

Commission Exhibit No. 1070
 UNITED STATES DEPARTMENT OF JUSTICE
 IMMIGRATION AND NATURALIZATION SERVICE

REPORT OF INVESTIGATION

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TITLE OSWALD, Marina N.		RELATION FILED A12 530 645
DATE AND PLACE OF BIRTH July 17, 1941; Molotovsk, U. S. S. R.		SPICE CODE 504
DATE AND PLACE OF BIRTH	DATE, PLACE, AND NUMBER OF LAST ENTRY IN U.S.	TYPE OF INVESTIGATION Applicant for Admission - Subversive
OFFICE TO WHICH REPORT MADE AT	REPORT MADE AT	DATE OF INVESTIGATION COMPLETED
Dallas, Texas	Dallas, Texas	October 17, 1961

SYNOPSIS

Basis for investigation is petition filed by the SUBJECT'S husband, LEE HARVEY OSWALD, to classify her as a nonquota immigrant. Object of investigation is to secure evidence upon which to base decision regarding waiver of sanctions imposed under Section 243(g) of the Act.

Petitioner has resided in Russia since 1959 and emigrated to that country because of dislike for the United States.

Interview of petitioner's brother, R. L. OSWALD, disclosed no evidence that petitioner was ever a member of the Communist Party. Investigation conducted by the Federal Bureau of Investigation likewise did not establish Communist Party membership of petitioner.

United States birth of petitioner established. Local police checks negative on petitioner.

State Department reports show petitioner has not lost United States citizenship and will probably have passport revalidated for subject return to the United States. State Department also reports definite change in petitioner's attitude toward United States, indicating he now appreciates freedom and his native country.

Basis for the investigation is referral by the Travel Control Branch, Dallas office, of petition filed by SUBJECT'S husband, LEE HARVEY OSWALD, to classify her as a nonquota immigrant. Object of the investigation is to secure evidence upon which a determination may be made as to whether the sanctions imposed under Section 243(g) of the Act against nationals of U.S.S.R. can be waived.

By memorandum dated October 6, 1961, the Assistant Director of the Visa Office, Department of State, Washington, D. C., forwarded a petition to classify the SUBJECT as a nonquota immigrant, which petition was executed by the SUBJECT'S husband, LEE HARVEY OSWALD, at Moscow, U.S.S.R., on July 11, 1961. In his memorandum the Assistant Director advised that the petitioner is a citizen of the United States but furnished no documentary evidence nor were any such documents establishing his citizenship described. The petition gives the petitioner's United States address as 7313 Davenport, Fort Worth, Texas, and his foreign address as Minsk, U.S.S.R.

On October 17, 1961, R. L. OSWALD, brother of the petitioner, was interviewed at 7313 Davenport, Fort Worth, Texas. Witness OSWALD, who was born in 1934 at New Orleans, Louisiana, is presently employed by the Acme Brick Company, Fort Worth, Texas. He stated that the petitioner was born on October 18, 1939, at New Orleans, Louisiana, and that although he had seen the petitioner's birth certificate, he had no documentary evidence to corroborate his statement.

The witness declared that the petitioner was a member of the United States Marine Corps from 1956 until sometime in 1959 when he was given an honorable discharge. He stated that following the petitioner's discharge, he came to Fort Worth for a few months, then went to New Orleans, Louisiana, and on or about October 1959 departed for Russia.

The witness stated that he did not know exactly why the petitioner had decided to emigrate to Russia other than the petitioner had declared he was disgusted with the United States, with the "so-called democracy" that was practiced here, and with the imperialistic ideals of the capitalists in this country.

Mr. OSWALD, who denied that he was ever a member of or affiliated with the Communist Party or any of its affiliates, stated that to his knowledge the petitioner likewise was never

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DISTRIBUTION ✓ 1 - File 1 - File A12 531 002	REPORT MADE BY <i>[Signature]</i> DATE 1/25/62 (hcs) Investigator REVIEWED AND APPROVED <i>[Signature]</i> DATE 1/25/62 Officer in Charge
Form G-166 (Rev. 8-16-60)	

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a member of or affiliated with the Communist Party. He stated that the petitioner had always been a moody person and had read books and other literature which were too deep for him, the witness. He denied knowing whether the petitioner had ever studied the works of Marx, Lenin, Stalin, or other Communist propaganda.

The witness declared that he and the petitioner corresponded, and that for the past six or eight months the petitioner has been desirous of returning to the United States. He stated further that the petitioner had advised that he did not want to return to the United States unless the SUBJECT was allowed to come with him. When questioned as to how he felt about his brother bringing the SUBJECT to the United States, he stated that he believed his brother had learned his lesson, and that the SUBJECT would be welcomed if she would accept democracy as practiced in this country.

