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8/10/4/76  
AFH

APPROVED  
OCT 04 1976

THE WHITE HOUSE  
WASHINGTON  
October 9, 1976

ACTION

Last Day: October 9

Posted  
10/5/76

Archives  
10/12/76

MEMORANDUM FOR THE PRESIDENT  
FROM: JIM CANNON *[Signature]*  
SUBJECT: H.R. 7832 - Relief of Mrs. Janette Flores Byrne

Attached for your consideration is H.R. 7832, sponsored by Representative Bell.

The enrolled bill would permit the beneficiary, the alien widow of a U.S. citizen, to remain in the United States.

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

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

RECOMMENDATION

That you sign H.R. 7832 at Tab B.





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

OCT 1 1976

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill H.R. 7832 - Relief of Mrs. Janette  
Flores Byrne  
Sponsor - Rep. Bell (R) California

Last Day for Action

October 9, 1976 - Saturday

Purpose

To permit the alien widow of a U.S. citizen to remain in  
the United States.

Agency Recommendations

Office of Management and Budget	Approval
Immigration and Naturalization Service	Approval
Department of State	No objection

Discussion

The beneficiary is a 28-year-old Brazilian currently residing in Santa Monica, California, and gainfully employed as a file clerk in Los Angeles. Mrs. Byrne entered the United States on February 8, 1972, on a temporary visa and married a U.S. citizen on June 29, 1974. Prior to his death, Mr. Byrne had filed a petition to accord immediate relative status to his wife and enable her to receive an immigrant visa. However, the petition was returned by INS on February 1, 1975, to Mr. Byrne for proper documentation, but had not been resubmitted before his death on May 30, 1975.

Mr. Byrne's death immediately terminated the beneficiary's eligibility for status as an immediate relative of a U.S. citizen. Deportation proceedings have been instituted against Mrs. Byrne; however, her deportation has been postponed pending the disposition of this private relief legislation.



In order to permit Mrs. Byrne to remain in the United States, H.R. 7832 would declare that she is eligible for preferential treatment as the immediate relative of a U.S. citizen and, thereby, make her immediately eligible for an immigrant visa. In addition, the prohibition in current law against Western Hemisphere aliens adjusting status while in the United States would likewise be waived in her behalf.

*James M. Frey*  
Assistant Director for  
Legislative Reference



THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: October 2

Time: 400pm

FOR ACTION: NSC/S *mf*  
Max Friedersdorf *mf*  
Dick Parsons *mf*  
*Bobbie Kilbrey*

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

FROM THE STAFF SECRETARY

DUE: Date: October 4

Time: 1100am

SUBJECT:

H.R. 7832-Relief of Mrs. Janette F. Byrne

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 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.

\_\_\_\_\_  
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

AND REFER TO THIS FILE NO.

27 SEP 1976

A20 705 320

TO : OFFICE OF MANAGEMENT AND BUDGET

SUBJECT: Enrolled Private Bill No. H.R. 7832; Office of Management  
and Budget request dated September 24, 1976.

Beneficiary or Beneficiaries Janette Flores Byrne.

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

September 28, 1976

Dear Mr. Lynn:

Reference is made to Mr. Fry's communication of September 24, 1976, transmitting for comment enrolled bills, H.R. 5503, "For the relief of Divina Masund", H.R. 7624, "For the relief of Jacinto Vasquez Camacho", and H.R. 7832, "For the relief of Janette Flores Byrne".

This Department has no objection to the enactment of these bills.

