

JOHN ORESTOFF, SOLICITANTE Y APELANTE, CONTRA EL GOBIERNO DE FILIPINAS, OPOSITOR Y APELADO.

G. R. No. 47075. February 01, 1941

Ponente: IMPERIAL, J.

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IMPERIAL, J.:

El 13 de abril de 1939 el solicitante inicio en el Juzgado de Primera Instancia de Baguio la causa civil No. 740 y en su peticion solicito que'sea naturalizado como ciudadano filipino. Alego que era ciudadano ruso por haber nacido en Omsk, Rusia, el 1.º de noviembre de 1895, pero que no siendo creyente del comunismo el se consideraba sin patria; que vino por primera vez a Filipinas el 22 de enero de 1926 por el "President Madison" y que desde entonces se dedico al trabajo y observo buena conducta; que en la actualidad ejercia el oficio de mecanico y estaba empleado en Antamok Mines, Baguio; que poseia todas las calificaciones que requiere la Ley No. 2927; que no estaba descualificado de conformidad con dicha ley; y que era su intention hacerse ciudadano filipino, reconocer la soberania del gobierno aqui constituido y renunciar alianza y fidelidad a cualquiera soberanía extranjera. Despues de la vista el Juzgado denego la petición de naturalizacion y el solicitante apelo de la sentencia que asi se dicto.

Avanceña, Pres., Diaz, Laurel, y Horrilleno, MM., estan conformes.

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