

The original documents are located in Box 19, folder “1/2/75 HR9182 Relief of Fernando Labrador del Rosario” of the White House Records Office: Legislation Case Files at the Gerald R. Ford Presidential Library.

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APPROVED
JAN 2-1975

ACTION

THE WHITE HOUSE

WASHINGTON

Last Day: January 4

December 31, 1974

Partial
1/3
J. Archibald
1/3

MEMORANDUM FOR THE PRESIDENT

FROM: KEN COLE

SUBJECT: Enrolled Bill H.R. 9182
Relief of Fernando Labrador del Rosario

Attached for your consideration is H.R. 9182, sponsored by Representative Burgener, which grants permanent residence to the beneficiary, Fernando Labrador del Rosario.

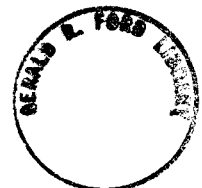
At the time Mr. Rosario was adopted by U.S. citizens he was ineligible to be classified as a child under the Immigration and Nationality Act. He maintained visitor status until November, 1973 and deportation proceedings will be instituted against him in the absence of private relief legislation.

OMB recommends approval and provides additional background information in its enrolled bill report (Tab A).

Max Friedersdorf and Phil Areeda both recommend approval.

RECOMMENDATION

That you sign H.R. 9182 (Tab B).



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

DEC 26 1974

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bills

- (1) H.R. 3203 - Relief of Nepty Masauo Jones
Sponsor - Rep. Mink (D) Hawaii
- (2) H.R. 3339 - Relief of Delmira DeBow
Sponsor - Rep. Rousselot (R) California
- (3) H.R. 7767 - Relief of Samuel Cabildo Jose
Sponsor - Rep. Burton (D) California
- (4) H.R. 9182 - Relief of Fernando Labrador del Rosario
Sponsor - Rep. Burgener (R) California

Last Day for Action

January 4, 1975

Purpose

Grants permanent residence to adopted children of U.S. citizens.

Agency Recommendations

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

Discussion

H.R. 3203 - Mr. Nepty Masauo Jones, the beneficiary of this bill, is 23 years old, single, and a native and citizen of the Trust Territory of the Pacific. He was adopted in 1966 by a U.S. citizen and resides with his adoptive mother in Hawaii, where he is attending college. His adoptive mother is a single school teacher earning \$12,000 per year.

The beneficiary first entered the U.S. as a visitor in June 1966, and has been in school in Hawaii since 1968. However, he is ineligible to obtain U.S. citizenship as an immediate relative



because he was already 14 when adopted. (Section 101 of the Immigration and Nationality Act defines a "child" as one under the age of 14 at the time of adoption, for purposes of qualifying for permanent residence as an immediate relative of a citizen.) Also, by the time his mother attempted to naturalize him as an adopted child, this was prohibited because such a child must be under 18 whereas the beneficiary is now 23. Deportation proceedings have not yet been instituted against him.

H.R. 3339 - Miss Delmira DeBow, the beneficiary of this bill, is a 24 year-old native and citizen of El Salvador. She entered the U.S. as a nonimmigrant visitor in November 1970; was adopted in March 1971 by U.S. citizens who met her while they were missionaries in El Salvador; has lived with her adoptive parents in El Salvador and this country since February 1970; and has been reclassified to nonimmigrant student status from May 1971 to the present. She is a student at Pasadena College and is supported by her parents. Her adoptive father is now a real estate salesman earning about \$20,000 per year. Deportation proceedings have not been instituted against her.

H.R. 7767 - Mr. Jose, the beneficiary of this bill, is 19 years old, single, and a native and citizen of the Philippines. He and his 14 year-old sister were admitted to the U.S. as visitors in September 1968; were adopted by a U.S. citizen couple in November 1969; and have resided with their adoptive parents in San Francisco, California since that time. The beneficiary is attending college, employed part-time in a restaurant, and is supported by his adoptive parents. The adoptive father is retired and has moderate assets.

The beneficiary cannot qualify for an immediate relative visa because he was over 14 years old when adopted. His sister was under 14 and such a visa is pending for her. The beneficiary eventually changed his status from temporary visitor to student, but he never requested an extension of stay beyond the authorized limit of August 1970. Deportation proceedings will accordingly be instituted against him in the absence of private relief legislation.