Sincerely yours,

Kempton B. Jenkins  
Acting Assistant Secretary  
for Congressional Relations

The Honorable  
James T. Lynn, Director,  
Office of Management and Budget 31

VMD BUDGET  
OFFICE OF MANAGEMENT

RECEIVED

Date: October 2

Time: 400pm

FOR ACTION: NSC/S  
Max Friedersdorf  
Dick Parsons  
Bobbie Kilberg

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

FROM THE STAFF SECRETARY

---

DUE: Date: October 4

Time: 1100am

---

SUBJECT:

H.R. 7832-Relief of Mrs. Janette F. Byrne

## 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

No objection

Barry Roth

10/4

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



Date: October 2

Time: 400pm

FOR ACTION: NSC/S  
 Max Friedersdorf *MB*  
 Dick Parsons  
 Bobbie Kilberg

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

FROM THE STAFF SECRETARY

DUE: Date: October 4

Time: 1100am

SUBJECT:

H.R. 7832-Relief of Mrs. Janette F. Byrne

## 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

*Recommend Approval. Trip*

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

Date: October 2

Time: 400pm

FOR ACTION: NSC/S  
Max Friedersdorf  
Dick Parsons  
Bobbie Kilberg

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

FROM THE STAFF SECRETARY

DUE: Date: October 4

Time: 1100am

SUBJECT:

H.R. 7832-Relief of Mrs. Janette F. Byrne

## ACTION REQUESTED:

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

## REMARKS:

*Agree. RD*  
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

## NATIONAL SECURITY COUNCIL

October 4, 1976

MEMORANDUM FOR: JAMES M. CANNON

FROM: Jeanne W. Davis *WA*

SUBJECT: *Jo* H.R. 7832, H.R. 7624  
and H.R. 10434

The NSC Staff has no objection to the following proposed Enrolled Bills:

H. R. 7832 - Relief of Mrs. Janette F. Byrne

H. R. 7624 - Relief of Jacinto Camacho

H. R. 10434 - Relief of Dr. Carlos Montenegro-Gorbitz,  
his wife, Maria Elena Olguin De Gorbitz,  
and their son, Carlos Gorbitz-Olguin.

MRS. JEANETTE FLORES BYRNE

---

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

---

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

REPORT

[To accompany H.R. 7832]

The Committee on the Judiciary, to whom was referred the bill (H.R. 7832), for the relief of Mrs. Jeanette Flores Byrne, having considered the same, report favorably thereon with amendment and recommend that the bill do pass.

The amendment is as follows:

On page 1, line 7, after "section 204" insert "*and section 245(c)*".

PURPOSE OF THE BILL

The purpose of this bill, as amended is to restore immediate relative status to the widow of a citizen of the United States. The bill has been amended to permit adjustment of the beneficiary's status to permanent residence in the United States.

GENERAL INFORMATION

The beneficiary of this bill is a 26-year-old native and citizen of Brazil who is the widow of a citizen of the United States. She was admitted to the United States as a visitor in 1972 and was married on June 29, 1974. A visa petition filed by her late husband was pending at the time of his death.

The pertinent facts in this case are contained in a letter dated August 19, 1975 from the Commissioner of Immigration and Naturali-

zation to the Chairman of the Committee on the Judiciary. That letter and accompanying memorandum read as follows:

U.S. DEPARTMENT OF JUSTICE,  
IMMIGRATION AND NATURALIZATION SERVICE,  
Washington, D.C., August 19, 1975.

A-20-705-320

HON. PETER W. RODINO, JR.,  
Chairman, Committee on the Judiciary,  
House of Representatives, Washington, D.C.

DEAR MR. CHAIRMAN: In response to your request for a report relative to the bill (H.R. 7832) for the relief of Mrs. Jeanette Flores Byrne, there is attached a memorandum of information concerning the beneficiary.

The bill would provide that the beneficiary may be granted immediate relative status without the requirement that a petition according such status be approved on her behalf.

Absent enactment of the bill, the beneficiary, a native of Brazil, would be chargeable to the numerical limitation for immigrants from the Western Hemisphere. However, she is statutorily ineligible to adjust her status while in the United States and will be required to apply for a visa outside of this country.

Sincerely,

L. F. CHAPMAN, JR.,  
Commissioner.

Enclosure.

