

FOR THE RELIEF OF JOHN ANDRE CHALOT

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OCTOBER 31, 1997.—Committed to the Committee of the Whole House and ordered  
to be printed

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Mr. HYDE, from the Committee on the Judiciary,  
submitted the following

REPORT

[To accompany H.R. 2732]

[Including cost estimate of the Congressional Budget Office]

The Committee on the Judiciary, to whom was referred the bill (H.R. 2732) for the relief of John Andre Chalot, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

PURPOSE AND SUMMARY

This bill provides that for the purpose of determining eligibility for relief under the Agreement Between the Government of the United States and the Government of the Federal Republic of Germany Concerning Final Benefits to Certain United States Nationals Who Were Victims of National Socialist Measures of Persecution, John Andre Chalot will be deemed to be a naturalized citizen of the United States as of September 3, 1943, the date he entered the U.S. Armed Forces.

BACKGROUND AND NEED FOR THE LEGISLATION

John Andre Chalot served in the Armed Forces of the United States during World War II. During his service he was captured by the Nazis and interned at the infamous concentration camp known as Buchenwald.

John Andre Chalot, was too young to enlist in the U.S. Army, so he went to Canada and joined the Royal Canadian Air Force. He flew Spitfires with the RCAF based in England from 1940-1943, and transferred to the U.S. Army Air Corps, 358th Fighter Squadron, in 1943, receiving a commission as a second lieutenant. Early in 1944, Mr. Chalot was flying a P-51 mission over Germany when

his plane was hit and he crash-landed in Holland. With the help of the Resistance, he managed to get to Paris, but was arrested and imprisoned there. In August 1944, he and his fellow prisoners, including 168 Allied airmen, were crowded into boxcars and transported to Buchenwald, where they were suffered extreme deprivations and were even subjected to Nazi medical experiments. Mr. Chalot and most of his fellow airmen were eventually transferred to Stalag Luft III, a POW camp, where they remained until their liberation.

Mr. Chalot had immigrated with his family from France before the age of two. He never completed his naturalization prior to going to war. He survived the war, came to the United States as a war hero, and obtained his American citizenship.

Fifty years later, when he applied for compensation under a United States and Germany agreement as an American national who was a victim of Nazi persecution, he was informed that he was not eligible because he was not a U.S. citizen at the time of the persecution.

According to the Foreign Claims Settlement Commission, Mr. Chalot is one of only two individuals that fall into this category. In the formal denial, the Foreign Claims Settlement Commission stated that they were bound by the international agreement and could not allow this otherwise deserving individual inclusion in the reparation group.

#### HEARINGS

The Committee's Subcommittee on Immigration and Claims held no hearings on H.R. 2732.

#### COMMITTEE CONSIDERATION

On October 29, 1997, the Committee on the Judiciary met in open session and ordered reported favorably the bill H.R. 2732, by voice vote, a quorum being present.

#### COMMITTEE OVERSIGHT FINDINGS

In compliance with clause 2(1)(3)(A) of rule XI of the Rules of the House of Representatives, the Committee reports that the findings and recommendations of the Committee, based on oversight activities under clause 2(b)(1) of rule X of the Rules of the House of Representatives, are incorporated in the descriptive portions of this report.

#### COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT FINDINGS

No findings or recommendations of the Committee on Government Reform and Oversight were received as referred to in clause 2(1)(3)(D) of rule XI of the Rules of the House of Representatives.

#### NEW BUDGET AUTHORITY AND TAX EXPENDITURES

Clause 2(1)(3)(B) of House Rule XI is inapplicable because this legislation does not provide new budgetary authority or increased tax expenditures.

## CONGRESSIONAL BUDGET OFFICE COST ESTIMATE

In compliance with clause 2(1)(3)(C) of rule XI of the Rules of the House of Representatives, the Committee sets forth, with respect to the bill, H.R. 2732, the following estimate and comparison prepared by the Director of the Congressional Budget Office under section 403 of the Congressional Budget Act of 1974:

U.S. CONGRESS,  
CONGRESSIONAL BUDGET OFFICE,  
*Washington DC, October 30, 1997.*

Hon. HENRY J. HYDE,  
*Chairman, Committee on the Judiciary,  
U.S. House of Representatives, Washington, DC.*

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 2732, a bill for the relief of John Andre Chalot.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Mark Grabowicz.

Sincerely,

JAMES L. BLUM  
(For June E. O'Neill, Director).

Enclosure.

*H.R. 2732—A bill for the relief of John Andre Chalot*

CBO estimates that enacting this legislation would not affect the federal budget. Because H.R. 2732 would not affect direct spending or receipts, pay-as-you-go procedures would not apply. This bill contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act of 1995 and would impose no costs on state, local, or tribal governments.

H.R. 2732 would classify John Andre Chalot as a naturalized citizen of the United States as of August 8, 1942. This action would make him eligible for reparations from Germany relating to his imprisonment during World War II. According to the Foreign Claims Settlement Commission, enacting this legislation would not affect the commission's operation.

The CBO staff contact for this estimate is Mark Grabowicz. This estimate was approved by Robert A. Sunshine, Deputy Assistant Director for Budget Analysis.

## CONSTITUTIONAL AUTHORITY STATEMENT

Pursuant to rule XI, clause 2(1)(4) of the Rules of the House of Representatives, the Committee finds the authority for this legislation in Article 1, Section 8, Clause 10 of the Constitution.