H.R. 9182 - Mr. Fernando Labrador del Rosario, is 21 years old, single, and a native and citizen of the Philippines. He entered the U.S. as a temporary visitor in December 1968. He resides in San Diego, California, with his aunt and uncle (both U.S. citizens), who adopted him and his younger half sister in 1968. He is currently attending college and working part-time as a cook.



The beneficiary apparently never applied for reclassification to student status.

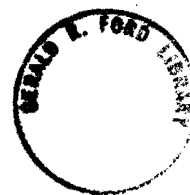
He maintained valid status as a visitor until November 1973, and deportation proceedings will be instituted against him in the absence of private relief legislation. As in the case immediately above (re H.R. 7767), Mr. Rosario could not meet the statutory definition of "child" at the time of adoption, due to his age; but the visa petition of his younger half sister was approved.

All four of the bills would provide that the beneficiaries be classified as "children" under section 101 of the Immigration and Nationality Act; and that they be granted permanent residence in the U.S. as of the date of enactment.

(signed) Wilfred H. Rosario

Assistant Director for
Legislative Reference

Enclosures





DEPARTMENT OF STATE

Washington, D.C. 20520

DEC 24 1974

Honorable Roy L. Ash
Director, Office of Management
and Budget
Washington, D.C. 20503

Dear Mr. Ash:

Reference is made to Mr. Rommel's communication of December 23, 1974, transmitting for comment enrolled bills H.R. 9182 "For the relief of Fernando Labrador del Rosario", H.R. 14461 "For the relief of Judith E. Sterling" and H.R. 3339 "For the relief of Delmira Martinez Sandoval".

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

Sincerely yours,

A handwritten signature in black ink, appearing to read "Linwood Holton".

Linwood Holton
Assistant Secretary for
Congressional Relations



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.

DEC 24 1974

A19 033 183

TO : OFFICE OF MANAGEMENT AND BUDGET

SUBJECT: Enrolled Private Bill No. H. R. 9182; Office of Management
and Budget request dated December 23, 1974

Beneficiary or Beneficiaries Fernando Labrador del Rosario

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



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

DEC 26 1974

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bills

- (1) H.R. 3203 - Relief of Nepty Masauo Jones
Sponsor - Rep. Mink (D) Hawaii
- (2) H.R. 3339 - Relief of Delmira DeBow
Sponsor - Rep. Rousselot (R) California
- (3) H.R. 7767 - Relief of Samuel Cabildo Jose
Sponsor - Rep. Burton (D) California
- ✓(4) H.R. 9182 - Relief of Fernando Labrador del Rosario
Sponsor - Rep. Burgener (R) California

Last Day for Action

January 4, 1975

Purpose

Grants permanent residence to adopted children of U.S. citizens.

Agency Recommendations

Office of Management and Budget

Approval

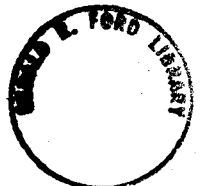
Immigration and Naturalization Service
Department of State

Approval
No objection

Discussion

H.R. 3203 - Mr. Nepty Masauo Jones, the beneficiary of this bill, is 23 years old, single, and a native and citizen of the Trust Territory of the Pacific. He was adopted in 1966 by a U.S. citizen and resides with his adoptive mother in Hawaii, where he is attending college. His adoptive mother is a single school teacher earning \$12,000 per year.

The beneficiary first entered the U.S. as a visitor in June 1966, and has been in school in Hawaii since 1968. However, he is ineligible to obtain U.S. citizenship as an immediate relative



because he was already 14 when adopted. (Section 101 of the Immigration and Nationality Act defines a "child" as one under the age of 14 at the time of adoption, for purposes of qualifying for permanent residence as an immediate relative of a citizen.) Also, by the time his mother attempted to naturalize him as an adopted child, this was prohibited because such a child must be under 18 whereas the beneficiary is now 23. Deportation proceedings have not yet been instituted against him.

