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APPROVED
JUN 11 1976

86/11/76

THE WHITE HOUSE
WASHINGTON
June 9, 1976

ACTION
Last Day: June 14

Posted
6/11/76

Archives
6/11/76

MEMORANDUM FOR

THE PRESIDENT

FROM:

JIM CANNON

SUBJECT:

S. 52 - Relief of six members of the Quijano Family

Attached for your consideration is S. 52, sponsored by Senator Inouye, which would grant permanent resident status to the alien daughter and son of a deceased U.S. citizen and permit the issuance of immigrant visas to their four brothers.

Background information is provided in OMB's enrolled bill report at Tab A.

OMB, Max Friedersdorf, NSC, Counsel's Office (Lazarus) and I recommend approval of the enrolled bill.

RECOMMENDATION

That you sign S. 52 at Tab B.





EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

JUN 8 1976

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill S. 52 - Relief of six members of the
Quijano Family
Sponsor - Sen. Inouye (D) Hawaii

Last Day for Action

June 14, 1976 - Monday

Purpose

To grant permanent resident status to the alien daughter and son of a deceased U.S. citizen and to permit the issuance of immigrant visas to their four brothers.

Agency Recommendations

Office of Management and Budget

Approval

Immigration and Naturalization
Service

Approval

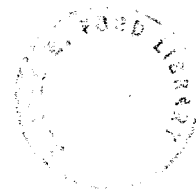
Department of State

No objection

Discussion

The beneficiaries of the bill are five brothers and their sister who are all unmarried natives and citizens of the Philippines. The enrolled bill would grant permanent resident status to the sister and oldest brother who are in the United States on student visas. It would also authorize the issuance of immigrant visas to four other brothers, currently residing in the Philippines, who will be sponsored by another brother, a naturalized citizen, and his wife, residing in Hawaii.

Rosario Quijano, age 22, entered the United States on January 20, 1971, as a student and is attending school at Galveston College, Galveston, Texas. She resides with an aunt, who is supporting her,



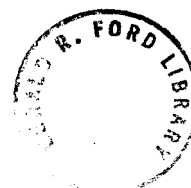
and her sister who is a permanent resident alien. Walter Quijano, age 27, entered the United States August 6, 1970, as a student and is working toward a PhD. in Psychology. He is currently living in Texas. Ramon, Tarcisus, Denis, and Paul Quijano, ages 20, 17, 15 and 10, respectively, all reside in the Philippines with their aunt and attend school. The aunt is a widow with ten children of her own and is unable to assume the responsibility of raising her nephews.

The U.S. citizen mother of the beneficiaries had filed immediate relative petitions in their behalf but died before they could take advantage of them. She was killed by her husband who then committed suicide. The mother's death resulted in automatic termination of INS action on the immediate relative petitions.

The brother who is a naturalized citizen could file new immediate relative petitions in behalf of his brothers and sister, which upon approval would normally permit the issuance of immigrant visas to them under the Immigration and Nationality Act's fifth category of preference (unmarried brothers and sisters of U.S. citizens). However, the great demand among the Filipinos for immigrant visas has resulted in the continued unavailability of such visas for both the fourth (married sons and daughters of U.S. citizens) and fifth categories of preference for the past few years. Accordingly, approval of the enrolled bill is essential for Rosario and Walter Quijano to remain in the United States and for their four brothers in the Philippines to join them and the rest of the family in this country.

James M. Frey
Assistant Director for
Legislative Reference

Enclosures



THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: **JuBB 8**

Time: **515pm**

FOR ACTION: Dick Parsons *ah*
NSC/S
Max Friedersdorf
Ken Lazarus *ah*

cc (for information):
Jack Marsh
Jim Cavanaugh
Ed Schmults

FROM THE STAFF SECRETARY

DUE: Date: **JuBB 9**

Time: **500pm**

SUBJECT: S. 52 - Relief of six members of the Quijano family

ACTION REQUESTED:

- For Necessary Action
- For Your Recommendations
- Prepare Agenda and Brief
- Draft Reply
- For Your Comments
- Draft Remarks

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing



PLEASE DETACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

K. R. COLE, JR.
For the President

UNITED STATES DEPARTMENT OF JUSTICE
IMMIGRATION AND NATURALIZATION SERVICE
Washington 25, D.C.

PLEASE ADDRESS REPLY TO

OFFICE OF THE COMMISSIONER

2 JUN 1976

AND REFER TO THIS FILE NO.

A19 851 141

TO : OFFICE OF MANAGEMENT AND BUDGET

SUBJECT: Enrolled Private Bill No. S. 52 ; Office of Management
and Budget request dated June 1, 1976

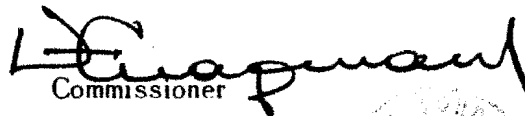
Beneficiary or Beneficiaries Walter York Quijano

Pursuant to your request for the views of the Department of Justice on the subject bill, a review has been made of the facsimile of the bill, the relating Congressional Committee report or reports, and all pertinent information in the files of the Immigration and Naturalization Service

On the basis of this review the Immigration and Naturalization Service, on behalf of the Department of Justice:

- Recommends approval of the bill
- Interposes no objection to approval of the bill

Sincerely,


Commissioner

UNITED STATES DEPARTMENT OF JUSTICE
IMMIGRATION AND NATURALIZATION SERVICE
Washington 25, D.C.

PLEASE ADDRESS REPLY TO

OFFICE OF THE COMMISSIONER

2 JUN 1976

AND REFER TO THIS FILE NO.