MEMORANDUM OF INFORMATION FROM IMMIGRATION AND  
NATURALIZATION SERVICE FILES RE H.R. 7832

The beneficiary, whose name is spelled Janette Flores Byrne, a native and citizen of Brazil, was born on January 2, 1948. She is widowed and resides with her sister in Santa Monica, California. She is employed as a file clerk in Los Angeles, California, receiving a salary of \$625 a month.

Mrs. Byrne has no one in the United States dependent upon her for support. Her parents reside in Brazil. Her two sisters reside in the United States, one as a lawful permanent resident alien and the other as a nonimmigrant student. She attended public school in her native country for a period of fourteen years. Prior to her arrival in the United States she was employed as a teacher of retarded children for four years.

The beneficiary entered the United States on February 8, 1972, as a nonimmigrant visitor. On June 29, 1974, the beneficiary married a native United States citizen. A petition to accord the beneficiary immediate relative status was filed by her husband on August 27, 1974. The petition was returned on February 1, 1975, for proper documentation; however, it was not resubmitted as the beneficiary's husband died on May 30, 1975.

Deportation proceedings were instituted against the beneficiary on the ground that she remained in the United States for a longer time than authorized. After a hearing the beneficiary was found to be deportable and was granted the privilege of voluntary departure with the alternative of deportation if she should fail to depart when required.

A report submitted by the Department of State on this legislation, reads as follows:

DEPARTMENT OF STATE,  
Washington, D.C., November 25, 1975.

HON. PETER W. RODINO, JR.,  
Chairman, Committee on the Judiciary,  
House of Representatives, Washington, D.C.

DEAR MR. CHAIRMAN: In reference to your request for a report concerning the case of Jeanette Flores Byrne, beneficiary of H.R. 7832, 94th Congress, there is enclosed a memorandum of information concerning the beneficiary. This memorandum has been submitted by the American Consulate General at Rio de Janeiro, Brazil, where the beneficiary presumably was issued a nonimmigrant visa.

The bill would classify the beneficiary as an immediate relative and would waive the provisions of the Immigration and Nationality Act relating to the filing of a petition on the beneficiary's behalf.

Sincerely,

ROBERT J. McCLOSKEY,  
Assistant Secretary for  
Congressional Relations.

Enclosure: Memorandum of information.

MEMORANDUM OF INFORMATION CONCERNING H.R. 7832 FOR THE RELIEF  
OF MRS. JEANETTE FLORES BYRNE

(Submitted by the American Consulate General at Rio de Janeiro, Brazil)

The beneficiary was born at Vitoria da Conquista, Bahia, Brazil on January 2, 1948. She entered the United States as a visitor at Los Angeles, California in February of 1972. She married Mr. Joseph M. Byrne, an American citizen, on June 29, 1974. Mr. Byrne filed an immediate relative petition on behalf of beneficiary in July of 1974, but prior to that petition's being acted upon, Mr. Byrne died.

No record exists in the Consulate General's files of beneficiary's visa application of February, 1972.

The beneficiary is chargeable to the Western Hemisphere numerical limitation.

The Consulate General's investigation revealed no information which would render the beneficiary ineligible to receive a visa.

Mr. Bell submitted the following letters in support of his bill:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
*Washington, D.C., February 9, 1976.*

HON. JOSHUA EILBERG,  
*Chairman, Subcommittee on Immigration, Citizenship, and International Law, Committee on the Judiciary, Washington, D.C.*

DEAR MR. CHAIRMAN: I wish to submit the following statement in support of my bill, H.R. 7832, for the relief of Mrs. Jeanette Flores Byrne:

Mrs. Byrne, a native of Brazil, wishes to become a permanent resident of the United States. She has resided in this country since February, 1972 and was married to Joseph Byrne, an American citizen, on June 29, 1974. In 1975 the legal processes of filing a petition for immediate relative status in her behalf were already underway when such processes were interrupted by the tragic and untimely death of her husband at age 29. Consequently, action on this petition was terminated by the Immigration and Naturalization Service.