H.R. 3339 - Miss Delmira DeBow, the beneficiary of this bill, is a 24 year-old native and citizen of El Salvador. She entered the U.S. as a nonimmigrant visitor in November 1970; was adopted in March 1971 by U.S. citizens who met her while they were missionaries in El Salvador; has lived with her adoptive parents in El Salvador and this country since February 1970; and has been reclassified to nonimmigrant student status from May 1971 to the present. She is a student at Pasadena College and is supported by her parents. Her adoptive father is now a real estate salesman earning about \$20,000 per year. Deportation proceedings have not been instituted against her.

H.R. 7767 - Mr. Jose, the beneficiary of this bill, is 19 years old, single, and a native and citizen of the Philippines. He and his 14 year-old sister were admitted to the U.S. as visitors in September 1968; were adopted by a U.S. citizen couple in November 1969; and have resided with their adoptive parents in San Francisco, California since that time. The beneficiary is attending college, employed part-time in a restaurant, and is supported by his adoptive parents. The adoptive father is retired and has moderate assets.

The beneficiary cannot qualify for an immediate relative visa because he was over 14 years old when adopted. His sister was under 14 and such a visa is pending for her. The beneficiary eventually changed his status from temporary visitor to student, but he never requested an extension of stay beyond the authorized limit of August 1970. Deportation proceedings will accordingly be instituted against him in the absence of private relief legislation.

H.R. 9182 - Mr. Fernando Labrador del Rosario, is 21 years old, single, and a native and citizen of the Philippines. He entered the U.S. as a temporary visitor in December 1968. He resides in San Diego, California, with his aunt and uncle (both U.S. citizens), who adopted him and his younger half sister in 1968. He is currently attending college and working part-time as a cook.

The beneficiary apparently never applied for reclassification to student status.

He maintained valid status as a visitor until November 1973, and deportation proceedings will be instituted against him in the absence of private relief legislation. As in the case immediately above (re H.R. 7767), Mr. Rosario could not meet the statutory definition of "child" at the time of adoption, due to his age; but the visa petition of his younger half sister was approved.

All four of the bills would provide that the beneficiaries be classified as "children" under section 101 of the Immigration and Nationality Act; and that they be granted permanent residence in the U.S. as of the date of enactment.

(signed) Wilfred H. Roswell

Assistant Director for
Legislative Reference

Enclosures



ACTION MEMORANDUM

Date: December 28, 1974

Ta

FOR ACTION: Geoff Shepard *oh*
Max Friedersdorf *oh*
Phil Areeda *no obj*

cc (for)

FROM THE STAFF SECRETARY

DUE: Date: Monday, December 30

Time: 1:00 p.m.

SUBJECT:

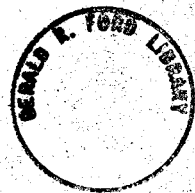
Enrolled Bills:

- H.R. 3202 - Relief of Nepty Masano Jones
 - H.R. 3339 - Relief of Delmira DeBow
 - H.R. 7767 - Relief of Samuel Cabildo Jose
 - H.R. 9182 - Relief of Fernando Labrador del Rosario
- 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



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

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.: 894

Date: December 28, 1974

Time: 7:30 p.m.

FOR ACTION: Geoff Shepard
Max Friedersdorf
Phil Areeda

cc (for information): Warren Hendriks
Jerry Jones

FROM THE STAFF SECRETARY

DUE: Date: Monday, December 30

Time: 1:00 p.m.

SUBJECT:

Enrolled Bills:

- H.R. 3202 - Relief of Nepty Masauo Jones
- H.R. 3339 - Relief of Delmira DeBow
- H.R. 7767 - Relief of Samuel Cabildo Jose
- H.R. 9182 - Relief of Fernando Labrador del Rosario

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

Approval
KCS

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

THE WHITE HOUSE

WASHINGTON

MEMORANDUM FOR: WARREN HENDRIKS
FROM: *Max L. Friedersdorf* MAX L. FRIEDERSDORF
SUBJECT: Action Memorandum - Log No. 894
Enrolled Bills: H. R. 3202
H. R. 3339
H. R. 7767
H. R. 9182

The Office of Legislative Affairs concurs in the attached proposal and has no additional recommendations.

Attachment

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.: 894

Date: December 28, 1974

Time: 7:30 p.m.

