

**KOREMATSU V. UNITED STATES, 323 US 214
(1944) (50 MOST CITED CASES)**

Timothy Iezzi

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Korematsu is number 22 on the list of most cited US Supreme Court decisions. This ebook contains the full text of the Korematsu decision, once concurring.

Korematsu v. United States | Revolvy

Court's validation of those internments in Korematsu v. United States.² . Korematsu v. United States, U.S. , () (emphasis altered).

In the original *Korematsu* decision, the United States Supreme Court upheld the *Id* at 6. *Korematsu*, U.S. at (citing *Hirabayashi*, U.S. at 99). 7. . States, U.S. , (); *Hirabayashi v. United States* Japanese American cases should be most strenuously reconsidered."); *Sumi Cho*.

View this case and other resources at: Citation. U.S. , 65 S. Ct. , 89 L. Ed. , U.S. Brief Fact Summary. During World War.

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In the instant case, prosecution of the petitioner was begun by information charging violation of an Act of Congress, of March 21, 56 Stat. No person within such a center was permitted to leave except by Military Order. The report, however, was not published until two weeks later when it was released to the press.

Captain Hall stated that the report had already been published and it was too late. That order, issued after we were at war with Japan, declared. With the adoption of Rule 48 the absolute authority of the prosecutor was tempered and leave of court was required for dismissal of an indictment, information or complaint at any stage of the proceedings. Why should we set up a figmentary and artificial situation, instead of addressing ourselves to the actualities of the case?

All who observe the work of courts are familiar with what Judge Cardozo describes the nature of the court's inquiry is substantially more expansive than under Rule 48 a. The courts can exercise only the judicial power, can apply only law, and must abide by the Constitution, or they cease to be civil courts and become instruments of military policy.