

HAWAII UNDER ARMY RULE



The real story of three years
of martial law in a loyal
American territory.

J. GARNER ANTHONY

Hawaii Under Army Rule

**United States. Department of the
Army**



Hawaii Under Army Rule:

Hawaii Under Army Rule Joseph Garner Anthony, 1955 **Bayonets in Paradise** Harry N. Scheiber, Jane L. Scheiber, 2016-02-29 Selected as a 2017 CHOICE Outstanding Academic Title *Bayonets in Paradise* recounts the extraordinary story of how the army imposed rigid and absolute control on the total population of Hawaii during World War II. Declared immediately after the Pearl Harbor attack, martial law was all inclusive, bringing under army rule every aspect of the Territory of Hawaii's laws and governmental institutions. Even the judiciary was placed under direct subservience to the military authorities. The result was a protracted crisis in civil liberties as the army subjected more than 400,000 civilians, citizens and alien residents alike to sweeping intrusive social and economic regulations and to enforcement of army orders in provost courts with no semblance of due process. In addition, the army enforced special regulations against Hawaii's large population of Japanese ancestry; thousands of Japanese Americans were investigated, hundreds were arrested, and some 2,000 were incarcerated. In marked contrast to the well-known policy of the mass removals on the West Coast, however, Hawaii's policy was one of selective, albeit preventive, detention. Army rule in Hawaii lasted until late 1944, making it the longest period in which an American civilian population has ever been governed under martial law. The army brass invoked the imperatives of security and military necessity to perpetuate its regime of censorship, curfews, forced work assignments, and arbitrary justice in the military courts. Broadly accepted at first, these policies led in time to dramatic clashes over the wisdom and constitutionality of martial law involving the president, his top Cabinet officials, and the military. The authors also provide a rich analysis of the legal challenges to martial law that culminated in *Duncan v. Kahanamoku*, a remarkable case in which the U.S. Supreme Court finally heard argument on the martial law regime and ruled in 1946 that provost court justice and the military's usurpation of the civilian government had been illegal. Based largely on archival sources, this comprehensive, authoritative study places the long neglected and largely unknown history of martial law in Hawaii in the larger context of America's ongoing struggle between the defense of constitutional liberties and the exercise of emergency powers.

Japanese American Midwives Susan L. Smith, 2010-10-01 In the late nineteenth century, Japan's modernizing quest for empire transformed midwifery into a new woman's profession. With the rise of Japanese immigration to the United States, Japanese midwives (*sanba*) served as cultural brokers as well as birth attendants for Issei women. They actively participated in the creation of Japanese American community and culture as preservers of Japanese birthing customs and agents of cultural change. *Japanese American Midwives* reveals the dynamic relationship between this welfare state and the history of women and health. Susan L. Smith blends midwives' individual stories with astute analysis to demonstrate the impossibility of clearly separating domestic policy from foreign policy, public health from racial politics, medical care from women's caregiving, and the history of women and health from national and international politics. By setting the history of Japanese American midwives in this larger context, Smith reveals little-known ethnic, racial, and regional aspects of women's history and the

history of medicine **The History of the Supreme Court of the United States** William M. Wiecek, 2006-01-23 The Birth of the Modern Constitution recounts the history of the United States Supreme Court in the momentous yet usually overlooked years between the constitutional revolution in the 1930s and Warren Court judicial activism in the 1950s 1941 1953 marked the emergence of legal liberalism in the divergent activist efforts of Hugo Black William O Douglas Frank Murphy and Wiley Rutledge The Stone Vinson Courts consolidated the revolutionary accomplishments of the New Deal and affirmed the repudiation of classical legal thought but proved unable to provide a substitute for that powerful legitimating explanatory paradigm of law Hence the period bracketed by the dramatic moments of 1937 and 1954 written off as a forgotten time of failure and futility was in reality the first phase of modern struggles to define the constitutional order that will dominate the twenty first century *A Tragedy of Democracy* Greg Robinson, 2009 The confinement of some 120 000 Japanese Americans during World War II often called the Japanese American internment has been described as the worst official civil rights violation of modern U S history Greg Robinson not only offers a bold new understanding of these events but also studies them within a larger time frame and from a transnational perspective Drawing on newly discovered material Robinson provides a backstory of confinement that reveals for the first time the extent of the American government s surveillance of Japanese communities in the years leading up to war and the construction of what officials termed concentration camps for enemy aliens He also considers the aftermath of confinement including the place of Japanese Americans in postwar civil rights struggles the long movement by former camp inmates for redress and the continuing role of the camps as touchstones for nationwide commemoration and debate Most remarkably *A Tragedy of Democracy* is the first book to analyze official policy toward West Coast Japanese Americans within a North American context Robinson studies confinement on the mainland alongside events in wartime Hawaii where fears of Japanese Americans justified Army dictatorship suspension of the Constitution and the imposition of military tribunals He similarly reads the treatment of Japanese Americans against Canada s confinement of 22 000 citizens and residents of Japanese ancestry from British Columbia *A Tragedy of Democracy* recounts the expulsion of almost 5 000 Japanese from Mexico s Pacific Coast and the poignant story of the Japanese Latin Americans who were kidnapped from their homes and interned in the United States Approaching Japanese confinement as a continental and international phenomenon Robinson offers a truly kaleidoscopic understanding of its genesis and outcomes The confinement of some 120 000 Japanese Americans during World War II often called the Japanese American internment has been described as the worst official civil rights violation of modern U S history Greg Robinson not only offers a bold new understanding of these events but also studies them within a larger time frame and from a transnational perspective Drawing on newly discovered material Robinson provides a backstory of confinement that reveals for the first time the extent of the American government s surveillance of Japanese communities in the years leading up to war and the construction of what officials termed concentration camps for enemy aliens He also considers the aftermath of confinement including the place of

