4174 alton Road. mami Beach, House october, 17,1952 DC/R

Sec. of State. Washington

DEPARTMENT OF STATE

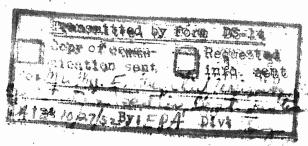
JEN 21 1952

DIVISION OF SECURITY

Dear Jes, I've apopen to mes waters the agent in charge. I've me apopen to me was and he referred me to you. I the mismi office and he referred me to you. I am on consession citizen by birth and live in the U.S. G. I've arrepted a position as investigator for the Cubon government working for the military inteligence service.

Please inform me of any signistions or sayio-tration meded through your office.

Useumy you of my cornect cooperation at all



122017

Keeperfiely forms,
Irving Schwart

4194 alton Road Ct m.B. Florida nov.1,1952 State Dept. Workington, D.C. Allen des, On October 17, 1452 I wrote asking information whether on answers citizen is required to regular south the state week of emperged by a foreign who in the service of military inteligences Please advise me by aturn is to the proper procedure. Thanking you for your rosperationat all times Irving Schwart.

My dear Mr. Schwartz:

The receipt is acknowledged of your letter of October 17, 1952 inquiring concerning your obligation to register your activities in this country on behalf of the Government of Cuba.

Section 951, Title 18 of the United States Code states that "Whoever, other than a diplomatic or consular officer or attache, acts in the United States as an agent of a foreign government without prior notification to the Secretary of State" shall be fined or imprisoned. Since that Act is a penal statute, final determination as to whether the facts and circumstances in a particular case constitute an individual or firm an agent of a foreign government within the meaning of the Act cannot be made by the Department of State but would be a matter for the courts to decide.

However, notification by letter is sufficient to satisfy the requirements of Section 951. The notification should include the full name, nationality, business and residence addresses of the agent, a statement of the present and proposed activities of such agent, and the name of the government represented, together with an indication of the date of assumption of duties in the United States and the approximate duration thereof.

It is possible that you may have some obligation under the Foreign Agents Registration Act of 1938, as amended. Since that Act is administered by the Attorney General, a copy of your letter has been referred to the

Foreign

Mr. Irving Schwartz 4174 Alton Road Miami Beach, Florida Foreign Agents Registration Section of the Department of Justice for consideration and reply. Section 2(a) of that Act requires that a copy of each registration statement filed be transmitted by the Attorney General to the Secretary of State. Registration under that Act would fulfill the requirements of Section 95%. Title 18 of the United States Code.

Sincerely yours,

John W. Ford,

Chief, Division of Security

NIV TO TO

	Tran	emit	ted	dy E	org	ı D	S-1	4
	Copy					-		ed
	nice							sent Fical
	tr. Te							real
	8/0/2					Div	Q	-
. 721								

CON:SYEPAnnis:ws 10/27/52