

NICHOLS FIELD CIU EMP
TERMINATION

DECLASSIFIED
Authority AND 883078

11/2/78
R. J. [Signature]



DECLASSIFIED
Authority *NWD 883078*



GENERAL HEADQUARTERS
UNITED STATES ARMY FORCES, PACIFIC

DECLASSIFIED
Authority NND 883078

APO 500
15 August 1945

MEMORANDUM TO: Legal Section

Re: Termination of Employment due to enemy action at Nichols Field and Ft. Stotsenberg (including Clark Field).

1. Interviews with former responsible employees including timekeepers, foremen and military personnel then on duty, payrolls, time lists and other documentary evidence discloses the following information concerning cessation of work at Nichols Field and Ft. Stotsenberg, including Clark Field. The principal types of employment at Ft. Stotsenberg and Nichols Field, at the outbreak of hostilities 8 Dec 1941 was as follows:

- a. Construction of runways
- b. Construction of hangers
- c. Construction of New Chapel (Stots)
- d. Construction of Barracks
- e. Construction of Bodegas
- f. Construction of Sig. Office (Stots)
- g. Construction of Roads
- h. Maintenance of equipment and personnel facilities.

2. Both Stotsenberg and Nichols Field were bombed on 8 Dec 1941 for the 1st time and almost daily until abandoned about 24 Dec 1941.

3. The first bombing occurred at Mid-day and the employees in large groups stood watching as enemy planes in large numbers approached unrecognized. The bombs were dropped in their midst killing several hundred and wounding many more.

4. The suddenness of the first attack and the subsequent frequent bombings gave rise to much confusion and all normal employment was disrupted. Because of the danger of further heavy loss of civilian life; because many of the shops and other buildings were destroyed; because it was decided that continuance of new construction was useless; and because of the danger of sabotage by Jap sympathizers, all of the construction projects on which the great mass of temporary employees were working were discontinued and all normal employment ceased.

5. An order was issued to exclude the civilians, except those few who were needed more than ever because of the situation, and

BASIC: Memo to Legal Section, dtd 15 Aug 45 re Termination of Employment due to enemy action at Nichols Field and Ft. Stotsenberg (including Clark Field).

form an examination of affidavits it is estimated that about 90% of the civilian employees at both Nichols Field and Ft. Stotsenberg were not employed on or after 9 Dec 1941. It may be assumed that the information re the employment situation spread rapidly and added to the confusion of the many employees who lived near the installations and because of report of no more work many did not bother to go to work but accepted the word of others. Doubtless also there were some who, fearing for their safety would not have returned had work been continued but aside from a chance admission by the honest, it is impossible to equitably evaluate the depth of their loyalty with all its contingents in the time almost 4 years ago.

6. Excluding emergency repair, necessary maintenance, and preparation for evacuation of the posts, may we conclude for the purposes of the Missing Persons Act that work ceased due to enemy action on 8 Dec 41 and that any employee who was on duty status until 8 Dec 1941 remained on duty status until enemy action precluded continuance of such duties?

Military
Civilian
Proj "J"
Proj "J"
PHILIPPINE
PA Adm Sec
PA Operat Sec
PA Civ Status Sec
"A"
"B"
"C"
"D"
"E"

A & R
Initial
Signature
Date
Note & Return
File
14 August 1945
Yes

D. L. B.

COPY

DECLASSIFIED
Authority NWD 883078

ADJUTANT GENERAL'S OFFICE
RECOVERED PERSONNEL DIVISION
ROUTING SLIP

1946

FROM: _____

TO:

DIRECTOR _____
Asst Director _____
Executive Off _____
Control Clerk _____
Legal Clerk _____
Chief Clerk _____
Message Center _____
Central Files _____
Publications _____

PA Liv Claims Sec (Cont'd)

"GH" _____
"LJKL" _____
"M" _____
"NOP" _____
"QR" _____
"ST" _____
"UVWXYZ" _____
PA Deceased Claims Sec _____

CASUALTY BRANCH _____

PROJECT "J" BRANCH _____
Proj "J" Liv Claims _____
Military Sec _____
Civilian Sec _____
Proj "J" Dec Claims _____
Proj "J" File & Rec _____

HQ COMMANDANT _____
Personnel _____
Supply _____
Utilities _____
A & R _____
PX _____
Motor Officer _____
Officers Club _____

PHILIPPINE ARMY BR _____
PA Adm Section _____
PA Operations Sec _____
PA Liv Claims Sec _____
"A" _____
"B" _____
"C" _____
"D" _____
"EF" _____

FCR:

Approval _____
Information _____
Initial _____
Signature _____
Appropriate Action _____
Correction _____
Note & Return _____
File _____

DECLASSIFIED

Authority NWD 883078

ADJUTANT GENERAL'S OFFICE
RECOVERED PERSONNEL DIVISION
ROUTING SLIP

7 Nov 1946

FROM

Proj "J" B

TO :

DIIRECTOR W.H.M.
Asst Director _____
Executive Off _____
Control Section _____
Legal Section _____
Investigation Sec _____
Chief Clerk _____
Message Center _____
Publications _____