## AGENCY VIEWS

The comments of the Immigration and Naturalization Service on H.R. 2732 are as follows:

U.S. DEPARTMENT OF JUSTICE,  
IMMIGRATION AND NATURALIZATION SERVICE,  
*Washington, DC, October 30, 1997.*

Hon. HENRY J. HYDE,  
*Chairman, Committee on the Judiciary,*  
*U.S. House of Representatives, Washington, DC.*

DEAR MR. CHAIRMAN: Per your request for a report relative to H.R. 2732, for the relief of John Andre Chalot.

The bill would make Mr. Chalot eligible for compensation by deeming him a naturalized U.S. citizen as of the date he began his military service for the purposes of the Foreign Claims Settlement Act.

In lieu of a report, it has been requested that the Immigration and Naturalization Service provide the date of naturalization for the beneficiary. Mr. Chalot was naturalized on September 18, 1945. Attached is a copy of the naturalization certificate.

Sincerely,

ALLEN ERENBAUM,  
*Acting Director, Congressional Relations.*

C 43/0  
CHALOT, JOSSE ANDRE No. 6330001 1-0

Name ~~XXXXXXXXXXXXXXXXXXXX~~.....

residing at Mounhall Rd., Irvington, N.Y. ....

Age 25 years. Date of order of admission 9/18/45 .....

Date certificate issued 9/18/45 .....

U. S. District Court at Philadelphia, Pa. ....

Petition No. 186257 .....

Alien Registration No. ....

UNITED STATES DEPARTMENT OF JUSTICE  
IMMIGRATION AND NATURALIZATION SERVICE

REQUEST FOR INFORMATION FROM NATURALIZATION FILE (If G-641 is attached, fill in items 2, 3 and 6 only)	
1. CERTIFICATE NO. ....	C 6330 991
2. REQUESTING OFFICE .....	Hdqs. Mt. Sant Washington
3. DATE OF REQUEST .....	10-29-97
4. FILE NO. ....	
5. NAME OF APPLICANT .....	
6. REASON FOR REQUEST	
<p><b>THIS IS NOT A FILE. DO NOT FILE RECORD MATERIAL HEREIN. IF DESIRED THE CONTENTS MAY BE FILED IN THE FILE OF ANOTHER PERSON OR MAY BE DESTROYED WHEN NO LONGER NEEDED.</b></p>	
<input type="checkbox"/> f. Application for Certificate, N-580 <input type="checkbox"/> g. Denaturalization proceedings <input type="checkbox"/> h. Birth Date <input type="checkbox"/> i. Information from Record - furnish copy of Petition <input type="checkbox"/> j. Other (Specify, indicate application Form No. if any)	
7. NAME OF NATURALIZED PERSON AT TIME OF NATURALIZATION .....	John Andre Chalot
8. DATE OF BIRTH .....	12-17-1919 France
9. COURT (TITLE and LOCATION) .....	Phi
10. DATE OF NATURALIZATION .....	9-18-1945
11. <input checked="" type="checkbox"/> NO EVIDENCE OF LOSS OF CITIZENSHIP APPEARS IN FILE	
12. <input checked="" type="checkbox"/> COMPLETE FILE FORWARDED	
13. <input type="checkbox"/> PHOTOGRAPH OF CERTIFICATE ATTACHED	
14. <input type="checkbox"/> PHOTOGRAPH OF PETITION ATTACHED	
15. <input type="checkbox"/> PETITION FILED ON _____ SHOWS DATE OF BIRTH TO BE _____	
SIGNATURE OF TRANSCRIBER	Rutha Williams
DATE TRANSCRIBED	10-30-97

**UNITED STATES OF AMERICA**

**DUPLICATE**  
TO BE FORWARDED TO  
IMMIGRATION AND NAT. REGISTRATION SERVICE  
**U.S. CUSTOMS AND BORDER PROTECTION**

No. 6330991

**JOHN ANDRÉ CHALOT**

Passport No. 186257

Personal description of holder: age 35 years, sex male, color white, complexion medium, eyes brown, height 6 feet 3 inches, weight 170 pounds, hair black, nose straight, thin mustache, blue eyes, no glasses, no visible scars or tattoos.

By this description above given is true, and that the photograph affixed hereto is a likeness of me.

*John André Chalot*  
Signature and true signature of holder

UNITED STATES OF AMERICA  
EASTERN DIST. OF PENNSYLVANIA  
City of Philadelphia, Pa.

The United States  
District of Philadelphia  
Philadelphia

Noted previously to have arrived in Philadelphia, Pa., on September 18, 1945, as JOHN ANDRÉ CHALOT.

After residing at Mountbala Rd., Irvington, N.Y., he was advised by the United States Customs and Border Protection, New York, that in order to re-enter the United States he must obtain a passport and visa from the United States Consulate in New York City. He was advised that he must also obtain a visa from the United States Consulate in New York City. He was advised that he must also obtain a visa from the United States Consulate in New York City.

In the absence of the passport and visa, he was advised that he must obtain a passport and visa from the United States Consulate in New York City.

On September 18, 1945, he was advised that he must obtain a passport and visa from the United States Consulate in New York City.

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seventieth

GEORGE PHOENIX  
Special Agent in Charge  
U.S. District Court  
New York City

*George Phoenix*  
Signature of U.S. District Court

A. C. W.