A20 690 773 thru 776

TO : OFFICE OF MANAGEMENT AND BUDGET

SUBJECT: Enrolled Private Bill No. S. 52 ; Office of Management
and Budget request dated June 1, 1976

Beneficiary or Beneficiaries Ramon York Quijano, Tarcisus York Quijano,
Denis York Quijano, and Paul York Quijano.

Pursuant to your request for the views of the Department of Justice on
the subject bill, a review has been made of the facsimile of the bill, the re-
lating Congressional Committee report or reports, and all pertinent information
in the files of the Immigration and Naturalization Service

On the basis of this review the Immigration and Naturalization Service,
on behalf of the Department of Justice:

- Recommends approval of the bill
- Interposes no objection to approval of the bill

Sincerely,


Commissioner

UNITED STATES DEPARTMENT OF JUSTICE
IMMIGRATION AND NATURALIZATION SERVICE
Washington 25, D.C.

PLEASE ADDRESS REPLY TO

OFFICE OF THE COMMISSIONER

AND REFER TO THIS FILE NO.

2 JUN 1976

A19 861 195

TO : OFFICE OF MANAGEMENT AND BUDGET

SUBJECT: Enrolled Private Bill No. S. 52 ; Office of Management
and Budget request dated June 1, 1976

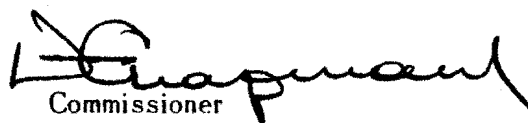
Beneficiary or Beneficiaries Miss Rosario Y. Quijano

Pursuant to your request for the views of the Department of Justice on the subject bill, a review has been made of the facsimile of the bill, the relating Congressional Committee report or reports, and all pertinent information in the files of the Immigration and Naturalization Service

On the basis of this review the Immigration and Naturalization Service, on behalf of the Department of Justice:

- Recommends approval of the bill
- Interposes no objection to approval of the bill

Sincerely,


Commissioner



DEPARTMENT OF STATE

Washington, D.C. 20520

JUN 2 1976

Dear Mr. Lynn:

Reference is made to Mr. Frey's communication of June 1, 1976, transmitting for comment enrolled bill, S. 52, "For the relief of Miss Rosario Y. Quijano, Walter York Quijano, Ramon York Quijano, Tarcisus York Quijano, Denis York Quijano and Paul York Quijano".

This Department has no objection to the enactment of this bill.

Sincerely yours,

A handwritten signature in black ink that reads "Robert J. McCloskey".

Robert J. McCloskey
Assistant Secretary for
Congressional Relations

The Honorable
James T. Lynn
Director,
Office of Management
and Budget.

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: June 8

Time: 515pm

FOR ACTION: Dick Parsons
NSC/S
Max Friedersdorf
Ken Lazarus

cc (for information):

Jack Marsh
Jim Cavanaugh
Ed Schmults

FROM THE STAFF SECRETARY

DUE: Date: June 9

Time: 500pm

SUBJECT:

S. 52 - Relief of six members of the Quijano family

ACTION REQUESTED:

- | | |
|---|---|
| <input type="checkbox"/> For Necessary Action | <input type="checkbox"/> For Your Recommendations |
| <input type="checkbox"/> Prepare Agenda and Brief | <input type="checkbox"/> Draft Reply |
| <input checked="" type="checkbox"/> For Your Comments | <input type="checkbox"/> Draft Remarks |

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

No objection -- Ken Lazarus 6/9/76

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

James M. Cannon
For the President

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: June 8

Time: 515pm

FOR ACTION: Dick Parsons
NSC/S
Max Friedersdorf
Ken Lazarus

cc (for information):
Jack Marsh
Jim Cavanaugh
Ed Schmults

FROM THE STAFF SECRETARY

DUE: Date: June 9

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SUBJECT:

S. 52 - Relief of six members of the Quijano family

ACTION REQUESTED:

- For Necessary Action
- For Your Recommendations
- Prepare Agenda and Brief
- Draft Reply
- For Your Comments
- Draft Remarks

REMARKS:

Approve. RR

Please return to Judy Johnston, Ground Floor West Wing

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

James M. Cannon
For the President

THE WHITE HOUSE

WASHINGTON

June 9, 1976

MEMORANDUM FOR: JIM CAVANAUGH
FROM: MAX L. FRIEDERSDORF *M.L.F.*
SUBJECT: S. 52 - Relief of six members of the Quijano family

The Office of Legislative Affairs concurs with the agencies
that the subject bill be signed.

Attachments

NATIONAL SECURITY COUNCIL

June 9, 1976

MEMORANDUM FOR: JAMES M. CANNON
FROM: Jeanne W. Davis *JWD*
SUBJECT: S. 52

The NSC Staff concurs in the proposed enrolled bill S. 52 - Relief of Six Members of the Quijano family.

MISS ROSARIO Y. QUIJANO, WALTER YORK QUIJANO,
RAMON YORK QUIJANO, TARCISUS YORK QUIJANO,
DENIS YORK QUIJANO, AND PAUL YORK QUIJANO

JUNE 24 (legislative day, JUNE 6), 1975.—Ordered to be printed

Mr. EASTLAND, from the Committee on the Judiciary,
submitted the following

REPORT

[To accompany S. 52]

The Committee on the Judiciary, to which was referred the bill (S. 52) for the relief of Miss Rosario Y. Quijano, Walter York Quijano, Ramon York Quijano, Tracisus York Quijano, Denis York Quijano, and Paul York Quijano, having considered the same, reports favorably thereon with an amendment and recommends that the bill, as amended, do pass.