PA Liv Claims Sec (Cont'd)
"GH" _____
"IJKL" _____
"M" _____
"NOF" _____
"QR" _____
"ST" _____
"UVWXYZ" _____
PA Deceased Claims Sec _____

CASUALTY BRANCH _____

HQ COMMANDANT _____
Personnel _____
Supply _____
Utilities _____
A & R _____
PX _____
Motor Officer _____

PROJECT "J" BRANCH _____
Proj "J" Liv Claims Sec _____
AUS _____
FS _____
Civ _____
Proj "J" Dec Claims _____
Proj "J" Files & Rec _____

PHILIPPINE ARMY BR _____
PA Adm Section _____
PA Operations Sec _____
PA Liv Claims Sec _____
"A" _____
"B" _____
"C" _____
"D" _____
"EF" _____

FOR:
Approval /
Information _____
Initial _____
Signature /
Appropriate Action _____
Correction _____
Note & Return _____
File _____

*Return to Proj "J" for data
& dispatch.*

DECLASSIFIED
Authority NWD 883078

Hold for

arrangement

DECLASSIFIED
Authority NND 883078

BASIC: Ltr to Adv. Eusebio S. Villa dtd 3 Jun 45 to the [unclear]
of the Philippines re: Civilian employees employed in [unclear]
Field prior to 8 Dec 41.

3th Ind
GROUP 150
HEADQUARTERS, UNITED STATES ARMY FORCES / WESTERN PACIFIC, APO 787

TO: Military Attache, American Embassy, APO 786
Attn: Col. Luby

1. Reference is made to your office dated 14 September 1945 and attached correspondence.

2. Correspondence referred to in paragraph 1 above was delayed by this headquarters due to the inaccessibility of the 201 files of subject civilians mentioned in basic communication.

3. Claims referred to in basic communication are being carefully reviewed by this headquarters. A preliminary review of said claims disclosed that few minor errors were made in the original adjudication of some of the above mentioned claims.

4. The basic communication indicates that subject claimants believe they should be paid in full from last date service was rendered (in 1941 and 1942) until the date of their return to military control (in 1945). This headquarters has interpreted the Missing Persons Act as providing that each civilian employee of the War Department, members of the Philippine Scouts and Filipinos who were members of the Army of the United States were authorized pay only for the period of internment, sickness, etc., which was a result of their former War Department status. The policy dated 23 December 1945 is still in effect in this headquarters. Therefore, subject claimants listed in basic communication who were not paid under the policy in effect prior to 18 November 1945 are not eligible for ~~such~~ benefits under the Missing Persons Act for the period of the Japanese occupation.

DECLASSIFIED
Authority NWD 883078

5. Each claimant mentioned in the basic communication is being advised of the result of this appeal.

FOR THE COMMANDING GENERAL:

Thomas H. Marcus
THOMAS H. MARCUS
Colonel ACP
Asst Adj Gen

*Letter necessary
Action only GWTM*

BASIC: Ltr fr Atty. Eugenio R. Filio dtd 3 Jun 46 to the President of the Philippines re: Civilian employees employed in Nichols Field prior to 8 Dec 41.

GSXRP 150 8th Ind
HEADQUARTERS, UNITED STATES ARMY FORCES, WESTERN PACIFIC, APO 707

TO: Military Attache, American Embassy, APO 736
Attn: Col. Libby

1. Reference 7th indorsement your office dated 14 September 1946 and attached correspondence.
2. Correspondence referred to in paragraph 1 above was delayed by this headquarters due to the inaccessibility of the 201 files of subject civilians mentioned in basic communication.
3. Claims referred to in basic communication are being carefully reviewed by this headquarters. A preliminary review of said claims disclosed that few minor errors were made in the original adjudication of some of the above mentioned claims.
4. The basic communication indicates that subject claimants believe they should be paid in full from last date service was rendered (in 1941 and 1942) until the date of their return to military control (in 1945). Prior to 15 November 1945 this headquarters interpreted the Missing Persons Act to mean that each civilian employee of the War Department would be entitled to arrears in pay from date last paid until date subject returned to military control. On 15 November 1945 this policy was questioned and as a result, adjudication and payment of claims ceased on that date. On 27 December 1945 the policy was reversed and civilian employees of the War Department, members of the Philippine Scouts and Filipinos who were members of the Army of the United States were authorized pay only for the period of internment, sickness, etc., which was a result of their former War Department status. The policy dated 27 December 1945 is still in effect in this headquarters. Therefore, subject civilians listed in basic communication who were not paid under the policy in effect prior to 15 November 1945 are not eligible for ~~any~~ benefits under the Missing Persons Act for the ^{entire} period of the Japanese occupation.
5. Each claimant mentioned in the basic communication is being informed of the result of this appeal.

FOR THE COMMANDING GENERAL:

Morris H. Marcus
MORRIS H. MARCUS
Colonel AGD
Asst Adj Gen

No letter necessary

Action only

DECLASSIFIED

Authority *AWD 883078*

BASIC: Ltr
of the
Field

GSXRP 150
HEADQUARTERS,

Reference is made to the report of the...
of the... in...
of the... on...