FOR ACTION: Geoff Shepard
Max Friedersdorf
Phil Areeda ✓

cc (for information): Warren Hendriks
Jerry Jones

FROM THE STAFF SECRETARY

DUE: Date: Monday, December 30

Time: 1:00 p.m.

SUBJECT:

Enrolled Bills:

- H.R. 3202 - Relief of Nepty Masauo Jones
- H.R. 3339 - Relief of Delmira DeBow
- H.R. 7767 - Relief of Samuel Cabildo Jose
- H.R. 9182 - Relief of Fernando Labrador del Rosario

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 Objections
P. Areeda*

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

FERNANDO LABRADOR DEL ROSARIO

AUGUST 22, 1974.—Committed to the Committee of the Whole House and ordered to be printed

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

REPORT

[To accompany H.R. 9182]

The Committee on the Judiciary, to whom was referred the bill (H.R. 9182) for the relief of Fernando Labrador del Rosario, having considered the same, report favorably thereon with amendments and recommend that the bill do pass.

The amendments are as follows:

On page 1, at the end of line 6 after "Mr." insert "and Mrs."

On page 1, line 7, before the word "citizen" insert ", a".

On page 1, at the end of line 7, insert "and a lawful resident alien, respectively,".

PURPOSE OF THE BILL

The purpose of this bill, as amended, is to facilitate the adjustment of status of the adopted son of a citizen of the United States and a lawful resident alien, respectively. The bill has been amended in accordance with established precedents.

GENERAL INFORMATION

The beneficiary of this bill is a 21-year-old native and citizen of the Philippines who was adopted there when he was 14 years of age, by his aunt and uncle who have no natural children but who have also adopted the beneficiary's younger half sister. The beneficiary's adoptive father has served with the United States Navy since 1955 and became a citizen of the United States in 1969.

The pertinent facts in this case are contained in a letter dated February 11, 1974 from the Commissioner of Immigration and Naturalization to the Chairman of the Committee on the Judiciary. That letter and enclosures read as follows:

U.S. DEPARTMENT OF JUSTICE,
 IMMIGRATION AND NATURALIZATION SERVICE,
 OFFICE OF THE COMMISSIONER,
 Washington, D.C., February 11, 1974.

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. 9182) for the relief of Fernando Labrador del Rosario, there is attached a memorandum of information concerning the beneficiary.

The bill would provide that the beneficiary be classified as a child within the meaning of section 101 (b) (1) (F) of the Act, upon approval of a petition filed in his behalf by Mr. Teodoro de la Fuente del Rosario, a citizen of the United States. It further provides that the natural parents or brothers or sisters of the beneficiary shall not, by virtue of such relationship, be accorded any right, privilege, or status under the Immigration and Nationality Act.

Absent enactment of the bill, the beneficiary a native and citizen of the Philippines, would be chargeable to the nonpreference portion of the numerical limitation for immigrants and conditional entrants from countries in the Eastern Hemisphere.

Sincerely,

 Commissioner.

Enclosure.

MEMORANDUM OF INFORMATION FROM IMMIGRATION AND
 NATURALIZATION SERVICE FILES RE H.R. 9182

The beneficiary, Fernando Labrador del Rosario, native and citizen of the Philippines, was born June 23, 1953, and is single. He resides with his adoptive parents in San Diego, California, where he graduated from high school. He is currently enrolled in his second year of college there. He works part time as a cook, earning about \$40 per week. He has no other income, and is dependent on his adoptive parents for support. His assets consist of personal property valued at \$500.

The beneficiary and his half sister, Helen Labrador del Rosario, born May 11, 1963, in the Philippines, were adopted May 22, 1968. A copy of the Philippine adoption decree is attached. Their natural mother resides in the Philippines with her husband, the half sister's natural father. The beneficiary's natural father is deceased. The adoptive father, Teodoro de la Fuente del Rosario, a naturalized citizen of the United States, serves with the United States Navy. The adoptive mother, Hilaria Labrador del Rosario, a citizen of the Philippines, resides permanently in this country. She and the natural mother are sisters. The adoption was arranged because the natural parents were allegedly unable to support their children.