Therefore, I have introduced H.R. 7832 to stay the deportation of Mrs. Jeanette Flores Byrne so that consideration might be given to her case. It is my hope that Congress will provide Mrs. Byrne with immediate relative status in the issuance of an immigrant visa without the requirement that a petition according such status be approved on her behalf.

Under the particular circumstances listed above, I believe that deportation is a harsh judgment for a woman who, but for a strange twist of fate, may have already become a citizen of the United States. Mrs. Byrne will not be dependent on the Federal Government for support since not only is she presently receiving widow's benefits because her husband was a veteran, but also she has the promise of meaningful employment when she attains citizen status.

There are numerous citizens who have indicated a willingness to sponsor Mrs. Byrne. In addition, several members of her family are already permanent residents of this country.

It is my fervent hope that H.R. 7832 will be favorably reported, and I recommend immediate consideration by the House of Representatives.

With warm personal regards, I am

Sincerely,

ALPHONZO BELL,  
*U.S. Congressman.*

GRAYSON, GROSS & SHERMAN,  
*Los Angeles, Calif., June 11, 1975.*

Re Mrs. Jeanette Flores Byrne

MS. DALE HOUSE,  
c/o CONGRESSMMAN ALPHONSO BELL,  
Los Angeles, Calif.

DEAR MS. HOUSE: This letter is in response to your request for certain background information regarding Mrs. Jeanette Flores Byrne. In that regard, Mrs. Byrne has advised us as follows.

Her full name is Jeanette Flores Byrne and her current age is 27; she was born on January 2, 1948 in Vitoria da Conquista (town), Bahia (state), Brazil. Her current address in the United States is 1800 Hermosa Avenue, No. C, Hermosa Beach, California. She entered the United States on a visitor's visa at Los Angeles in February, 1972 (she believes the exact date was February 9). She was married to Joseph M. Byrne on June 29, 1974, and sometime in July of 1974 Mr. Byrne filed a petition with the immigration authorities to have Mrs. Byrne become a permanent resident. Mrs. Byrne's married name, and not Flores, was used in the petition. Tragically, before the petition was acted upon, Mr. Byrne died of cancer on May 30, 1975. Neither Mr. or Mrs. Byrne were aware of his condition at the time of their marriage.

Mrs. Byrne's parents and sisters are still in Brazil, but she has a sister who is a permanent resident in this country and who is married to a United States citizen. In addition, she has an aunt and a cousin, both of whom are permanent residents of this country, and another cousin who is a United States citizen. Finally, she currently has another sister in this country on a student visa.

Mr. John Krajewski, the President of Devonshire Corporation, an insurance agency, 630 Shatto Place, Los Angeles, California, has indicated his willingness to "sponsor" Mrs. Byrne and to employ her. There are apparently a number of other United States citizens who have indicated a willingness to sponsor Mrs. Byrne, so that, because of her ability to work as well as said sponsorships, it is unlikely that she would end upon welfare rolls. In addition, because Mr. Byrne was a veteran, Mrs. Byrne is entitled to receive widow's death benefits, providing further means of support.

I had a telephone conversation with a Mr. Chappell in the immigration office in Los Angeles, who advised me that the Immigration Service was apparently satisfied that the Byrnes had a bonafide marriage and that petitions simply can take over a year.

Needless to say, Mrs. Byrne and this office are deeply grateful for the efforts and courtesies extended by you and Congressman Bell. If you require any additional information please contact me.

Very truly yours,

GRAYSON, GROSS & SHERMAN,  
By JEROLD S. SHERMAN.

#### 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 H.R. 7832, as amended, should be enacted and accordingly recommends that the bill do pass.

