

Office Memorandum • UNITED STATES GOVERNMENT

AL2 531 002  
AL2 530 645  
DATE: January 26, 1962

TO : District Director  
San Antonio, Texas  
FROM : L. A. Mack, Officer in Charge  
Dallas, Texas

SUBJECT: Visa petition filed by Lee Harvey Oswald, AL2 531 002, in behalf of Marina N. Oswald, AL2 530 645.

Under existing procedures sanctions may be waived in an individual meritorious case for the beneficiary of a petition filed by a reputable relative where no substantial derogatory security information is developed. A substantial amount of derogatory security information has been developed in connection with the petitioner, and it is felt that he does not meet the criteria mentioned as to being reputable and considerable doubt has arisen with respect to any meritorious features of this case. It is reported that on his subsequent visit to the Embassy, he stated he had been completely relieved of his illusions about the Soviet Union, and also that much of the bravado and arrogance which characterized his first visit appeared to have left him. These unsupported declarations of the petitioner are not sufficient to relieve the doubts which have arisen regarding his loyalty to the United States. Sanctions will not be waived and the petition will be denied.

It is ORDERED that sanctions imposed under Section 243(g) of the Immigration and Nationality Act be not waived and that the petition be denied.

It is further ORDERED that this case be certified to the Deputy Associate Commissioner, Travel Control, for final decision.



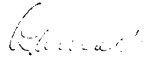
J. W. Holland  
District Director

COMMISSION EXHIBIT No. 1067—Continued

Forwarded are classified files of subjects for your consideration as to whether sanctions under Section 243(g) of the Act should be waived. You will note that the petition has been endorsed approved with your facsimile signature and the initials of the Immigrant Inspector who processed the case. When presented for my review, I could not concur with the decision to approve; and, although, I do have the authority to approve family type petitions over your signature, I am not certain that this authority would extend in this type case.

It appears that the Department has found that the beneficiary is not ineligible to receive a visa. The petitioner emigrated to Russia in 1959 because of a dislike for the United States. On October 31, 1959 he attempted to renounce U.S. citizenship at the American Embassy at Moscow at which time he stated that he was a Marxist, had applied for Soviet citizenship and stated that he had offered the Soviets any information he had previously acquired as an enlisted radar operator in the U.S. Marine Corps. On November 2, 1959 subject furnished a hand written statement to the Embassy stating in substance he had entered the Soviet Union for the express purpose of applying for citizenship of the Soviet Union; that these steps were taken for strictly political reasons and also affirmed his allegiance to the Soviet Union. The Embassy at that time apparently decided to delay action on any formal execution of an oath of renunciation. As a consequence, subject later dropped his attempt to formally renounce citizenship. The Department now indicates that subject has had a change of heart and wants to return to the United States with his Russian wife; that they will probably revalidate his passport for direct return to this country. OI 205.3, as you know, provides that the District Director may waive sanctions in an individual meritorious case for a beneficiary of a petition filed by a reputable relative where no substantial derogatory security information is developed. I am of the opinion that both of these restrictions are present in this case.

You will also note that the Central Office on January 23, 1962 requested the status of this case. We advised that the investigation had been completed and action on the petition would be taken as soon as the investigative reports were prepared.



COMMISSION EXHIBIT No. 1068