On July 9, 1971, the adoptive father filed petitions to classify the beneficiary and his half sister as children of a United States citizen for issuance of immigrant visas. The petition in favor of the female child was approved, and her status has been adjusted to permanent resident. However, the petition in behalf of the beneficiary was denied because he cannot meet the definition of "child" as described in Section 101(b) (1) of the Immigration and Nationality Act.

The beneficiary was admitted to the United States as a temporary visitor on December 21, 1968. He maintained valid status in this country until November 18, 1973. Deportation proceedings will be instituted against him on the ground that he has remained in the United States for a longer time than permitted.

REPUBLIC OF THE PHILIPPINES, IN THE MUNICIPAL COURT OF
IBA, PROVINCE OF ZAMBALES

(Sp. Proc. No. 517)

IN THE MATTER OF ADOPTION OF THE MINORS, FERNANDO
BORROMEO AND HELEN LABRADOR

TEODORO DEL ROSARIO AND JOVITA LABRADOR, PETITIONERS

DECISION

When this case was called for hearing on May 21, 1968, no one appeared to oppose the petition nor is there any written opposition on the records.

For jurisdictional purposes, the petitioners thru their counsel, Atty. Amor D. Deloso, presented the following documentary evidence, to wit:

Exhibit "A"—affidavit of publication executed by Dominga A. Roseburg, attesting to the fact that publication of the subject petition and notice of hearing was made in the Manila Daily Bulletin on April 3, 10, and 17, 1968;

Exhibits "A-1", "A-2" and "A-3"—The Manila Daily Bulletin issue dated April 3, 10 and 17, 1968, respectively;

Exhibit "B"—Joint affidavit of Felicisimo Labrador, Hilarin Labrador and Fernando Labrador, a written consent of the mother and father of the minors, Helen Labrador;

Exhibit "C"—Certified true copy of the birth certificate of Fernando Borromeo;

Exhibit "C-1"—Official Receipt evidencing payment of Exhibit "C";

Exhibit "D"—Duplicate copy of the original birth certificate of Helen Labrador;

Exhibit "E"—Certified true copy of the death certificate of Jose Borromeo, father of Fernando Borromeo;

Exhibit "E-1"—Official Receipt evidencing payment of Exhibit "E";

Exhibit "F"—Original of a letter of the Executive Officer of petitioner Teodoro del Rosario;

Exhibit "G"—Certified true copy of the marriage contract entered into by Felicisimo Labrador and Hilaria Labrador.

From the evidence gathered during the hearing of this petition, it was proven to the satisfaction of this Court that the minors Fernando Borromeo is the legitimate child of Hilaria Labrador and the late Jose Borromeo; that said Jose Labrador died on April 29, 1955; that Helen Labrador is also a legitimate child of Hilaria Labrador and Felicisimo Labrador, their marriage having solemnized on January 15, 1964 marked as Exhibit "G".

It was likewise shown that petitioners Teodoro del Rosario and Jovita Labrador have no child of their own; that the husband is a member of the U.S. Navy and earns five hundred sixty dollars and ten cents (\$560.10) a month as shown in Exhibit "F"; that they are willing to have said minors Fernando Borromeo and Helen Labrador as their own children by adoption; and that they are willing to send them to school and continue to support their studies until they are through with the course they desire.

Wherefore, the Court hereby render judgment as follows:

1. Releasing the minors Fernando Borromeo and Helen Labrador from all legal purposes as their children by adoption of the herein petitioners;
2. Changing the name of said minors from Fernando Borromeo and Helen Labrador to Fernando DEL ROSARIO and HELEN DEL ROSARIO, so as to take the name of the adopting parents Teodoro del Rosario and Jovita Labrador;
3. Freeing the minors of all legal obligation of obedience and support with respect to their legitimate parents; and
4. Granting unto said minors such other rights and privilege in accordance with the provisions of the New Civil Code of the Philippines.

Let this decree of adoption be registered in the Office of the Local Civil Registrar of Iba, Zambales, for purposes of recording in his civil registry the contents of this document.

Done at Iba, Zambales, this 22nd day of May, 1968.

