to regularize status for Mr. Barker.

Philip A. [Name]
[Signature]

cc - Mr. Robert [Name] - 12/1/52
The General [Name]
Mr. [Name]
Mr. [Name]
File No. 100-251639