TO: Military Liaison, American Embassy, APO 963
FROM: [Illegible]

1. Reference is made to your letter dated 14 September 1946 and attached correspondence.
2. Correspondence referred to in paragraph 1 above was delayed by this Headquarters due to the unavailability of the 501 list of subject civilians mentioned in basic communication.
3. Details referred to in basic communication are being...
4. This review by this Headquarters...
5. The basic communication indicated that subject civilians believe they should be paid in full from last date service was rendered (in 1941 and 1942) until the date of their return to military control (in 1945). Prior to 15 September 1945 this Headquarters interpreted the existing formula to mean that such civilian employees of the War Department would be entitled to payment in full from date last paid until date service was rendered and as a result on 15 November 1945 this policy was suspended on that date. On 27 December 1945 the policy was reversed and civilian employees of the War Department, members of the Philippine Scouts and Filipinos who were members of the Army of the United States were authorized pay only for the period of...
6. On 15 December 1945 is still in effect subject civilians listed in...
7. The attached...
8. The results of this...
9. For the...
10. The...
11. The...
12. The...
13. The...
14. The...
15. The...
16. The...
17. The...
18. The...
19. The...
20. The...
21. The...
22. The...
23. The...
24. The...
25. The...
26. The...
27. The...
28. The...
29. The...
30. The...
31. The...
32. The...
33. The...
34. The...
35. The...
36. The...
37. The...
38. The...
39. The...
40. The...
41. The...
42. The...
43. The...
44. The...
45. The...
46. The...
47. The...
48. The...
49. The...
50. The...
51. The...
52. The...
53. The...
54. The...
55. The...
56. The...
57. The...
58. The...
59. The...
60. The...
61. The...
62. The...
63. The...
64. The...
65. The...
66. The...
67. The...
68. The...
69. The...
70. The...
71. The...
72. The...
73. The...
74. The...
75. The...
76. The...
77. The...
78. The...
79. The...
80. The...
81. The...
82. The...
83. The...
84. The...
85. The...
86. The...
87. The...
88. The...
89. The...
90. The...
91. The...
92. The...
93. The...
94. The...
95. The...
96. The...
97. The...
98. The...
99. The...
100. The...

DECLASSIFIED
Authority AWD 883078



*No letter necessary
Robert*

BASIC: Ltr fr Atty. Eugenio R. Filio dtd 3 Jun 46 to the President of the Philippines re: Civilian employees employed in Nichols Field prior to 8 Dec 41.

GSXRP 150 8th Ind
HEADQUARTERS, UNITED STATES ARMY FORCES, WESTERN PACIFIC, APO 707

TO: Military Attache, American Embassy, APO 736
Attn: Col. Libby

1. Reference 7th indorsement your office dated 14 September 1946 and attached correspondence.
2. Correspondence referred to in paragraph 1 above was delayed by this headquarters due to the inaccessibility of the 201 files of subject civilians mentioned in basic communication.
3. Claims referred to in basic communication are being carefully reviewed by this headquarters. A preliminary review of said claims disclosed that few minor errors were made in the original adjudication of some of the above mentioned claims.
4. The basic communication indicates that subject claimants believe they should be paid in full from last date service was rendered (in 1941 and 1942) until the date of their return to military control (in 1945). Prior to 15 November 1945 this headquarters interpreted the Missing Persons Act to mean that each civilian employee of the War Department would be entitled to arrears in pay from date last paid until date subject returned to military control. On 15 November 1945 this policy was questioned and as a result, adjudication and payment of claims ceased on that date. On 27 December 1945 the policy was reversed and civilian employees of the War Department, members of the Philippine Scouts and Filipinos who were members of the Army of the United States were authorized pay only for the period of internment, sickness, etc., which was a result of their former War Department status. The policy dated 27 December 1945 is still in effect in this headquarters. Therefore, subject civilians listed in basic communication who were not paid under the policy in effect prior to 15 November 1945 are not eligible for ~~the~~ benefits under the Missing Persons Act for the ^{final} period of the Japanese occupation.
5. Each claimant mentioned in the basic communication is being informed of the result of this appeal.

FOR THE COMMANDING GENERAL:

MORRIS H. MARCUS
Colonel AGD
Asst Adj Gdn

DECLASSIFIED

Authority *AWD 883078*

RPD
6026

7th Indorsement

The American Embassy, Manila, APO 736

September 14, 1946

TO: Commanding General, AFWESPAC, APO 707

Forwarded for appropriate action, 6th Indorsement from the Secretary of National Defense, Republic of the Philippines, dated September 9, 1946, together with its enclosures.

DECLASSIFIED
Authority AND 883078

Millard A. Libby

Millard A. Libby
Colonel, Air Corps
Acting Military Attache

Enclosures:

No change.

400

Republic of the Philippines
7th Indorsement
Department of National Defense

The American Embassy, Manila, APO 736

September 14, 1946

TO: Commanding General, AFWESPAC, APO 707

September 9, 1946

Forwarded for appropriate action, 6th Indorsement, from the Secretary of National Defense, Republic of the Philippines, dated September 9, 1946, together with its enclosures. transmitted to the Commanding General, AFWESPAC, for consideration.

DECLASSIFIED
Authority *ND 883078*

Millard A. Libby
Colonel, Air Corps
Acting Military Attache

RUPERTO K. MANGLESON
Secretary of National Defense

Enclosures:

No change.