MARCOS ELA, *Municipal Judge.*

Mr. Burgener submitted the following statement and letters in support of his bill:

STATEMENT OF CLAIR W. BURGNER IN SUPPORT OF H.R. 9182,
MAY 14, 1974

Mr. Chairman: I respectfully request that favorable consideration be given to my bill, H.R. 9182, for the relief of Fernando Labrador del Rosario, to provide that he may be classified as a child within the meaning of Section 101(b)(1)(F) of the Immigration and Nationality Act. Approval of this bill would mean that this young man could remain with his adoptive parents and his little half-sister in this country.

Fernando's adoptive father, Mr. Teodoro de la Fuente del Rosario, is a United States citizen who has been on continuous active service with the United States Navy since 1955. He obtained his citizenship in 1969.

Fernando was born June 23, 1953 at Amungan, Iba, Zambales, the Philippines. He is now twenty years old. He was fourteen years old at the time of the adoption.

Fernando's natural mother, who is an older sister of Mrs. del Rosario, is a deaf mute. She bore two children by her first husband, who died four months before Fernando was born. Fernando's natural mother remarried in 1964 and bore three more children, one of whom, Helen, the Del Rosarios also adopted. Helen has already been approved for permanent residence in this country.

There would be a great hardship for this young man, and for his adoptive parents and little half-sister, Helen, if he had to leave this country. The del Rosarios are doing their best to see that these young people receive a good education and a chance for a secure future. The beneficiary of this bill had more than his share of trouble before the age of 14, but his life has been quite different since his aunt and her husband, who had been supporting him since 1965, adopted him and his half-sister in 1968. Since coming to this country, Fernando has been a good student, and is now a full-time college sophomore, working toward a degree in electrical engineering.

In good conscience, it would be the most humane thing to do to keep this family together. I sincerely hope that you will agree with me that this case has a great deal of merit.

AUGUST 7, 1973.

Re H.R. 9182, Fernando Labrador del Rosario.

HON. CLAIR BURGNER,
House of Representatives,
Washington, D.C.

DEAR CONGRESSMAN BURGNER: Thank you for your kind effort in assisting my son's plight to seek permanent resident status in the United States.

The following are the data requested:

1. Date & place of entry to U.S.—Dec. 21, 1968, Honolulu, Hawaii.
2. Immigration status at that time—Under Docket Control as Military Dependent.
3. Location of U.S. consulate as source of visa—Manila, Philippines.

Fernando's mother, who is an older sister of my wife, is a deaf mute since 8 years old. She bore 2 living children by her first husband who died 4 months before Fernando was born. The grandparents supported the children and their mother. My wife and I assumed the responsibility immediately after my parents-in-law passed away in 1965. Fernando's mother remarried in 1964 and bore 3 more children one of whom, Helen now 8 years old, we also adopted. Helen's father is unlettered and in a poor country as the Philippines, he has no chance.

Fernando has been doing babysitting for friends and a part time cook in a nearby restaurant. He sends a check to his natural mother on Christmas and on her birthday each year. He is an excellent full load student and I am proud to state that he has very good personal dis-

cipline. He is now a college sophomore and he hopes to bring home a diploma in Electronics Engineering.

My wife and I have no children of our own and the pleasure of rearing our adopted children and the happiness are priceless. Should Fernando be sent home to the Philippines, I do not know what chances to survive he will have especially that he is unskilled and he has to go through turbulent times with the rest of the people there in keeping up with the transition period of the new government under the martial law.

I graduated in college with a B.S. Mechanical Engineering in 1953 but never got a job until I joined the U.S. Navy in 1955. This is how critical unemployment already was several years ago. My wife who holds a degree in Social Work earned 4 pesos a day for 2 years equivalent to 60 cents (U.S. value). She was unemployed for awhile, too, for unavailability of work. This is why we are working hard to push our children through school, their only tool to compete with the active world. Helen goes to a private religious school.

Fernando's mother lives in a remote place where a catholic priest celebrates mass once a year during an annual fiesta and rarely the same priest say mass the succeeding year. However, we have some friends in San Diego who knows Fernando's mother since birth. If their statements can supplement this letter, I will request them to write.

Again my thanks, with high hopes to hear from you soon.

Sincerely,

TEODORO D. F. DEL ROSARIO.

