MEMORANDUM for The Assistant Secretary of War.

Subject: Procedure for Physical Expulsion of Persons against whom Individual Exclusion Orders have been made under Executive Order No. 9066.

Pursuant to your oral instructions of the 19th instant, there is transmitted herewith a draft of a letter to the Commanding Generals of the Eastern, Western, and Southern Defense Commands, prepared for the signature of The Adjutant General, requesting the submission of recommendations for a uniform procedure to be followed in the physical expulsion of persons against whom individual exclusion orders have been made under Executive Order No. 9066.

For The Judge Advocate General:

Willard B. Cowles,
Major, J.A.G.D.,
Acting Chief, War Plans Division.

Incl.: Draft ltr. to Commanding Generals.

MAY 25 1943
SUBJECT: Procedure for Physical Expulsion of Persons against whom Individual Exclusion Orders have been made under Executive Order No. 9066.

TO: Commanding Generals,
Eastern Defense Command,
Western Defense Command,
Southern Defense Command.

1. It is planned to prescribe a uniform procedure for the expulsion of individuals from restricted areas against whom Exclusion Orders have been issued, pursuant to Executive Order 9066.

2. It is requested that you submit a draft for such a procedure including:

a. Form of notice, if any, to be given and length of time between receipt of notice and physical expulsion.

b. Manner of service of such notice and by whom to be served, with form of return of service.

c. The manner of physical expulsion, by whom performed and form of return to be executed.

d. Measures to be permitted or not to be permitted in executing physical expulsion including forcible entry of dwellings and private land, handcuffing and placing the subject in jails or guardhouses en route.

e. Provisions, if any, for the convenience of the subject to allow communication with friends or counsel, arrangements for the care of his property and business, or application for a writ of habeas corpus or other legal relief.

By order of the Secretary of War:

J. A. ULLIO,
Major General,
The Adjutant General.