

8  
COPY

054940

U.S. DEPARTMENT OF LABOR  
Immigration Service  
District No. 11.

Office of District Director,  
Detroit, Mich.

No. 2646/35

December 18, 1925

U.S. Commissioner of Immigration,  
Montreal, Canada.

Referring to your letter of the 15th instant, file 625/1816, requesting report in the case of Joseph H. Cermak, alias McKoney, kindly be advised that this alien was sentenced on November 25, 1925, to serve three months in the Detroit House of Correction for a violation of Paragraph B, Section 22 of the Immigration Act of 1924.

The facts in the case are that Cermak, a native born citizen of Canada, was an applicant for admission to the United States on September 23, 1925. Upon being examined by Immigrant Inspector Alphonso Hayden, he advised the officer that he was a native born citizen of the United States, having been born August 5, 1902, at Chicago, Illinois. The officer, not being entirely satisfied with Cermak's statement, asked him if he would be willing to sign the "Oath of Returning Citizen". Cermak was advised by the examining officer as to the penalty which might follow should he, Cermak, sign such oath and should it later develop that any of the statements contained in that oath were not true. Notwithstanding the fact that he was fully warned of the penalty of perjury, Cermak signed the oath and inasmuch as the examining officer was still in doubt as to the truth of his statements, he held Cermak for further examination by the Board of Special Inquiry, at which time it developed that he, Cermak, was a native born citizen of Canada.

Inasmuch as the alien Cermak was debarred by the Board of Special Inquiry on September 24, 1925, and that the term of his imprisonment will expire within a year from that date, he will be returned to Canada at the expiration of his term.

(sgd) J. WEISHAAR

Acting District Director.

GTM:CER.

MEIGHEN PAPERS, Series 3 (M.G. 26, I, Volume 96)

PUBLIC ARCHIVES  
ARCHIVES PUBLIQUES  
CANADA