AUGUST 9, 1973.

HON. CLAIR W. BURGNER,
House of Representatives,
Washington, D.C.

DEAR CONGRESSMAN BURGNER: This is in confirmation of the lack of a good future for Fernando Labrador del Rosario should his bid for permanent residency in the United States is denied.

I know him since childhood and if he goes back home to the Philippines, his chances of having a good means of livelihood is nil. His natural mother, Hilaria Labrador is a deaf-mute and has three other children to support. Her husband Felicisimo Labrador (not Fernando's father) is illiterate and works at odd jobs whatever is available.

So, for Fernando's own benefit, the only people who can provide him a secure future are his adoptive parents, Mr. & Mrs. Teodoro del Rosaria who have painstakingly seen to it that he gets the best education and the other necessities of life.

May this help stir the compassion and good will of the gentlemen of the House of Representatives, especially you, your Honor, who will be instrumental in sponsoring his being able to stay.

Very truly yours,

LEONORA D. SACBIBIT.

SAN DIEGO, CALIF., June 19, 1973.

Congressman BOB WILSON,
Camino De La Reina,
San Diego, Calif.

DEAR SIR: I am writing to you concerning my adopted son, Fernando. I have tried for several years to obtain permanent resident status for him, but this has been denied because we adopted him after he reached the age of fourteen. In fact, we adopted him five years ago when he was fourteen years, eleven months old.

Fernando is presently attending Kearney Mesa College and has completed one year of study there. Unless he obtains permanent resident status, he will be required to leave the United States when he reaches the age of twenty-one next June and will not be able to complete his schooling. He will probably not be able to complete his education in the Philippines as he will have to work instead. He has really only one relative there, an aunt who is not well-to-do.

I want Fernando to be able to establish a life of his own. This would be much more difficult for him in the Philippines given his circumstances. If he did obtain permanent resident status, then he would be able to apply for United States citizenship and be given the chance to make a life for himself and not be separated from his family. If he did not obtain permanent resident status, he would be separated from his sister as well as his adoptive parents. We adopted Fernando's sister, Helen, at the same time we adopted Fernando five years ago. However, she was only two years old at the time and obtained permanent resident status in 1971. My wife also has been a permanent resident since 1971.

I obtained United States citizenship in 1969. I have served in the United States Navy since October 11, 1955, and am presently an Electrician's Mate Chief attached to the Naval Communication Station, San Diego, California. While my enlistment expires November 18, 1973, I will be reenlisting for an additional two years.

I am writing to you in the hope that you will be able to do something to enable my son to obtain permanent resident status. I was told to write you by the Immigration and Naturalization Service. My wife and I also read some time ago where you were able to help someone in a similar situation by introducing a special piece of legislation. We have kept the clipping from the San Diego Union describing what you were able to do in the hope that, if necessary, you would be able to do the same for us. I have sent along a copy of the clipping in this letter. We would sincerely appreciate whatever you could do to help Fernando, whether by legislation or otherwise. With the Immigration and Naturalization Service's rejection of Fernando's application for permanent resident status and with Fernando's twenty-first birthday only one year away, I am afraid that Fernando will have to return to the Philippines unless you can do something for us.

I thank you in advance for your consideration of our request. I am enclosing the papers which I think might be relevant, but would be glad to provide further information if you desire.

Sincerely,

TEODORO DEL ROSARIO, *EMC, USN.*

Upon consideration of all the facts in this case, the Committee is of the opinion that H.R. 9182, as amended, should be enacted and accordingly recommends that the bill do pass.

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Ninety-third Congress of the United States of America

AT THE SECOND SESSION

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

An Act

For the relief of Fernando Labrador del Rosario.

*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, Fernando Labrador del Rosario may be classified as a child within the meaning of section 101(b)(1)(F) of the Act, upon approval of a petition filed in his behalf by Mr. and Mrs. Teodoro de la Fuente del Rosario, a citizen of the United States, and a lawful resident alien, respectively, pursuant to section 204 of the Act: *Provided*, That the natural parents or brothers or sisters of the beneficiary shall not, by virtue of such relationship, be accorded any right, privilege, or status under the Immigration and Nationality Act.*

Speaker of the House of Representatives.

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