

Japanese-Canadians : ~~memo~~ writ of Summons
1945

In the Supreme Court of Ontario

Between

UTAKA SHIMOYAMA and YAE NASU



PLAINTIFFS

AND

THE ATTORNEY-GENERAL OF CANADA,

DEFENDANT

Dye & Durham
9-11 Yonge-St.
Arcade
Toronto, Can.
Form No. 574-577

George the Sixth by the Grace of God, of Great Britain, Ireland and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India.

TO

THE ATTORNEY-GENERAL OF CANADA,

of the of
in the of

We Command You, that within ten days after the service of this Writ on you, inclusive of the day of such service, you cause an appearance to be entered for you in this action, and take notice, that in default of your so doing, the plaintiff may proceed therein and judgment may be given in your absence on the plaintiff's own showing, and you may be deemed to have admitted the plaintiff's claim and (subject to Rules of Court) will not be entitled to notice of any further proceedings herein.

In Witness Whereof this writ is signed for the Supreme Court of Ontario by CHARLES WALTER SMYTH, Registrar of the said court at Osgoode Hall, Toronto this

27 day of December, in the year of our Lord 19 45

Chas. W. Smyth

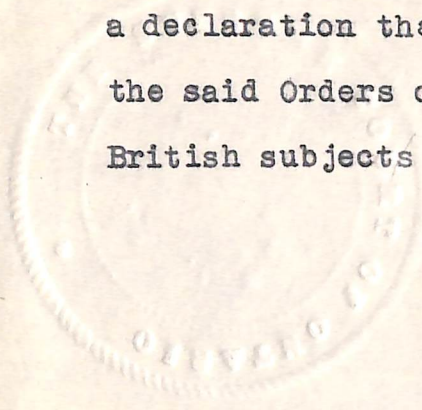
Registrar S.C.O.

N.B.—This Writ is to be served within 12 calendar months from the date thereof, or if renewed, within 12 calendar months from the date of such renewal including the day of such date, and not afterwards.

Appearance may be entered at the Registrar's Office at Osgoode Hall, Toronto.

~~The Plaintiff's claim is~~

The Plaintiffs' claim is for a declaration that Order-in-Council P.C. 7355 dated 15th day of December, 1945, Order-in-Council P.C. 7356 passed on the 15th day of December, 1945, and Order-in-Council P.C. 7357 passed on the 15th day of December, 1945 are ultra vires, illegal and void and for a declaration that the Plaintiffs are not subject to the provisions of the said Orders or liable to be deported or deprived of their status as British subjects or Canadian nationals under the provisions thereof.





This Writ was served by

on

the Defendant

on **day, the** **day of** **19**

This memorandum is made this **day of** **19**

(Signed)

(Address)

In the Supreme Court of Ontario

UTAKA SHIMOYAMA and

YAE NASU

VS.

THE ATTORNEY-GENERAL OF CANADA

This Writ was served by F.A. Brewin

on F.P. Yanoé Deputy Minister of Justice the Defendant

on Fri day, the 4th day of January 1946

This memorandum is made this 5th day of January 1946

(Signed) F.A. Brewin Address 372 Bay St Toronto

This Writ was served by

on the Defendant

on day, the day of 19

This memorandum is made this day of 19

(Signed)

Address

This Writ was issued by F. ANDREW BREWIN,

of the City of Toronto

in the County of York

Solicitor for the said Plaintiffs

who reside at Toronto.

Writ of Summons GENERAL FORM

Dye & Durham, 9-11 Yonge-Street Arcade, Toronto, Can. Law and Commercial Stationers