○

## MRS. JANETTE FLORES BYRNE

AUGUST 4, 1976.—Ordered to be printed

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

### REPORT

[To accompany H.R. 7832]

The Committee on the Judiciary, to which was referred the bill (H.R. 7832), for the relief of Mrs. Jeanettea Flores Byrne, having considered the same, reports favorably thereon with amendments and recommends that the bill, as amended, do pass.

#### AMENDMENTS

1. In line 4, strike the words "Mrs. Jeannette Flores Byrne", and insert in lieu thereof the words "Mrs. Janette Flores Byrne."
2. Amend the title of the bill to read:  
"A bill for the relief of Mrs. Janette Flores Byrne"

#### PURPOSE OF THE BILL

The purpose of the bill, as amended, is to grant the status of an immediate relative to Mrs. Janette Flores Byrne, to which status she would have been entitled were it not for the death of her husband, a citizen of the United States. The bill has been amended to correct an error in the spelling of the beneficiary's name.

#### STATEMENT OF FACTS

The beneficiary of the bill is a 26-year-old native and citizen of Brazil who currently resides in Santa Monica, California. She entered the U.S. on February 8, 1972 as a visitor and on June 29, 1974 she married a United States citizen. A petition to accord the beneficiary



immediate relative status was filed by her husband on August 27, 1974. It was returned on February 1, 1975 for proper documentation and had not been resubmitted at the time of the beneficiary's husband's death on May 30, 1975.

A letter, with attached memorandum, to the Chairman of the Committee on the Judiciary of the House of Representatives from the Commissioner of Immigration and Naturalization dated August 19, 1975 reads as follows:

U.S. DEPARTMENT OF JUSTICE,  
IMMIGRATION AND NATURALIZATION SERVICE,  
*Washington, D.C., August 19, 1975.*

A-20-705-320

HON. PETER W. RODINO, JR.,  
*Chairman, Committee on the Judiciary,  
House of Representatives, Washington, D.C.*

DEAR MR. CHAIRMAN: In response to your request for a report relative to the bill (H.R. 7832) for the relief of Mrs. Jeanette Flores Byrne, there is attached a memorandum of information concerning the beneficiary.

The bill would provide that the beneficiary may be granted immediate relative status without the requirement that a petition according such status be approved on her behalf.

Absent enactment of the bill, the beneficiary, a native of Brazil, would be chargeable to the numerical limitation for immigrants from the Western Hemisphere. However, she is statutorily ineligible to adjust her status while in the United States and will be required to apply for a visa outside of this country.

Sincerely,

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

Enclosure.

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Mrs. Byrne has no one in the United States dependent upon her for support. Her parents resides in Brazil. Her two sisters reside in the United States, one as a lawful permanent resident alien and the other as a nonimmigrant student. She attended public school in her native country for a period of fourteen years. Prior to her arrival in the United States she was employed as a teacher of retarded children for four years.

The beneficiary entered the United States on February 8, 1972, as a nonimmigrant visitor. On June 29, 1974, the beneficiary married a native United States citizen. A petition to accord the beneficiary immediate relative status was filed by her husband on August 27, 1974. The petition was returned on

February 1, 1975, for proper documentation; however, it was not resubmitted as the beneficiary's husband died on May 30, 1975.

Deportation proceedings were instituted against the beneficiary on the ground that she remained in the United States for a longer time than authorized. After a hearing the beneficiary was found to be deportable and was granted the privilege of voluntary departure with the alternative of deportation if she should fail to depart when required.

A report submitted by the Department of State dated November 25, 1975 reads as follows:

DEPARTMENT OF STATE,  
*Washington, D.C., November 25, 1975.*

HON. PETER W. RODINO, JR.,  
*Chairman, Committee on the Judiciary, House of Representatives,  
Washington, D.C.*

DEAR MR. CHAIRMAN: In reference to your request for a report concerning the case of Jeanette Flores Byrne, beneficiary of H.R. 7832, 94th Congress, there is enclosed a memorandum of information concerning the beneficiary. This memorandum has been submitted by the American Consulate General at Rio de Janeiro, Brazil, where the beneficiary presumably was issued a nonimmigrant visa.