400
fp

A true copy of the
signed original:fp

400

10: COMBAT
THE TROOPS

Incl

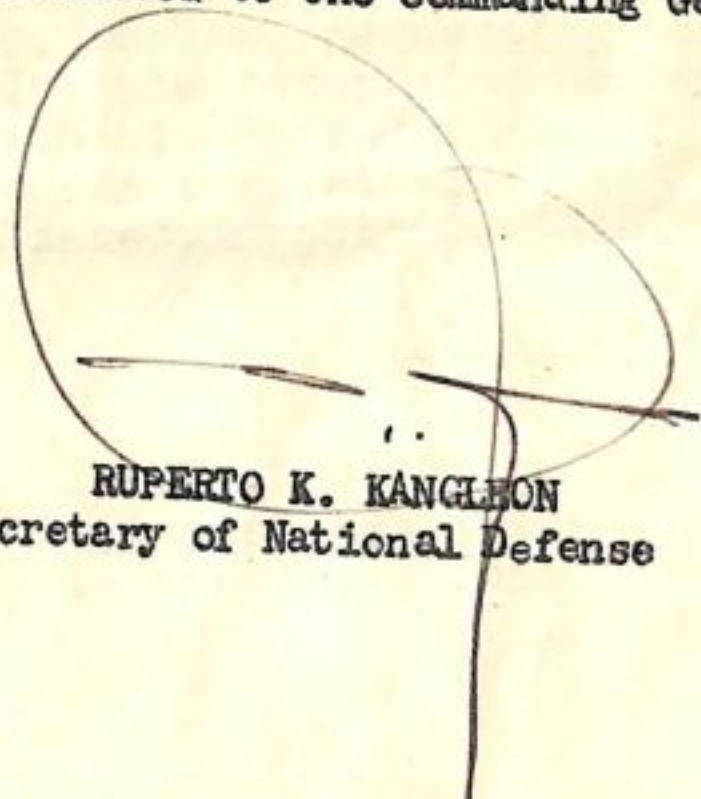
Republic of the Philippines ^{mlb}
Department of National Defense
Manila

EMBASSY OF THE UNITED STATES
OF AMERICA
SEP 13 1946
923
MANILA

6th Indorsement
September 9, 1946

Respectfully forwarded to His Excellency, the Ambassador
of the United States of America, Manila, requesting that the con-
tents of the basic letter be transmitted to the Commanding General,
AFWESPAC, for consideration.

DECLASSIFIED
Authority NND 883078



RUPERTO K. KANGLEON
Secretary of National Defense

100

**Office of the President
of the Philippines**

860.09 Phil. Army

SEP 9 1946

5th Indorsement
Manila, August 29, 1946

Respectfully returned to the Honorable, the Secretary of National Defense, Manila, requesting that this matter be taken up with the Commanding General, AFWESPAC, in accordance with his Circular No. 120 dated June 11, 1946, quoted in the letter of this Office to that Department dated August 22, 1946.

P. Pedrosa

PIO PEDROSA
Technical Assistant
to the President

DECLASSIFIED
Authority *NND 883078*

4th Indorsement
DEPARTMENT OF NATIONAL DEFENSE
Manila, August 15, 1946

OFFICE OF THE PRESIDENT
AUG 17 1946
(7525)
RECORDS DIVISION

Respectfully returned to the Technical Assistant to the President of the Philippines, Manila, inviting attention to the preceding indorsement.

For the Secretary:

P. Aragon

P. ARAGON
Administrative Officer

REPUBLIC OF THE PHILIPPINES
ARMY HEADQUARTERS
CAMP MURPHY, QUEZON CITY

(AG*M) 154

REC'D
AUG 15 1946

3rd Indorsement
9 August 1946

Respectfully returned to the Honorable, the Secretary of National Defense, Manila, with the information that this Headquarters is not paying back-pay of civilian employees in Nichols Field, Rizal.

It is suggested that this matter be referred to AFWESPAC, APO 707. ✓

FOR THE CHIEF OF STAFF:

Luis Florentin
LUIS FLORENTIN
Colonel, AGS
The Adjutant General

HEADQ. PHIL. ARMY
GENERAL
REGIONS
DIVISION
A. G. S.

DECLASSIFIED
Authority AWD 883078

4th Indorsement
DEPARTMENT OF NATIONAL DEFENSE
Manila, August 15, 1946

OFFICE OF THE PRESIDENT
AUG 17 1946
(7525)
RECORDS DIVISION

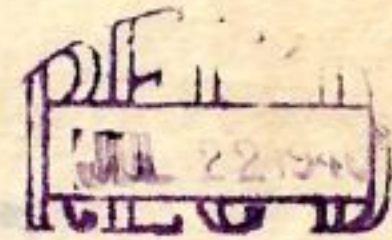
Respectfully returned to the Technical Assistant to the President of the Philippines, Manila, inviting attention to the preceding indorsement.

For the Secretary:

P. Aragon
P. ARAGON
Administrative Officer

Office of the President
of the Philippines

860.09 Phil. Army



1st Indorsement
Manila, July 16, 1946

Respectfully referred to the Honorable, the Secretary
of National Defense, Manila, requesting comment and recommenda-
tion.