Mr. OSWALD stated that insofar as he knows the petitioner had no friends, former employers, or other relatives in the Fort Worth area. He declared that his mother, MARGUERITE OSWALD, lives somewhere in West Texas, but he was unable to give the name of the town, stating that he had very little contact with his mother now.

The witness reiterated that he felt the petitioner was just a "mixed up kid" who had become embittered, possibly over something that happened while he was in the armed forces.

By memorandum dated October 27, 1961, the Dallas office of the Federal Bureau of Investigation granted clearance to conduct an investigation of the petitioner. With their letter was furnished a copy of an investigative report made by S/A JOHN W. FAIN on July 3, 1961. This report corroborates the information furnished by R. L. OSWALD and covers an interview with the petitioner's mother. She furnished no information indicating the petitioner was ever a member of or affiliated with the Communist Party and expressed surprise that he had gone to Russia to live. Nothing in the Bureau report establishes Communist Party membership by the petitioner. The Bureau report indicates that the petitioner had renounced his United States citizenship and sought to become a citizen of Russia. This information was furnished by the petitioner's mother.

On October 25, 1961, the New Orleans office of this Service was requested to furnish a certificate covering the petitioner's birth. The request was returned with an endorsement reflecting

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the petitioner's birth at New Orleans, Louisiana, on October 18, 1939, and advising that a certificate of birth would be secured and forwarded. To date no such certificate has been received.

A check of the records of the Fort Worth Police Department and the Tarrant County Sheriff's Office failed to disclose any record which could be identified as relating to the petitioner.

On December 8, 1961, a return was received from the Identification Division of the Federal Bureau of Investigation showing the only record of the petitioner was his enlistment in the United States Marine Corps.

A return from the Intelligence Division of the Federal Bureau of Investigation referred to the aforementioned Federal Bureau of Investigation report which is a part of the file.

The Office of Naval Intelligence advised in response to a request for a check of their records that the petitioner was given an undesirable discharge from the Marine Corps Reserve on August 17, 1960, grounds for the discharge were not given. The Office of Naval Intelligence also advised that on November 15, 1959, the Naval Attache at Moscow had advised that the petitioner had renounced his citizenship and had offered to furnish the Soviet any information he possessed on the United States radar system. It was also reported that the petitioner was an aviation electronics operator while serving with the Marine Air Control Squadrons in Japan and Taiwan.

Return on the agency check from the Central Intelligence Agency furnished no record but made reference to the Department of State for possible information on the petitioner.

On January 19, 1962, a report was received from the Washington District Office of this Service which contained a resume of the State Department's file on the petitioner together with a copy of Foreign Service Despatch No. 29 from the American Embassy at Moscow. These reports show that the petitioner has not renounced his United States citizenship and indicate that his United States passport, which expired on September 10, 1961, will be renewed solely for a direct return to the United States.

The petitioner appeared at the American Embassy at Moscow on October 31, 1959, to renounce his United States citizenship, giving his main reason as being that he was a Marxist. He is re-

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ported as having been at that time arrogant, aggressive, and declared he had offered the Soviet any information he had acquired as an enlisted radar operator. Action on his request was delayed, and he subsequently filed a complaint with the Embassy protesting that he had been denied his legal rights when his request for renouncing his citizenship was not granted on October 31, 1959. The petitioner was advised as to how he could formally renounce his citizenship, and that he should appear at the Embassy if he desired to prosecute his application.

He did not pursue his request, and during the early part of 1961 began expressing his desire to return to the United States if he could return without proceedings being instituted against him.

The Embassy could find no evidence that the petitioner had ever acquired U.S.S.R. citizenship. The petitioner and the SUBJECT are having difficulties in securing exit permits from Soviet officials.

The Embassy reports indicate that the petitioner has had a change of attitude since he first appeared on October 31, 1959, and also indicate that he has been relieved of his illusions about the Soviet Union and has acquired a new understanding and appreciation of the United States and the meaning of freedom.

Investigations Div:

Attached is petition of a U.S. citizen in behalf of his Russian wife. Both are presently residing in Minsk, U.S.S.R. Please conduct appropriate investigation as per OI 205.3.

R.L. Oswald, presumably the petitioner's father, is listed in Ft. Worth telephone directory as residing at petitioner's U.S. address, 7313 Davanport, Ft. Worth.

During this investigation it will be appreciated if you will obtain evidence to substantiate petitioner's claim of U.S. citizenship through birth. It is suggested that affidavits (sworn) from the petitioner's parents, particularly the mother, would be desirable and suitable evidence.

Bryan W. - Painter

Assign A-720 to REP
to R.W.P.
Info. re Beneficiary on page 2
of REP.

507: Inman.

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