The bill would classify the beneficiary as an immediate relative and would waive the provisions of the Immigration and Nationality Act relating to the filing of a petition on the beneficiary's behalf.

Sincerely,

ROBERT J. McCLOSKEY,  
*Assistant Secretary for  
Congressional Relations.*

Enclosure: Memorandum of information.

MEMORANDUM OF INFORMATION CONCERNING H.R. 7832 FOR  
THE RELIEF OF MRS. JEANETTE FLORES BYRNE

(Submitted by the American Consulate General at Rio de  
Janeiro, Brazil)

The beneficiary was born at Vitoria da Conquista, Bahia, Brazil on January 2, 1948. She entered the United States as a visitor at Los Angeles, California in February of 1972. She married Mr. Joseph M. Byrne, an American citizen, on June 29, 1974. Mr. Byrne filed an immediate relative petition on behalf of beneficiary in July of 1974, but prior to that petition's being acted upon, Mr. Byrne died.

No record exists in the Consulate General's files of beneficiary's visa application of February, 1972.

The beneficiary is chargeable to the Western Hemisphere numerical limitation.

The Consulate General's investigation revealed no information which would render the beneficiary ineligible to receive a visa.

Congressman Alphonso Bell, the author of the bill, submitted the following supporting information:

GRAYSON, GROSS & SHERMAN,  
Los Angeles, Calif., June 11, 1975.

Re Mrs. Jeanette Flores Byrne.

Ms. DALE HOUSE,  
c/o CONGRESSMAN ALPHONSO BELL,  
Los Angeles, Calif.

DEAR Ms. HOUSE: This letter is in response to your request for certain background information regarding Mrs. Jeanette Flores Byrne. In that regard, Mrs. Byrne has advised us as follows.

Her full name is Jeanette Flors Byrne and her current age is 27; she was born on January 2, 1948 in Vitoria da Conquista (town), Bahia (state), Brazil. Her current address in the United States is 1800 Hermosa Avenue, No. C, Hermosa Beach, California. She entered the United States on a visitor's visa at Los Angeles in February, 1972 (she believes the exact date was February 9). She was married to Joseph M. Byrne on June 29, 1974, and sometime in July of 1974 Mr. Byrne filed a petition with the immigration authorities to have Mrs. Byrne become a permanent resident. Mrs. Byrne's married name, and not Flores, was used in the petition. Tragically, before the petition was acted upon, Mr. Byrne died of cancer on May 30, 1975. Neither Mr. or Mrs. Byrne were aware of his condition at the time of their marriage.

Mrs. Byrne's parents and sisters are still in Brazil, but she has a sister who is a permanent resident in this country and who is married to a United States citizen. In addition, she has an aunt and a cousin, both of whom are permanent residents of this country, and another cousin who is a United States citizen. Finally, she currently has another sister in this country on a student visa.

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I had a telephone conversation with a Mr. Chappell in the immigration office in Los Angeles, who advised me that the Immigration Service was apparently satisfied that the Byrnes had a bonafide marriage and that petitions simply can take over a year.

Needless to say, Mrs. Byrne and this office are deeply grateful for the efforts and courtesies extended by you and Congressman Bell. If you require any additional information please contact me.

Very truly yours,

GRAYSON, GROSS & SHERMAN,  
By JEROLD S. SHERMAN.

The committee, after consideration of all the facts in the case, is of the opinion that the bill, (H.R. 7832), as amended, should be enacted.

○

# 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 Mrs. Janette Flores Byrne.

*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, Mrs. Janette Flores Byrne, the widow of a citizen of the United States, shall be held and considered to be within the purview of section 201(b) of that Act and the provisions of section 204 and section 245(c) of such Act shall not be applicable in this case.*

*Speaker of the House of Representatives.*

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