P. Pedrosa

DECLASSIFIED
Authority *AND 883078*

PIO PEDROSA
Technical Assistant
to the President

We are all CIVILIAN EMPLOYEES in Nichols Field, Rizal, Philippines,
Prior to December 8, 1945, I have been working there even as
long as 20 years. Under the provisions of the missing persons act,
many of our companions were able to receive their pay in arrears at
Buck Bay, for three years of Japanese occupation. Prior to November
21, 1945, all civilian 2nd Indorsement
DEPARTMENT OF NATIONAL DEFENSE
Manila, July 23, 1946

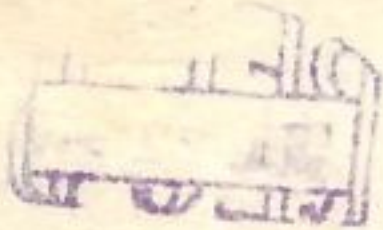
Respectfully referred to the Chief of Staff, Philippine
Army, Manila, requesting comment and recommendation.

For the Secretary:

P. Aragon
P. ARAGON
Administrative Officer

WA 10 P
1946 378

Office of the President
of the Philippines



1st Indorsement
Manila, July 16, 1946

Respectfully referred to the Honorable, the Secretary
of National Defense, Manila, requesting comment and recommenda-
tion.

[Handwritten signature]

PIO PEROSA
Technical Assistant
to the President

2nd Indorsement
DEPARTMENT OF NATIONAL DEFENSE
Manila, July 23, 1946

Respectfully referred to the Chief of Staff, Philippine
Army, Manila, requesting comment and recommendation.



Administrative Officer

DECLASSIFIED
Authority NND 883078

MD 73 &

AUG 6 1946

[Handwritten mark]

UNITED STATES OF AMERICA
COMMONWEALTH OF THE PHILIPPINES
Baclaran, Paranaque, Rizal

June 3, 1946

His Excellency,
President Manuel A. Roxas,
Malacañan Palace, Manila, Philippines

Our Dear President:

We, the undersigned citizens of the Philippines, sincerely believing in the just cause for which we are fighting, and knowing fully well that all just causes of all groups of our citizenry finds no better champion than our beloved President, addressed to you this petition based on the following facts:

We are all CIVILIAN EMPLOYEES in Nichols Field, Rizal, Philippines, Prior to December 8, 1946. Some of us has been working there even as long as 20 years. Under the provisions of the missing persons act, many of our companions were able to receive their Pay in Arrears or Back Pay, for three years of Japanese occupation. Prior to November 21, 1945, all civilian employees found to be within the "provisions of the Missing Persons Act", were given their Pay in Arrears. After November 21, 1946, a new policy was inaugurated, putting an additional prerequisite that the employee be found to be "in a missing status", and since then, we were denied ours. Many of us has worked therein as Chief Foreman, Capatazes, carpenters, and laborers. The result of the new policy was, that while the laborer or carpenter received their pay, the Chief foreman, or capataz was not able to receive theirs. Laborers and carpenters received their pay in arrears but some of us who worked with them side by side, and even for a longer period of time, and inspite of the fact that we had not served the Japanese army and navy, or any Japanese establishment, still, our pay is being denied merely because our claim was quite delayed or not decided till after November 21, 1946. Some of us, even received already our finance letter and others even received already the check, but the money turned into stones, and the finance section of HQ AFWESPAC RPD APO 707, Manila, closed.

Excellency, we addressed to you this petition, for we cannot really see the justice in such interpretation of the law, and we doubt how it can be so twisted in such a way that it could possibly benefit some and then be denied to others with better rights. We know that our cause is a just cause, and we know that our President will be with us, for he is the defender of the "little people". For this reason, Excellency, we pray of you to lend a helping hand in order that our rights to this Pay in Arrears may be granted, to us, your faithful supporters in the last election, and we sincerely hope that you will fight for us, in order that this benefit which America so voluntarily offered may of right go to the proper persons thereof. Hoping to receive your kindest consideration we are:

11 Esteban Legaspi
ESTEBAN LEGASPI

12 Pedro Sentes
PEDRO SENTES

5 Teodoro Apolinario
TEODORO APOLINARIO

10 Dionisio Rodriguez
DIONISIO RODRIGUEZ

2 Agustin de Leon
AGUSTIN DE LEON

AGAPITO

Eliño Bautista
ELINO BAUTISTA

TEODORO

Dominga Castillo
DOMINGA CASTILLO

Melchor Madrid
MELCHOR MADRID

Rafael Pa. Cuneta

Aljandro Adriano

DECLASSIFIED

Authority MWD 883078

1 Gregorio Santos
GREGORIO SANTOS

18 Liberato Sentes LC
LIBERATO SENTES

3 Marcelino Albano

TEODULO GASCON
Trinidad del Socorro
TRINIDAD DEL SOCORRO

2 Federico H Adriano

LC 15 Pernale C. Rivera
PERNAILE C. RIVERA

4 Damian C. Apolinario

Jose Pilay

Amando de la Rosa Viray

His  mark

Arado Botalon

8 Pelagio Garcia ✓

13 Ezequias Mendoga

10 Carlos Lalor ✓

His  mark
Lucio Luvino

Maria M. de Lopez

Leonardo Prodegario

His  mark

2 Federico H. Adriano ✓

16 Os mundo Arador

9 Doroteo de Guzman

LC 19 Serafin Sentes

LC - Patricia E. Santos

LC - Maximo Sabiray

14 Francisco Nacion

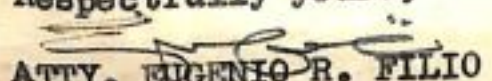
LC 20 Fausto Villamor

7 Urbano Dolores ✓

TRINIDAD  C. GUTIERREZ
Her mark

EXCELLENCY:

All communications concerning any action taken by you in this regard should best be addressed to me. These people are our supporters in the last national election, and so we should fight for their cause. I will be much gratified indeed if their petition will be heeded and acted upon for I know that theirs is a just and righteous cause.

Respectfully yours,

ATTY. EUGENIO R. FILIO

P.O. ADDRESS:
345 Unida St., Baclaran, Paranaque, Rizal, Philippines

DECLASSIFIED
Authority MWD 883078

BASIC: Ltr fr Atty. Eugenio R. Filio dtd 3 Jun 46 to the President of the Philippines re: Civilian employees employed in Nichols Field prior to 8 Dec 41.

GSKRP 150 8th Ind
HEADQUARTERS, UNITED STATES ARMY FORCES, WESTERN PACIFIC, APO 707

TO: Military Attache, American Embassy, APO 736
Attn: Col. Libby

1. Reference 7th indorsement your office dated 14 September 1946 and attached correspondence.
2. Correspondence referred to in paragraph 1 above was delayed by this headquarters due to the inaccessibility of the 201 files of subject civilians mentioned in basic communication.
3. Claims referred to in basic communication are being carefully reviewed by this headquarters. A preliminary review of said claims disclosed that few minor errors were made in the original adjudication of some of the above mentioned claims.
4. The basic communication indicates that subject claimants believe they should be paid in full from last date service was rendered (in 1941 and 1942) until the date of their return to military control (in 1945). Prior to 15 November 1945 this headquarters interpreted the Missing Persons Act to mean that each civilian employee of the War Department would be entitled to arrears in pay from date last paid until date subject returned to military control. On 15 November 1945 this policy was questioned and as a result, adjudication and payment of claims ceased on that date. On 27 December 1945 the policy was reversed and civilian employees of the War Department, members of the Philippine Scouts and Filipinos who were members of the Army of the United States were authorized pay only for the period of internment, sickness, etc., which was a result of their former War Department status. The policy dated 27 December 1945 is still in effect in this headquarters. Therefore, subject civilians listed in basic communication who were not paid under the policy in effect prior to 15 November 1945 are not eligible for full benefits under the Missing Persons Act for the period of the Japanese occupation.
5. Each claimant mentioned in the basic communication is being informed of the result of this appeal.

FOR THE COMMANDING GENERAL:

MORRIS H. MARCUS
Colonel AGD
Asst Adj Gen

DECLASSIFIED

Authority *AWD 883078*

Rec Pers COMBACK

BASIC: Ltr fr Atty. Eugenio R. Filio dtd 3 Jun 46 to the President of the Philippines re: Civilian employees employed in Nichols Field prior to 8 Dec 41.

GSKRP 160 8th Ind
HEADQUARTERS, UNITED STATES ARMY FORCES, WESTERN PACIFIC, APO 707

TO: Military Attache, American Embassy, APO 736
Attn: Col. Libby

1. Reference 7th indorsement your office dated 14 September 1946 and attached correspondence.

2. Correspondence referred to in paragraph 1 above was delayed by this headquarters due to the inaccessibility of the 201 files of subject civilians mentioned in basic communication.

3. Claims referred to in basic communication are being carefully reviewed by this headquarters. A preliminary review of said claims disclosed that few minor errors were made in the original adjudication of some of the above mentioned claims.

4. The basic communication indicates that subject claimants believe they should be paid in full from last date service was rendered (in 1941 and 1942) until the date of their return to military control (in 1945). Prior to 15 November 1945 this headquarters interpreted the Missing Persons Act to mean that each civilian employee of the War Department would be entitled to arrears in pay from date last paid until date subject returned to military control. On 15 November 1945 this policy was questioned and as a result, adjudication and payment of claims ceased on that date. On 27 December 1945 the policy was reversed and civilian employees of the War Department, members of the Philippine Scouts and Filipinos who were members of the Army of the United States were authorized pay only for the period of internment, sickness, etc., which was a result of their former War Department status. The policy dated 27 December 1945 is still in effect in this headquarters. Therefore, subject civilians listed in basic communication who were not paid under the policy in effect prior to 15 November 1945 are not eligible for full benefits under the Missing Persons Act for the period of the Japanese occupation.

5. Each claimant mentioned in the basic communication is being informed of the result of this appeal.

FOR THE COMMANDING GENERAL:

MORRIS H. MARCUS
Colonel AGD
Asst Adj Gdn

B-201

DECLASSIFIED

Authority AND 883078

Rec Pers FILE

BASIC: Ltr fr Atty. Eugenio R. Filio dtd 3 Jun 46 to the President of the Philippines re: Civilian employees employed in Nichols Field prior to 8 Dec 41.

