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STATE DEPT. DECLASSIFICATION REVIEW
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CONTROLS

SR2

\ C O N F I D E N T I A L \
LIMITED OFFICIAL USE MADRID 03175
EZ2:

TEXT

SR3

VISAS

E.O. 12356: N/A
TAGS: CVIS (HAUSMAN KERN, MARKUS)
SUBJECT: SAO REQUEST
REF.: (A) 83 SANTIAGO 6250 (NOTAL); (B) 83 MADRID 13111;
- (C) STATE 885 (NOTAL)
1. VISAS DONKEY.
2. MARKUS HAUSMAN KERN
- JANUARY 29, 1916, LEIPZIG, GERMANY
- BUSINESSMAN RETIRED.
3. REFTTEL A, WHICH WAS NOT SENT TO THE DEPARTMENT, IS BEING REPEATED FOR ESSENTIAL BACKGROUND ON THIS CASE. REFTTEL B OUTLINES THE CASE IN DETAIL. EMBASSY CONSULAR OFFICER HAS HAD SEVERAL INTERVIEWS WITH SUBJECT REGARDING HIS AFFILIATIONS, HIS RESIDENCES AND THE HISTORY OF HIS OBTAINING VISAS FOR THE UNITED STATES SINCE 1945.
4. HAUSMAN CAME TO SPAIN IN 1933 FLEEING FROM NAZI

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GERMANY. HE RESIDED IN BARCELONA UNTIL 1939 WHEN HE LEFT WITH HIS PARENTS FOR CHILE. ALTHOUGH HIS PARENTS EVENTUALLY SETTLED IN VENEZUELA HE REMAINED IN CHILE FROM 1940 UNTIL 1961, BECOMING A CITIZEN OF THAT COUNTRY IN 1946. HE TRAVELED TO THE UNITED STATES WITH U.S. VISAS BETWEEN 1945 AND 1948, ON BUSINESS TRIPS. HE IS A FURRIER. HE WAS REFUSED A VISA IN 1948 AND STATES THAT HE WAS TOLD BY A CONSULAR OFFICER IN SANTIAGO THAT THE INFORMATION RENDERING HIM INELIGIBLE CAME FROM THE CHILEAN POLICE. HAUSMAN ALLEGES THAT THE INFORMATION GIVEN TO THE POLICE CAME FROM A BUSINESS COMPETITOR WITH WHOM HE WAS HAVING PROBLEMS, THAT HE HAS NEVER BEEN POLITICALLY INVOLVED IN ANY ORGANIZATIONS, NEITHER IN CHILE OR IN SPAIN.

5. SUBJECT HIRED A LAWYER IN SANTIAGO TO ASSIST HIM IN CLEARING HIS NAME. THE LAWYER, DURING THE COURSE OF THE MATTER, TRAVELED TO WASHINGTON AND MADE REPRESENTATIONS ON HIS BEHALF. IN 1957, HAUSMAN STATES THAT HE WAS CALLED INTO THE EMBASSY, TOLD BY A CONSULAR OFFICER THAT HIS CASE HAD BEEN RESOLVED IN HIS FAVOR AND GIVEN A VISA. IN 1961 HE MOVED TO EUROPE AND LIVED IN ITALY UNTIL RECENTLY WHEN HE MOVED TO MADRID. HE STATES THAT HE HAS HAD VISAS ISSUED IN SANTIAGO, ZURICH AND MILAN SINCE 1957, AND THAT HE HAS TRAVELED EXTENSIVELY OVER THE YEARS TO THE UNITED STATES. IN ADDITION TO THE COPY OF THE INDEFINITE VISA REFERRED TO IN REFTEL B, PARA 4, SUBJECT HAS NOW FURNISHED AN EXPIRED PASSPORT WHICH SHOWS THAT HE WAS ISSUED A TRANSFERRED VISA IN MILAN IN 1978, THE ORIGINAL OF WHICH WAS ISSUED ALSO IN MILAN IN 1976.

6. REFTEL A INDICATES THAT EMBASSY SANTIAGO HAS NO RECORD OF HAUSMAN'S CASE BEING CLEARED UP ALTHOUGH THE DEROGATORY INFORMATION WAS STILL EXTANT IN 1980 AND ENTERED IN AVLOS. OUR EFFORTS TO FIND ANY RECORD OR INFORMATION WHICH MIGHT THROW LIGHT ON SUBJECT'S OVERCOMING THE GROUNDS OF INELIGIBILITY HAVE BEEN TO NO AVAIL. THE CASE IS THEREFORE SUBMITTED TO THE DEPARTMENT FOR AN ADVISORY OPINION BECAUSE THE RESPONSIBLE CONSULAR OFFICER IS CONVINCED THAT MR. HAUSMAN'S NARRATIVE OF THE FACTS SURROUNDING HIS CASE IS TRUE AND THAT TO DEPRIVE HIM OF VISA FACILITIES FOR A SECOND PERIOD OF TIME BASED ON THE SAME INFORMATION IS UNJUST. EMBASSY RECOMMENDS, THAT IN ABSENCE OF ANY FURTHER FINDINGS IN THIS CASE, THAT HAUSMAN'S NAME BE REMOVED FROM AVLOS AND THAT HE BE AUTHORIZED VISA FACILITIES.

7. DEPARTMENT MAY WISH TO CONSULT DEPARTMENT OF JUSTICE (INS) RECORDS IN THIS CASE. ALSO IF EMBASSY SANTIAGO HAS ANY FURTHER INFORMATION THAT MAY BE PERTINENT AND THAT IS NOT CONTAINED IN REFTEL A, IT IS REQUESTED TO FORWARD THAT INFORMATION TO THE DEPARTMENT.

8. MR. HAUSMAN IS CURRENTLY TRAVELING IN SOUTH AMERICA, STAYING PRINCIPALLY IN MONTEVIDEO. HIS WIFE IS NOW IN THE UNITED STATES STAYING WITH HER FAMILY IN MIAMI. BOTH HAVE BEEN IN CONTACT WITH EMBASSY IN RECENT WEEKS REQUESTING THAT THIS CASE BE RESOLVED. THE DEPARTMENT'S ADVISORY OPINION WOULD BE APPRECIATED AS SOON AS POSSIBLE.

ENDERS

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