AMENDMENT

Amend the title to read:

A bill for the relief of Miss Rosario Y. Quijano, Walter York Quijano, Ramon York Quijano, Tarcisus York Quijano, Denis York Quijano, and Paul York Quijano.

PURPOSE OF THE BILL

The purpose of the bill, as amended, is to preserve first preference status in behalf of a daughter and five sons of a deceased citizen of the United States, to which status they would have been entitled were it not for the death of their mother. A further purpose of the bill, as amended, is to exempt Walter York Quijano from the two-year foreign residence requirement applicable to exchange visitors. The amendment corrects an error in the spelling of one of the beneficiary's names.

STATEMENT OF FACTS

The beneficiaries of the bill are five brothers and their sister who are all unmarried natives and citizens of the Philippines. Rosario, age 21, entered the United States January 20, 1971, as a student and

is attending school at Galveston College, Galveston, Texas. She resides with an aunt, who is supporting her, and a permanent resident sister who is married to a U.S. citizen.

Walter, aged 26, entered the United States August 6, 1970, as an exchange visitor and presently resides at Honolulu, Hawaii, and is working toward a Doctor of Philosophy Degree in Psychology. Roman, Tarcisus, Denis, and Paul, ages 19, 16, 14, and 9, all reside in the Philippines with their aunt and attend school. The aunt is a widow with ten children of her own and is unable to assume the responsibility of raising her nephews.

The U.S. citizen mother of the beneficiaries had filed petitions in their behalf but died before they could take advantage of them. She was killed by her husband who then committed suicide. A married brother is a citizen of the United States residing in Hawaii with his wife and two children.

The Quijano children were also the beneficiaries of individual private immigration bills in the 93d Congress. (S. 3248, S. 3249, S. 3251, S. 3629, S. 3631, and S. 3632)

Letters with attached memoranda, dated August 27, 1974 and September 27, 1974 to the chairman of the Senate Committee on the Judiciary from the Commissioner of Immigration and Naturalization with reference to S. 3248, a similar bill for the relief of the same beneficiary passed by the Senate in the 93d Congress, read as follows:

U.S. DEPARTMENT OF JUSTICE,
IMMIGRATION AND NATURALIZATION SERVICE,
Washington, D.C., August 27, 1974.

HON. JAMES O. EASTLAND,
Chairman, Committee on the Judiciary,
U.S. Senate, Washington, D.C.

DEAR SENATOR: In response to your request for a report relative to the bill (S. 3248) for the relief of Miss Rosario Y. Quijano, there is enclosed a memorandum of information concerning the beneficiary.

The bill would grant the beneficiary permanent residence in the United States as of the date of its enactment, upon payment of the required visa fee. It would also direct that a visa number deduction be made.

The beneficiary, a native of the Philippines, is chargeable to the fifth preference portion of the numerical limitation for immigrants and conditional entrants from countries in the Eastern Hemisphere.

Sincerely,

L. F. CHAPMAN, JR., *Commissioner.*

MEMORANDUM OF INFORMATION FROM THE IMMIGRATION AND
NATURALIZATION SERVICE FILES RE S. 3248

The beneficiary, Miss Rosario Y. Quijano, a native of the Philippines, was born October 7, 1953. She attends school at the Galveston College, Galveston, Texas. She was granted an Associate Degree in Applied Science in May 1974. She is single, resides with an aunt, who is supporting her, and a permanent resident sister who is married to a citizen of the

United States. One brother is a student in Hawaii. Five brothers still live in the Philippines and are the beneficiaries of pending bills; Ramon Lem Quijano—S. 3251 and S. 3629, Tarcisus Julian Quijano—S. 3251 and S. 3630, Dennis Thomas Quijano—S. 3251 and S. 3632, Paul Christopher Quijano—S. 3251 and S. 3631, and Walter York Quijano—S. 3249. Her parents are deceased.

The beneficiary was admitted to the United States as a student on January 20, 1971 and has been granted extensions of stay to September 16, 1974. Her United States citizen brother filed a fifth preference visa petition in her behalf on March 3, 1972, which was approved on May 24, 1972. She then filed for adjustment of status to that of an immigrant on July 12, 1973. An immigrant visa number is not available to her at this time. Deportation proceedings have not been instituted.

The interested party, Reynaldo Alvin Quijano, is a brother. He was admitted to the United States as an immigrant on October 12, 1965 and naturalized as a citizen of the United States on March 19, 1971. He presently resides in Honolulu, Hawaii. He is married to a citizen of this country and has two children. He has assets of approximately \$4,000.

U.S. DEPARTMENT OF JUSTICE,
IMMIGRATION AND NATURALIZATION SERVICE,
Washington, D.C., September 27, 1974.

HON. JAMES O. EASTLAND,
Chairman, Committee on the Judiciary,
U.S. Senate, Washington, D.C.

DEAR SENATOR: In response to your request for a report relative to the bill (S. 3249) for the relief of Walter York Quijano, there is attached a memorandum of information concerning the beneficiary.

The bill would grant the beneficiary permanent residence in the United States as of the date of its enactment, upon payment of the required visa fee. It would also direct that a visa number deduction be made.

The beneficiary, a native of the Philippines, is chargeable to the nonpreference portion of the numerical limitation for immigrants and conditional entrants from countries in the Eastern Hemisphere.

