

BEST AVAILABLE COPY

Following correspondence (which appears in Treuhoff's USDPC File) was written after Treuhoff appealed his rejection under Section 13 of the DP Act:

A. Area 12 Hanau DPC Report as required under Section 10 of Public Law 774 (presumably dated 8 April 1952):

"In accordance with Section 700.9 of the amended USDP Act Regulations, it is determined that the Applicant is an Ethnic-German inasmuch as his antecedents emigrated from Germany to Estonia and he evinces common attributes of the German Group including name and ability with the German language.

"Concerning his service in the Estonian Legion from 1942 to 1945, the Applicant stated that in 1941 he was drafted into a Police Unit consisting of Estonian refugees and that in December 1942 he was transferred into the Estonian Legion, where he served until 1945. His last rank was that of a Waffen-Untersturmfuehrer. The Applicant stated that he never volunteered for service in the Estonian Legion.

"In accordance with Instr-Memo. 242, dated 12 November 1951, the Applicant's membership in the Waffen SS is no longer a bar to his emigration as it is considered to be solely of a military nature. Therefore, in accordance with Section 702.8 (F) of the amended USDP Act Regulations, since above service is determined to be involuntary, it does not affect eligibility for emigration under the amended USDP Act."

B. A letter dated 8 April 1952 certified Treuhoff eligible for consideration for admission into the US under Section 12a of the Act and entitled him to the first preference under Sec. 6(a) of the Act as amended. Signed by Harry B. Waller for the USDPC.

C. Letter dated 21 April 1952 from AmConGen DP Visa Sub-Office Hanau, Germany to USDPC Hanau, Germany:

"The DP Visa Sub-Office returns herewith the case of Sven Treuhoff.

"The Berlin Documents note that Mr. Treuhoff was an officer of the Waffen SS, serving in various police and other units of the Estonian Legion. As membership in the SS is by no means excluded as an adverse factor in the measurement of loyalty to democratic institutions; as the rank of Untersturmfuehrer is such as to indicate that it's possessor must have had more than ordinary value to the Nazi Military movement; and particularly as the SS Police Regiments in Estonia are on the Joint Inimical List of June 21, 1951, Mr. Treuhoff's case could not possibly be considered further without 6(a) treatment to establish the involuntary nature of his service.

"If Mr. Treuhoff's case were to be considered as now stands, it could only be given a formal rejection. As this would be unjust to Mr. Treuhoff, without giving him a chance to try to establish his case, this office is returning the case without further action with the suggestion that, should Mr. Treuhoff wish to pursue his application for an immigration visa to the US further, he do so at the US Consulate office within whose jurisdiction he resides."

D. Letter dated 20 May 1952 from Area 12 USDPC informed Subject that his application for emigration to the US has been cancelled, because there were no more quota numbers available under Section 12 of the DP Act of 1948, as amended.

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NAZI WAR CRIMES DISCLOSURE ACT
DATE 2003 2005