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Attorney for Applicants

BEFORE THE SECRETARY OF THE UNITED STATES ARMY

Application of,)
KATSUMI TANIGUCHI,)
MASAO KATAOKA,)
FRED SUMOGE,)
BEN OGAWA,)
HAROLD TSUNEHARA,)
MASUO MORITA,)
SHIGEO HAMAI,)
KENJIRO HAYAKAWA,)
HAKUBUN NOZAWA,)
MASAMI OKAMOTO,)
TIM NOMIYAMA.)

BRIEF IN SUPPORT OF APPLICATION
FOR SECRETARIAL REVIEW OF
PUNITIVE DISCHARGE PURSUANT
TO 10 U.S.C. Sec. 874(b)

I. JURISDICTION

Article 74(b) of the U.C.M.J., (1. U.S.C. 874(b)), allows the Secretary of each service branch to substitute an administrative form of discharge for a discharge or dismissal executed in accordance with the sentence of general court-martial, where "good cause" for such action is shown.

II. INTRODUCTION

Each of the above listed Japanese Americans received dishonorable discharges as a result of general courts-martial conducted in April, 1944. They are among a group of 21 men