Sincerely,

L. F. CHAPMAN, JR.,
Commissioner.

MEMORANDUM OF INFORMATION FROM IMMIGRATION AND
NATURALIZATION SERVICE FILES RE S. 3249

The beneficiary, Walter York Quijano, a native and citizen of the Philippines, was born on September 13, 1948. He resides at Honolulu, Hawaii where he is an exchange visitor working towards a Doctor of Philosophy Degree in Psychology. He receives a stipend of \$4,800 per annum as a Junior Specialist in Counseling and Testing at the University of Hawaii. The beneficiary received a Master's Degree in

Psychology in Hawaii in 1972. From 1972 to the present, he has continued his studies. Prior to his present schooling he was an instructor in the University of San Carlos, Philippines. His assets consist of \$15 in a savings account and a 1964 automobile valued at \$100.

The beneficiary is single. His parents are deceased. A United States citizen brother, a sister who is a permanent resident alien and a sister who is a nonimmigrant alien reside in the United States. Five other brothers reside in the Philippines. They and one sister in the United States are beneficiaries of private bills. Their previous first preference classification terminated with the death of their United States citizen mother.

The beneficiary was admitted to the United States on August 6, 1970, as an exchange visitor. Extensions of stay were authorized to July 1, 1974. He is subject to the two-year foreign residence provision applicable to exchange visitors. He does not appear eligible for waiver of the two-year foreign residence provision. He has not applied for the waiver and no interested party has applied for the waiver on his behalf. His application for a further extension of stay was denied on August 14, 1974, because his status is presumed terminated upon introduction of S. 3249. He was granted voluntary departure until August 31, 1975 and any further extended time necessary provided he abides by the terms and conditions of his exchange program. No deportation proceedings have been instituted against the beneficiary.

DEPARTMENT OF JUSTICE,
IMMIGRATION AND NATURALIZATION SERVICE,
Washington, D.C., September 27, 1974.

HON. JAMES O. EASTLAND,
Chairman, Committee on the Judiciary,
U.S. Senate, Washington, D.C.

DEAR SENATOR: In response to your requests for reports relative to the bills S. 3629 for the relief of Ramon York Quijano, S. 3630 for the relief of Tarcisus York Quijano, S. 3631 for the relief of Paul York Quijano and S. 3632 for the relief of Dennis York Quijano, there is attached a memorandum of information concerning the beneficiaries.

The bills would provide for the issuance of immigrant visas to the beneficiaries notwithstanding the numerical limitations of the Immigration and Nationality Act and authorize their admission for permanent residence if they are otherwise admissible under that Act. They direct that visa number deductions be made.

The beneficiaries, natives of the Philippines, are chargeable to the fifth preference portion of the numerical limitation for immigrants and conditional entrants from countries in the Eastern Hemisphere.

Sincerely,

L. F. CHAPMAN, Jr., *Commissioner.*

MEMORANDUM OF INFORMATION FROM IMMIGRATION AND
NATURALIZATION SERVICE FILES RE S. 3629 THRU S. 3632

Information concerning the cases was obtained from Reynaldo Y. Quijano, a brother of the beneficiaries.

The beneficiaries are natives and citizens of the Philippines; Ramon York Quijano born on February 20, 1956, Tarcisus York Quijano on September 20, 1958, Paul York Quijano on October 17, 1965 and Denis York Quijano on September 11, 1960. They reside in the Philippines with their aunt and attend high school there. They are supported by their brothers Walter Quijano, who is beneficiary of S. 3249 and Reynaldo Quijano.

The beneficiaries parents are deceased. They have four brothers in the Philippines and two brothers in the United States, one of whom is an exchange visitor and the other a naturalized United States citizen. They also have two sisters in the United States, one permanent resident alien and the other a nonimmigrant student who is beneficiary of S. 3248 Rosario Y. Quijano.

The interested party, Reynaldo Y. Quijano, was born in the Philippines on May 18, 1947. He arrived in the United States for permanent residence in 1965 and became a naturalized citizen of this country in 1971. He was married in 1968 to Judy L. Holmes, a United States citizen, and they have two children. He is employed as a night manager of the Hilton Lagoon Apartments and also has a part-time job as a delivery man and counter clerk. His yearly income is \$10,200 and his total assets are \$5,000.

The beneficiaries United States citizen brother filed petitions March 6, 1972 to accord them fifth preference classification for the issuance of immigrant visas. The petitions were approved. The latest information indicates that visa numbers under this preference are unavailable.

S. 3251 in behalf of the beneficiaries is also pending.

Senator Daniel K. Inouye, the author of the instant bill, submitted the following information with reference to his bills for the relief of the same aliens which was contained in Senate Report 93-1379:

U.S. SENATE,
COMMITTEE ON APPROPRIATIONS,
Washington, D.C., November 8, 1974.

HON. JAMES O. EASTLAND,
Chairman, Committee on the Judiciary,
U.S. Senate, Washington, D.C.

DEAR MR. CHAIRMAN: Enclosed is my statement of support for S. 3248, S. 3249, S. 3629, S. 3630, S. 3631, and S. 3632, private immigration bills for the relief of members of the Quijano family.

I believe that this family will become fine American citizens if passage of these bills is secured. I hope that the members of the Judi-

ciary Committee will recognize the merits of this case, and will act with favor on these bills.

Aloha,

DANIEL K. INOUE, *U.S. Senator.*

Mr. Walter York Quijano, age 26, Miss Rosario York Quijano, 21, Mr. Ramon York Quijano, 18, Mr. Tarcisus York Quijano, 16, Mr. Dennis York Quijano, 14, and Mr. Paul York Quijano, 9, were born in Cebu City, Philippines. Their mother, Estrella Rachel York Quijano was an American citizen. Mrs. Quijano had filed petitions for permanent residence for her children. Her oldest son, Reynaldo, did become an American citizen and is presently residing with his wife and two children in Honolulu, Hawaii. The oldest daughter, Mrs. Patricia Torrefranca, is a permanent resident alien. She is living with her husband, an American citizen, in Galveston, Texas. Unfortunately, Mrs. Quijano suffered a tragic death before her younger children were able to take advantage of the petitions which she had filed. Her death terminated that status. Fifth preference status has been granted to them on the basis of their brother Reynaldo's citizenship. Visas are not now available to natives of the Philippines in the fifth preference.

