

DECISIONS
OF THE
BOARD OF APPELLATE REVIEW
VOLUME 15
July through December 1987

THE BOARD OF APPELLATE REVIEW

1987

(July through December 1987)

Chairman :

Alan G. James

Members:

J. Peter A. Bernhardt
G. Jonathan Greenwald
Warren E. Hewitt
Nary Elizabeth Hoinkes
Howard Meyers
Edward G. Misey
Gerald A. Rosen
James G. Sampas *
Frederick Smith, Jr.
George Taft

* Resigned July 1, 1987

FOREWARD

The decisions of the Board of Appellate Review in volume 15 cover the period July through December 1987.

The decisions are arranged in sequence according to the date on which the decision was issued. There is a table containing an alphabetical listing of cases reported in this volume by name, and an index of cases by section of law and regulations. Appendices contain the relevant federal regulations of the Department of State.

A cumulative alphabetical listing of decisions reported in volumes 1 through 5 and a cumulative index of cases by law and regulations will be found in volume 5 of the decisions of the Board of Appellate Review. A similar alphabetical listing and index for volumes 6 through 11 will be found in Volume 11.

This compilation was prepared for the use of the Board of Appellate Review

Alan G. James
Chairman
Board of Appellate Review
Department of State

Washington, D.C.

January 1988

TABLE OF CASES REPORTED

Volume 15

Alphabetical Listing by Name

<u>NAME</u>	<u>PAGE</u>
B [REDACTED], D [REDACTED] L [REDACTED]	176
C [REDACTED]. C [REDACTED] M [REDACTED]	1
C [REDACTED]. J [REDACTED] L [REDACTED]	130
D [REDACTED]. A [REDACTED] E [REDACTED]	67
D [REDACTED], J [REDACTED] [REDACTED]	165
E [REDACTED]. T [REDACTED] G [REDACTED]	109
G [REDACTED]. M [REDACTED] P [REDACTED]	189
G [REDACTED], M [REDACTED] A [REDACTED]	34
G [REDACTED]. D [REDACTED] [REDACTED]	87
I [REDACTED]. N [REDACTED] P [REDACTED]	10
K [REDACTED]. M [REDACTED]	204

M [redacted] - S [redacted], [redacted]	18
M [redacted]. Wa [redacted] P [redacted]	160
P [redacted]. E [redacted] J [redacted]	91
S [redacted]. D [redacted] E [redacted]	54
S [redacted]. J [redacted] J [redacted]	180
S [redacted]. J [redacted] A [redacted]	42
T [redacted]. M [redacted] M [redacted] B [redacted]	76
T [redacted]. E [redacted] W [redacted]	141
Z [redacted]. R [redacted] L [redacted]	145

INDEX OF CASES REPORTED
Volume 15
Listing by Section of Law

	<u>PAGE</u>
Revised Statutes of the United States	
Section 1993	
T ■■■■■, E ■■■■■ W ■■■■■ .....	.141
Nationality Act of 1940 (54 Stat. 1137)	
Section 401(a), 8 U.S.C. 801	
K ■■■■■, M ■■■■■	204
Immigration and Nationality Act of 1952 (66 Stat. 163)	
Section 349(a)(1), 8 U.S.C. 1481	
B ■■■■■	176
C ■■■■■	1
D ■■■■■	165
G ■■■■■	87
I ■■■■■	10
M ■■■■■	160
P ■■■■■	91
S ■■■■■	180
Z ■■■■■	145
Section 349(a)(2), 8 U.S.C. 1481	
E ■■■■■	109
G ■■■■■	34
S ■■■■■	54
T ■■■■■	76
Section 349(a)(4)(A), 8 U.S.C. 1481	
M ■■■■■ W ■■■■■ P ■■■■■	160
T ■■■■■, E ■■■■■ W ■■■■■	141
Section 349(a)(5), 8 U.S.C. 1481	
C ■■■■■, J ■■■■■ L ■■■■■	130
Section 349(a)(6), 8 U.S.C. 1481 1/	
D ■■■■■, A ■■■■■ E ■■■■■	67
M ■■■■■-S ■■■■■ R ■■■■■	18
Section 360(a), 8 U.S.C. 1503	
M ■■■■■ S ■■■■■ R ■■■■■	18

1/ Paragraph 6 of section 349(a), 8 U.S.C. 1481, was renumbered paragraph 5 by Pub. L. 95-432, October 10, 1978 (92 Stat. 104)

Listing by Section of
Regulations
Nationality Cases

Title 22. Code of Federal Regulations

Section 7.2(a)		
B [REDACTED], D [REDACTED], I [REDACTED]	.....	176
G [REDACTED], D [REDACTED], C [REDACTED]	.....	87
M [REDACTED], W [REDACTED], P [REDACTED]	.....	160
T [REDACTED], E [REDACTED], W [REDACTED]	.....	141
Section 7.3(a)		
M [REDACTED]-S [REDACTED], R [REDACTED]	.....	18
Section 7.3(b)		
M [REDACTED]-S [REDACTED], R [REDACTED]	.....	18
Section 7.5(a)		
G [REDACTED], M [REDACTED], A [REDACTED]	.....	34
M [REDACTED]-S [REDACTED], R [REDACTED]	.....	18
S [REDACTED], D [REDACTED], E [REDACTED]	.....	54
Section 7.5(b)(1)		
D [REDACTED]	.....	67
G [REDACTED]	.....	34
K [REDACTED]	.....	204
M [REDACTED]	.....	18
S [REDACTED]	.....	54
T [REDACTED]	.....	76
Section 7.7		
M [REDACTED]-S [REDACTED], R [REDACTED]	.....	18
Section 50.50		
M [REDACTED]-S [REDACTED], R [REDACTED]	.....	18
Section 50.52		
M [REDACTED]-S [REDACTED], R [REDACTED]	.....	18
S [REDACTED], D [REDACTED], E [REDACTED]	.....	54
T [REDACTED], M [REDACTED], M [REDACTED], E [REDACTED]	.....	76
Section 51.70		
M [REDACTED]-S [REDACTED], R [REDACTED]	.....	18
Section 51.71		
M [REDACTED]-S [REDACTED], R [REDACTED]	.....	18
Section 51.80		
M [REDACTED]-S [REDACTED], R [REDACTED]	.....	18
Section 51.89		
M [REDACTED]-S [REDACTED], R [REDACTED]	.....	18

Title 22. Code of Federal Regulations 2/
Section 50.60

G	[REDACTED]	.....34
M	[REDACTED]	.....18
D	[REDACTED]	..... 67
K	[REDACTED]	..... 204
S	[REDACTED]	.....54
T	[REDACTED]	.....76

2/ In effect from November 29. 1967 to November 30. 1979.

Passport Cases

Title 22, Code of Federal Regulations

Section 7.7	S [REDACTED], J [REDACTED] A [REDACTED]	42
Section 51.70(a)(1)	S [REDACTED], J [REDACTED] A [REDACTED]	42
Section 51.70(a)(4)	S [REDACTED], J [REDACTED] A [REDACTED]	42
Section 51.81	S [REDACTED], J [REDACTED] A [REDACTED]	42
Section 51.82	S [REDACTED], J [REDACTED] A [REDACTED]	42
Section 51.85	S [REDACTED], J [REDACTED] A [REDACTED]	42
Section 51.89	S [REDACTED], J [REDACTED] A [REDACTED]	42