June 3, 1946

GSGRP 150 *copy*, 8th Ind
HEADQUARTERS, UNITED STATES ARMY FORCES, WESTERN PACIFIC, APO 707
Malacanang Palace, Manila, Philippines

TO: Military Attache, American Embassy, APO 736
Attn: Col. Libby

We, the undersigned citizens of the Philippines, since 1. Reference 7th indorsement your office dated 14 September 1946 and attached correspondence. *causes of all groups of our citizenry finds no better champion than our beloved President, addressed to you*

2. Correspondence referred to in paragraph 1 above was delayed by this headquarters due to the inaccessibility of the 201 files of subject civilians mentioned in basic communication. *Philippines, prior to December 8, 1945. Some of us have been working there even as long*

3. Claims referred to in basic communication are being carefully reviewed by this headquarters. A preliminary review of said claims disclosed that few minor errors were made in the original adjudication of some of the above mentioned claims. *the "provisions of the Missing Persons Act", were given their pay in arrears. After*

4. The basic communication indicates that subject claimants believe they should be paid in full from last date service was rendered (in 1941 and 1942) until the date of their return to military control (in 1945). Prior to 15 November 1945 this headquarters interpreted the Missing Persons Act to mean that each civilian employee of the War Department would be entitled to arrears in pay from date last paid until date subject returned to military control. On 15 November 1945 this policy was questioned and as a result, adjudication and payment of claims ceased on that date. On 27 December 1945 the policy was reversed and civilian employees of the War Department, members of the Philippine Scouts and Filipinos who were members of the Army of the United States were authorized pay only for the period of internment, sickness, etc., which was a result of their former War Department status. The policy dated 27 December 1945 is still in effect in this headquarters. Therefore, subject civilians listed in basic communication who were not paid under the policy in effect prior to 15 November 1945 are not eligible for full benefits under the Missing Persons Act for the period of the Japanese occupation. *a way that it could possibly benefit some and then be denied to others with better rights. We know that our cause is a*

5. Each claimant mentioned in the basic communication is being informed of the result of this appeal. *For this reason, Excellency, we pray of you to lend a helping hand in order that our rights to this pay in arrears*

FOR THE COMMANDING GENERAL: *your faithful supporters in the last election, and we sincerely hope that you will fight for us, in order that this benefits which America so voluntarily offered her right go to the proper persons thereof. Hoping to receive your kindest consideration we are:*

MORRIS H. MARCUS
Colonel AGD
Asst Adj Gen

DECLASSIFIED
Authority *AWD 883078*

GSGRP 150

mf

UNITED STATES OF AMERICA
COMMONWEALTH OF THE PHILIPPINES
Baclaran, Paranaque, Rizal

June 3, 1946

His Excellency,
President Manuel A. Roxas,
Malacanan Palace, Manila, Philippines

Our Dear President:

We, the undersigned citizens of the Philippines, sincerely believing in the just cause for which we are fighting, and knowing fully well that all just causes of all groups of our citizenry finds no better champion than our beloved President, addressed to you this petition based on the following facts:

We are all CIVILIAN EMPLOYEES in Nichols Field, Rizal, Philippines, Prior to December 8, 1946. Some of us have been working there even as long as 20 years. Under the provisions of the missing persons act, money of our companions were able to receive their Pay in Arrears or Back Pay, for three years of Japanese occupation. Prior to November 21, 1945, all civilian employees found to be within the "provisions of the Missing Persons Act", were given their Pay in Arrears. After November 21, 1946, a new policy was inaugurated, putting an additional prerequisite that the employee be found to "in a missing status", and since then, we were denied ours. Many of us has worked therein as Chief foreman, or capatazes, carpenters, laborers. The result of the new policy, was that while the laborer or carpenter received their pay, the Chief foreman, or capataz was not able to receive theirs. Laborers and carpenters received their pay in arrears but some of us who worked with them side by side, and even for a longer period of time, and in spite of the fact that we had not served the Japanese army and navy or any Japanese establishment, still our pay is being denied merely because any Japanese establishment, still, our pay is being denied merely because our claim was quite delayed or not decided till after November 21, 1946. Some of us, even received already our finance letter and others even received already the check, but the mancoy turned into stone, and the finance section of HQ AFWESPAC, RPD APO 707, Manila, closed.

Excellency, we addressed to you this petition, for we cannot really see the justice in such interpretation of the law, and we doubt how it can be so twisted in such a way that it could possibly benefit some and then be denied to others with better wights. We know that our cause is a just cause, and we know that our President will be with us, for he is the defender of the "little people". For this reason, Excellency, we pray of you to lend a halpinghand in order that our rights to this Pay in Arrears may be granted, to us, your faithful supporters in the last election, and we sincerely hope that you will fight for us, in order that this benefits which America so voluntarily offered may of right go to the proper persons thereof. Hoping to receive your kindest consideration we are:

/s/ ESTEBAN LEGASPI

/s/ PEDRO L. SENTES

DECLASSIFIED

Authority *AWD* 883078

/s/ Teodoro Apolinario
/t/ TEODORA APOLINARIO

/s/ Dionisio Rodriguez
/t/ DIONISIO RODRIGUEZ

/s/ Agustin de Leon
/t/ AGUSTIN DE LEON

(Thumbmark)
Agapito

/s/ Elino Bautista
/t/ ELINO BAUTISTA

(Thumbmark)
Teodoro

/s/ Dominga Castillo
/t/ DOMINGA CASTILLO

/s/ Melchor Madrid
/t/ MELCHOR MADRID

/s/ Delfin Pa. Cemeta

/s/ Alejandro Adriano

/s/ Gregorio Santos
/t/ GREGORIO SANTOS

/s/ Liberato Sentes
/t/ LIBERATO SENTES

MARCELINO ALBANO

TEODULO GASCON

FEDERICO H. ADRIANO

/s/ Trinidad del Socorro
/t/ TRINIDAD DEL SOCORRO

/s/ Pernaile C. Rivera
/t/ PERNAILE C. RIVERA

DAMIAN C. APOLINARIO

/s/ Jose Peloeg (Thumbmark)

/s/ Armando de la Rosa Viray

/s/ Pelagio Garcia

/s/ Amado Botalon

/s/ Carlos Loloan

/s/ Efepanio Mendoza

/s/ Maria M. de Lopez

/s/ Lucio Luvino (Thumbmark)

/s/ Federico H. Adriano (Thumbmark)

/s/ Leonardo Leodegario

/s/ Doroteo de Guzman

/s/ Osmundo Arador

/s/ Patricia E. Santos

/s/ Serapion Sentes

/s/ Maximo Sabinay

/s/ Francisco Narion

/s/ Fausto Villamor

/s/ Urbano Dolores

/s/ Trinidad C. Gutierrez
(Thumbmark)

EXCELLENCY:

All communications concerning any action taken by you in this regard should best be addressed to me. These people are our supporters in the last national election, and we we should fight for their cause. I will be much gratified indeed if their petition will be heeded and acted upon for I know that theirs is a just and righteous cause.

Respectfully yours.

P.O.ADDRESS: 345 Unida St., Baclaran, Paranaque, Rizal

/s/ ATTY. EUGENIO R. FILIO

DECLASSIFIED
Authority AND 883078

Office of the President of
the Philippines

1st Indorsement
Manila, July 16, 1946

Respectfully referred to the Honorable, the Secretary of
National Defense, Manila, requesting comment and recommendation.

/s/ Pio Pedrosa
/t/ PIO PEDROSA
Technical Assistant
to the President

2nd Indorsement
DEPARTMENT OF NATION DEFENSE
Manila, July 23, 1946

Respectfully referred to the Chief of Staff, Philippine
Army, Manila, requesting comment and recommendation.

For the Secretary:

/s/ P. Aragon
/t/ P. ARAGON
Administrative Officer

DECLASSIFIED

Authority *AWD 883078*

REPUBLIC OF THE PHILIPPINES
ARMY HEADQUARTERS
CAMP MURPHY, QUEZON CITY

(AG*M)

3rd Indorsement
9 August 1946

Respectfully returned to the Honorable, the Secretary of National Defense, Manila, with the information that this Headquarters is not paying back-pay of civilian employees in Nichols Field, Rizal.

It is suggested that this matter be referred to AFWESPAC, APO 707.

FOR THE CHIEF OF STAFF:

/s/ Luis Florentin
/t/ LUIS FLORENTIN
Colonel, AGS
The Adjutant General

DECLASSIFIED

Authority AND 883078

4th Indorsement
DEPARTMENT OF NATIONAL DEFENSE
Manila, August 15, 1946

Respectfully returned to the Technical Assistant to the President of the Philippines, Manila, inviting attention to the preceding indorsement.

For the Secretary:

/s/ P. Aragon
/t/ P. ARAGON
Administrative Officer

OFFICE OF THE PRESIDENT OF THE
PHILIPPINES

5th Indorsement
Manila, August 29, 1946

Respectfully returned to the Honorable, the Secretary of National Defense, Manila, requesting that this matter be taken up with the Commanding General, AFWESPAC, in accordance with his Circular No. 120 dated June 11, 1946, quoted in the letter of this Office to that Department dated August 22, 1946.


DECLASSIFIED
Authority *NWD 883078*

/s/ Pio Pedrosa
/t/ PIO PEDROSA
Technical Assistant
to the President

6th Indorsement
September 9, 1946

Respectfully forwarded to His Excellency, the Ambassador
of the United States of America, Manila, requesting that the con-
tents of the basic letter be transmitted to the Commanding General,
AFRESPEC, for consideration.

DECLASSIFIED
Authority *NWD 883078*


RUPERTO K. KANGLEON
Secretary of National Defense

BR/sp

7th Indorsement

The American Embassy, Manila, APO 736

September 14, 1946

TO: Commanding General, AFWESPAC, APO 707

Forwarded for appropriate action, 6th Indorsement from the Secretary of National Defense, Republic of the Philippines, dated September 9, 1946, together with its enclosures.

DECLASSIFIED
Authority *ND 883078*

Millard A. Libby
Colonel, Air Corps
Acting Military Attache

Enclosures:

No change.

400

fp

A true copy of the
signed original:fp