On July 22, 1970, both parents died a very tragic and violent death. Reynaldo P. Quijano murdered his wife and then committed suicide. The maternal grandmother has been caring for the family until her own death in July 1973. An aunt, Miss Gloria York, had been caring for the grandmother, but returned to the United States recently. Mrs. Quijano has one sister living in the Philippines. Unfortunately, Mrs. Ethel York Cui is a widow with ten children of her own, and is unable to assume the responsibility of raising her nephews. This left the Quijano family with no adult relatives in the Philippines to care for them as their paternal grandmother died in 1972. The older members of the family have been sending money as often as possible to the Philippines to provide for their support.

Walter York Quijano received an A.B. degree with honors in Psychology from the University of San Carlos, Cebu City, Philippines. He was employed as a psychology instructor at the University of San Carlos until he was awarded a grant from the East-West Center in Honolulu, Hawaii, to further his education. He entered the United States on August 5, 1970, to begin his studies at the University of Hawaii. He received his Master of Arts Degree in 1972, and a Doctor of Philosophy in Psychology in June 1974. As a clinical psychologist, Walter will be in the best position to support his younger brothers and sister since his income is likely to be in the range of \$12,000 to \$15,000. He wishes to have the entire family united again in the United States, where the adult members will be in the best position to care for the younger children.

Miss Rosario York Quijano entered the United States on an F-1 student visa. Bond was posted by her sister, Mrs. Torrefranca. She is pursuing a degree in applied science at Galveston College to enable her to become a community health worker. She is currently doing clinical practice at the University of Texas Medical Branch in Galveston. Rosario also has demonstrated a strong desire to find employment in the United States in order that she can help her family in the Philippines.

Ramon, Tarcisus, Dennis, and Paul Quijano are residing in Cebu City. All are students in local schools. A request for an F-1 visa for Paul was denied because a fifth preference petition had been approved for him. They are being supported through contributions from their older brothers, sister, and maternal aunts and uncles in the United States.

Letters attesting to the integrity, sincerity, honesty, intelligence, and determination of the members of the Quijano family have been received from friends, pastors, and instructors in Hawaii, Texas, and the Philippines. I would be pleased to submit copies of these letters if the members of the Committee wish to examine them.

I strongly support these private bills which will enable the members of the Quijano family to come to the United States as permanent residents. Mrs. Estrella Quijano was an American citizen. It is obvious that she wanted her children to share in her American heritage and citizenship. It was only a tragic blow of fate that prevented her children from gaining their citizenship. Mrs. Quijano will always be their mother, despite the Immigration and Nationality Act which decrees that their relationship as sons or daughters of an American citizen ended with her death.

In addition, the environment in Cebu City following their mother's death under such tragically violent circumstances cannot be a happy and wholesome one in which to grow up without family supervision. The memories surrounding the loss of their parents will continue to haunt them for as long as they remain there.

I hope that the members of the Judiciary Committee will recognize the extremely unique and unfortunate circumstances surrounding the Quijano family, and will act to unite the family with the older brother and sister in the United States through favorable action on S. 3248, S. 3249, S. 3629, S. 3630, S. 3631, and S. 3632.

The committee, after consideration of all the facts in the case, is of the opinion that the bill (S. 52) as amended should be enacted.

MISS ROSARIO Y. QUIJANO, WALTER YORK QUIJANO,
RAMON YORK QUIJANO, TARCISUS YORK QUIJANO,
DENIS YORK QUIJANO, AND PAUL YORK QUIJANO

MARCH 16, 1976.—Committed to the Committee of the Whole House and ordered
to be printed

Mr. EILBERG, from the Committee on the Judiciary,
submitted the following

REPORT

[To accompany S. 52]

The Committee on the Judiciary, to whom was referred the bill (S. 52), for the relief of Miss Rosario Y. Quijano, Walter York Quijano, Ramon York Quijano, Tarcisus York Quijano, Denis York Quijano, and Paul York Quijano, having considered the same, report favorably thereon with amendment and recommend that the bill as amended do pass.

The amendment is as follows:

Strike out all after the enacting clause and insert in lieu thereof the following:

On page 1, line 4, after the word "Act," strike out the remainder of the bill and insert in lieu thereof the following:

"Rosario Y. Quijano and Walter Y. Quijano shall be held and considered to be entitled to preference status within the purview of section 203(a)(1) of that Act, and Ramon Quijano, Tarcisus Quijano, Denis Quijano and Paul Quijano shall be held and considered to be immediate relatives within the purview of section 201(b) of that Act, and the provisions of section 204 of such Act shall not be applicable in these cases."

PURPOSE OF THE BILL

The purpose of the bill, as amended, is to preserve first preference status in behalf of the daughter and son and to restore immediate relative status to the four minor sons or a deceased citizen of the United States. The bill has been amended to restore the status the beneficiaries would have been entitled to if their mother had lived.

The bill has been further amended to delete section 2 of the bill in view of the fact that the waiver of the two year foreign residence requirement applicable in the case of Walter York Quijano is being resolved administratively.

GENERAL INFORMATION

The beneficiaries of the bill are five brothers and their sister who are all unmarried natives and citizens of the Philippines. Rosario, age 22, entered the United States January 20, 1971, as a student and is attending school at Galveston College, Galveston, Texas. She resides with an aunt, who is supporting her, and a permanent resident sister who is married to a U.S. citizen.

Walter, aged 27, entered the United States August 6, 1970, as an exchange visitor and presently resides at Honolulu, Hawaii, and is working toward a Doctor of Philosophy Degree in Psychology. Ramon, Tarcisus, Denis, and Paul, ages 20, 17, 15 and 10, all reside in the Philippines with their aunt and attend school. The aunt is a widow with ten children of her own and is unable to assume the responsibility of raising her nephews.

The U.S. citizen mother of the beneficiaries had filed petitions in their behalf but died before they could take advantage of them. She was killed by her husband who then committed suicide. A married brother is a citizen of the United States residing in Hawaii with his wife and two children.

The Quijano children were also the beneficiaries of individual private immigration bills in the 93d Congress. (S. 3248, S. 3249, S. 3251, S. 3629, S. 3631, and S. 3632).

Letters with attached memoranda, dated August 27, 1974 and September 27, 1974 to the chairman of the Senate Committee on the Judiciary from the Commissioner of Immigration and Naturalization with reference to S. 3248, a similar bill for the relief of the same beneficiary passed by the Senate in the 93d Congress, read as follows:

U.S. DEPARTMENT OF JUSTICE,
IMMIGRATION AND NATURALIZATION SERVICE,
Washington, D.C., August 27, 1974.

HON. JAMES O. EASTLAND,
Chairman, Committee on the Judiciary,
U.S. Senate, Washington, D.C.

DEAR SENATOR: In response to your request for a report relative to the bill (S. 3248) for the relief of Miss Rosario Y. Quijano, there is enclosed a memorandum of information concerning the beneficiary.

The bill would grant the beneficiary permanent residence in the United States as of the date of its enactment, upon payment of the required visa fee. It would also direct that a visa number deduction be made.

The beneficiary, a native of the Philippines, is chargeable to the fifth preference portion of the numerical limitation for immigrants and conditional entrants from countries in the Eastern Hemisphere.

Sincerely,

L. F. CHAPMAN, JR., *Commissioner.*

MEMORANDUM OF INFORMATION FROM THE IMMIGRATION AND
NATURALIZATION SERVICE FILES RE S. 3248

The beneficiary, Miss Rosario Y. Quijano, a native of the Philippines, was born October 7, 1953. She attends school at the Galveston College, Galveston, Texas. She was granted an Associate Degree in

Applied Science in May 1974. She is single, resides with an aunt, who is supporting her, and a permanent resident sister who is married to a citizen of the United States. One brother is a student in Hawaii. Five brothers still live in the Philippines and are the beneficiaries of pending bills; Ramon Lem Quijano—S. 3251 and S. 3629, Tarcisus Julian Quijano—S. 3251 and S. 3630, Dennis Thomas Quijano—S. 3251 and S. 3632, Paul Christopher Quijano—S. 3251 and S. 3631, and Walter York Quijano—S. 3249. Her parents are deceased.

The beneficiary was admitted to the United States as a student on January 20, 1971 and has been granted extensions of stay to September 16, 1974. Her United States citizen brother filed a fifth preference visa petition in her behalf on March 3, 1972, which was approved on May 24, 1972. She then filed for adjustment of status to that of an immigrant on July 12, 1973. An immigrant visa number is not available to her at this time. Deportation proceedings have not been instituted.

The interested party, Reynaldo Alvin Quijano, is a brother. He was admitted to the United States as an immigrant on October 12, 1965 and naturalized as a citizen of the United States on March 19, 1971. He presently resides in Honolulu, Hawaii. He is married to a citizen of this country and has two children. He has assets of approximately \$4,000.

U.S. DEPARTMENT OF JUSTICE,
IMMIGRATION AND NATURALIZATION SERVICE,
Washington, D.C., September 27, 1974.

HON. JAMES O. EASTLAND,
Chairman, Committee on the Judiciary,
U.S. Senate, Washington, D.C.

DEAR SENATOR: In response to your request for a report relative to the bill (S. 3249) for the relief of Walter York Quijano, there is attached a memorandum of information concerning the beneficiary.

The bill would grant the beneficiary permanent residence in the United States as of the date of its enactment, upon payment of the required visa fee. It would also direct that a visa number deduction be made.

The beneficiary, a native of the Philippines, is chargeable to the nonpreference portion of the numerical limitation for immigrants and conditional entrants from countries in the Eastern Hemisphere.

Sincerely,

L. F. CHAPMAN, JR.,
Commissioner.

MEMORANDUM OF INFORMATION FROM IMMIGRATION AND NATURALIZATION
SERVICE FILES RE S. 3249

The beneficiary, Walter York Quijano, a native and citizen of the Philippines, was born on September 13, 1948. He resides at Honolulu, Hawaii where he is an exchange visitor working towards a Doctor of Philosophy Degree in Psychology. He receives a stipend of \$4,800 per annum as a Junior Specialist in Counseling and Testing at the University of Hawaii. The beneficiary received a Master's Degree in Psychology in Hawaii in 1972. From 1972 to the present, he has continued

his studies. Prior to his present schooling he was an instructor in the University of San Carlos, Philippines. His assets consist of \$15 in a savings account and a 1964 automobile valued at \$100.

The beneficiary is single. His parents are deceased. A United States citizen brother, a sister who is a permanent resident alien and a sister who is a nonimmigrant alien reside in the United States. Five other brothers reside in the Philippines. They and one sister in the United States are beneficiaries of private bills. Their previous first preference classification terminated with the death of their United States citizen mother.

The beneficiary was admitted to the United States on August 6, 1970, as an exchange visitor. Extensions of stay were authorized to July 1, 1974. He is subject to the two-year foreign residence provision applicable to exchange visitors. He does not appear eligible for waiver of the two-year foreign residence provision. He has not applied for the waiver and no interested party has applied for the waiver on his behalf. His application for a further extension of stay was denied on August 14, 1974, because his status is presumed terminated upon introduction of S. 3249. He was granted voluntary departure until August 31, 1975 and any further extended time necessary provided he abides by the terms and conditions of his exchange program. No deportation proceedings have been instituted against the beneficiary.

DEPARTMENT OF JUSTICE,
IMMIGRATION AND NATURALIZATION SERVICE,
Washington, D.C., September 27, 1974.

HON. JAMES O. EASTLAND,
Chairman, Committee on the Judiciary,
U.S. Senate, Washington, D.C.

DEAR SENATOR: In response to your requests for reports relative to the bills S. 3629 for the relief of Ramon York Quijano, S. 3630 for the relief of Tarcisus York Quijano, S. 3631 for the relief of Paul York Quijano and S. 3632 for the relief of Dennis York Quijano, there is attached a memorandum of information concerning the beneficiaries.

The bills would provide for the issuance of immigrant visas to the beneficiaries notwithstanding the numerical limitations of the Immigration and Nationality Act and authorize their admission for permanent residence if they are otherwise admissible under that Act. They direct that visa number deductions be made.

The beneficiaries, natives of the Philippines, are chargeable to the fifth preference portion of the numerical limitation for immigrants and conditional entrants from countries in the Eastern Hemisphere.

Sincerely,

L. F. CHAPMAN, Jr., *Commissioner.*

MEMORANDUM OF INFORMATION FROM IMMIGRATION AND
NATURALIZATION SERVICE FILES RE S. 3629 THRU S. 3632

Information concerning the cases was obtained from Reynaldo Y. Quijano, a brother of the beneficiaries.

The beneficiaries are natives and citizens of the Philippines; Ramon York Quijano born on February 20, 1956,

Tarcisus York Quijano on September 20, 1958; Paul York Quijano on October 17, 1965 and Denis York Quijano on September 11, 1960. They reside in the Philippines with their aunt and attend high school there. They are supported by their brothers Walter Quijano, who is beneficiary of S. 3249 and Reynaldo Quijano.

The beneficiaries parents are deceased. They have four brothers in the Philippines and two brothers in the United States, one of whom is an exchange visitor and the other a naturalized United States citizen. They also have two sisters in the United States, one permanent resident alien and the other a nonimmigrant student who is beneficiary of S. 3248 Rosario Y. Quijano.

The interested party, Reynaldo Y. Quijano, was born in the Philippines on May 18, 1947. He arrived in the United States for permanent residence in 1965 and became a naturalized citizen of this country in 1971. He was married in 1968 to Judy L. Holmes, a United States citizen, and they have two children. He is employed as a night manager of the Hilton Lagoon Apartments and also has a part-time job as a delivery man and counter clerk. His yearly income is \$10,200 and his total assets are \$5,000.

The beneficiaries United States citizen brother filed petitions March 6, 1972 to accord them fifth preference classification for the issuance of immigrant visas. The petitions were approved. The latest information indicates that visa numbers under this preference are unavailable.

S. 3251 in behalf of the beneficiaries is also pending.

Senator Daniel K. Inouye, the author of the instant bill, submitted the following information with reference to his bills for the relief of the same aliens which was contained in Senate Report 93-1379:

U.S. SENATE,
COMMITTEE ON APPROPRIATIONS,
Washington, D.C., November 8, 1974.

HON. JAMES O. EASTLAND,
Chairman, Committee on the Judiciary,
U.S. Senate, Washington, D.C.

DEAR MR. CHAIRMAN: Enclosed is my statement of support for S. 3248, S. 3249, S. 3629, S. 3630, S. 3631, and S. 3632, private immigration bills for the relief of members of the Quijano family.

I believe that this family will become fine American citizens if passage of these bills is secured. I hope that the members of the Judiciary Committee will recognize the merits of this case, and will act with favor on these bills.

Aloha,

DANIEL K. INOUE, *U.S. Senator.*

Mr. Walter York Quijano, age 26, Miss Rosario York Quijano, 21, Mr. Ramon York Quijano, 18, Mr. Tarcisus York Quijano, 16, Mr. Dennis York Quijano, 14, and Mr. Paul York Quijano, 9, were born in Cebu City, Philippines. Their mother, Estrella Rachel York Quijano was an American citi-

zen. Mrs. Quijano had filed petitions for permanent residence for her children. Her oldest son, Reynaldo, did become an American citizen and is presently residing with his wife and two children in Honolulu, Hawaii. The oldest daughter, Mrs. Patricia Torrefranca, is a permanent resident alien. She is living with her husband, an American citizen, in Galveston, Texas. Unfortunately, Mrs. Quijano suffered a tragic death before her younger children were able to take advantage of the petitions which she had filed. Her death terminated that status. Fifth preference status has been granted to them on the basis of their brother Reynaldo's citizenship. Visas are not now available to natives of the Philippines in the fifth preference.

On July 22, 1970, both parents died a very tragic and violent death. Reynaldo P. Quijano murdered his wife and then committed suicide. The maternal grandmother has been caring for the family until her own death in July 1973. An aunt, Miss Gloria York, had been caring for the grandmother, but returned to the United States recently. Mrs. Quijano has one sister living in the Philippines. Unfortunately, Mrs. Ethel York Cui is a widow with ten children of her own, and is unable to assume the responsibility of raising her nephews. This left the Quijano family with no adult relatives in the Philippines to care for them as their paternal grandmother died in 1972. The older members of the family have been sending money as often as possible to the Philippines to provide for their support.

Walter York Quijano received an A.B. degree with honors in Psychology from the University of San Carlos, Cebu City, Philippines. He was employed as a psychology instructor at the University of San Carlos until he was awarded a grant from the East-West Center in Honolulu, Hawaii, to further his education. He entered the United States on August 5, 1970, to begin his studies at the University of Hawaii. He received his Master of Arts Degree in 1972, and a Doctor of Philosophy in Psychology in June 1974. As a clinical psychologist, Walter will be in the best position to support his younger brothers and sister since his income is likely to be in the range of \$12,000 to \$15,000. He wishes to have the entire family united again in the United States, where the adult members will be in the best position to care for the younger children.

Miss Rosario York Quijano entered the United States on an F-1 student visa. Bond was posted by her sister, Mrs. Torrefranca. She is pursuing a degree in applied science at Galveston College to enable her to become a community health worker. She is currently doing clinical practice at the University of Texas Medical Branch in Galveston. Rosario also has demonstrated a strong desire to find employment in the United States in order that she can help her family in the Philippines.

Ramon, Tarcisus, Dennis, and Paul Quijano are residing in Cebu City. All are students in local schools. A request for an

F-1 visa for Paul was denied because a fifth preference petition had been approved for him. They are being supported through contributions from their older brothers, sister, and maternal aunts and uncles in the United States.

Letters attesting to the integrity, sincerity, honesty, intelligence, and determination of the members of the Quijano family have been received from friends, pastors, and instructors in Hawaii, Texas, and the Philippines. I would be pleased to submit copies of these letters if the members of the Committee wish to examine them.

I strongly support these private bills which will enable the members of the Quijano family to come to the United States as permanent residents. Mrs. Estrella Quijano was an American citizen. It is obvious that she wanted her children to share in her American heritage and citizenship. It was only a tragic blow of fate that prevented her children from gaining their citizenship. Mrs. Quijano will always be their mother, despite the Immigration and Nationality Act which decrees that their relationship as sons or daughters of an American citizen ended with her death.

In addition, the environment in Cebu City following their mother's death under such tragically violent circumstances cannot be a happy and wholesome one in which to grow up without family supervision. The memories surrounding the loss of their parents will continue to haunt them for as long as they remain there.

I hope that the members of the Judiciary Committee will recognize the extremely unique and unfortunate circumstances surrounding the Quijano family, and will act to unite the family with the older brother and sister in the United States through favorable action on S. 3248, S. 3249, S. 3629, S. 3630, S. 3631, and S. 3632.

BUDGETARY INFORMATION

This legislation does not provide new budget authority and no estimate or comparison has been received from the Director of the Congressional Budget Office.

OVERSIGHT STATEMENT


The Committee exercises general oversight jurisdiction with respect to all immigration and nationality matters but no specific oversight is contemplated in this instance.

COMMITTEE RECOMMENDATION

Upon consideration of all the facts in this case, the Committee is of the opinion that S. 52, amended, should be enacted and accordingly recommends that the bill do pass.

○

To -
J. Casanova
6-8-76
4:30 p.m.



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

JUN 8 1976

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill S. 52 - Relief of six members of the
Quijano Family
Sponsor - Sen. Inouye (D) Hawaii

Last Day for Action

June 14, 1976 - Monday

Purpose

To grant permanent resident status to the alien daughter and son of a deceased U.S. citizen and to permit the issuance of immigrant visas to their four brothers.

Agency Recommendations

Office of Management and Budget

Approval

Immigration and Naturalization
Service
Department of State

Approval
No objection

Discussion

The beneficiaries of the bill are five brothers and their sister who are all unmarried natives and citizens of the Philippines. The enrolled bill would grant permanent resident status to the sister and oldest brother who are in the United States on student visas. It would also authorize the issuance of immigrant visas to four other brothers, currently residing in the Philippines, who will be sponsored by another brother, a naturalized citizen, and his wife, residing in Hawaii.

Rosario Quijano, age 22, entered the United States on January 20, 1971, as a student and is attending school at Galveston College, Galveston, Texas. She resides with an aunt, who is supporting her,



Ninety-fourth Congress of the United States of America

AT THE SECOND SESSION

*Begun and held at the City of Washington on Monday, the nineteenth day of January,
one thousand nine hundred and seventy-six*

An Act

For the relief of Miss Rosario Y. Quijano, Walter York Quijano, Ramon York Quijano, Tarcisus York Quijano, Denis York Quijano, and Paul York Quijano.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in the administration of the Immigration and Nationality Act, Rosario Y. Quijano and Walter Y. Quijano shall be held and considered to be entitled to preference status within the purview of section 203(a)(1) of that Act, and Ramon Quijano, Tarcisus Quijano, Denis Quijano, and Paul Quijano shall be held and considered to be immediate relatives within the purview of section 201(b) of that Act, and the provisions of section 204 of such Act shall not be applicable in these cases.

Speaker of the House of Representatives.

*Vice President of the United States and
President of the Senate.*

June 2, 1976

Dear Mr. Director:

The following bills were received at the White House on June 2nd:

S. 52 ✓
S. 223 ✓

Please let the President have reports and recommendations as to the approval of these bills as soon as possible.

Sincerely,

Robert D. Linder
Chief Executive Clerk

The Honorable James T. Lynn
Director
Office of Management and Budget
Washington, D.C.