Japanese Americans in postwar civil rights struggles the long movement by former camp inmates for redress and the continuing role of the camps as touchstones for nationwide commemoration and debate Most remarkably *A Tragedy of Democracy* is the first book to analyze official policy toward West Coast Japanese Americans within a North American context Robinson studies confinement on the mainland alongside events in wartime Hawaii where fears of Japanese Americans justified Army dictatorship suspension of the Constitution and the imposition of military tribunals He similarly reads the treatment of Japanese Americans against Canada's confinement of 22 000 citizens and residents of Japanese ancestry from British Columbia *A Tragedy of Democracy* recounts the expulsion of almost 5 000 Japanese from Mexico's Pacific Coast and the poignant story of the Japanese Latin Americans who were kidnapped from their homes and interned in the United States Approaching Japanese confinement as a continental and international phenomenon Robinson offers a truly kaleidoscopic understanding of its genesis and outcomes

Lectures on Martial Law United States. Department of the Army, 1960
Military Law Review, 1970 **In Love and War** Melody M. Miyamoto Walters, 2015-09-09 The events of December 7 1941 rocked the lives of people around the world The bombing of Pearl Harbor had intimate repercussions too especially in the territory of Hawaii *In Love and War* recounts the wartime experiences of author Melody M Miyamoto Walters's grandparents two second generation Japanese Americans or Nisei living in Hawaii Their love story narrated in letters they wrote each other from July 1941 to June 1943 offers a unique view of Hawaiian Nisei and the social and cultural history of territorial Hawaii during World War II Drawing on her grandparents' letters Miyamoto Walters fleshes out what it meant to live and work on the islands of Kauai Oahu and Hawaii during the war years Although to outsiders twenty somethings Yoshiharu Ogata and Naoko Tsukiyama were both Japs the couple came from different socioeconomic classes and cultures Naoko the author's grandmother hailed from a prosperous Honolulu merchant family whereas Yoshiharu grew up poor part of the laboring class on a sugar plantation on Kauai Their courtship was riddled with challenges He stayed on Oahu then moved to Kauai she moved to the Big Island Yoshiharu faced the possibility of being drafted into the military After the bombing of Pearl Harbor they both lived under martial law Some Americans operating under nativist and xenophobic beliefs questioned Japanese Americans' loyalty to the United States But as the letters collected here show the Nisei were patriots Naoko and Yoshiharu spoke English participated in the YMCA and the USO and taught in public schools They embraced American popular culture quoting lines of pop songs in their correspondence and celebrated both Japanese and American traditions Through their experiences Miyamoto Walters shows how Japanese Americans' negotiation of race ethnicity and cultural space in wartime indelibly shaped Hawaii's postwar economic political and social landscape

Constitutionalism and American Culture Sandra F. VanBurkleo, Kermit L. Hall, Robert J. Kaczorowski, 2002 Cultural history and themendment New York Times v Sullivan and its times Kermit L Hall New directions in American constitutional history Words as hard as cannon balls women's rights agitation And liberty of speech in nineteenth century America Sandra F VanBurkleo Race state

market and civil society in constitutional history Mark Tushnet Constitutional history and the cultural turn cross Examining the legal realist narratives of Henry Fonda Norman L Rosenberg Contributors Hawaiian History Richard Lightner,2004-08-30 Hawaii has been referred to as the crossroads of the Pacific This book illustrates how many world cultures and customs meet in the Hawaiian Islands providing a chronological overview highlighted by extracts from important works that express Hawaii's unique history This work starts with chronological chapters on general and ancient Hawaiian history and continues through early Western contact the 19th century and Hawaii's annexation to the United States Topics include politics religion social issues business ethnic groups and race relations **Justice Without Frontiers** C. G. Weeramantry,1997-01-01 Part A General perspectives **Furthering Human Rights** C.G. Weeramantry,2023-07-24 This volume is based on the theme that justice cannot be confined within limitations of space time or academic discipline a theme which Judge Christopher Weeramantry has consistently applied in the valuable writings which are collected here Justice breaks out beyond the bounds of particular cultural traditions and territorial boundaries It transcends generational barriers and imposes on every generation duties towards those who are to follow It reaches beyond the bounds of the discipline of law and fertilizes the interface area between law and any discipline one may care to name This representative selection of lectures and writings delivered and published over the past three decades in many parts of the world reveals the depth and significance of Judge Weeramantry's contribution to the ongoing debate on the nature and scope of Human Rights in the international community Some of his essays foreshadowed future dangers which have since materialized and they all represent a resistance to attitudes of legal formalism which often seem to override considerations of justice in the handling of the problems under examination All of these discussions portray the all pervasive nature of justice its universality and its timelessness This volume is the first of several which will cover Judge Weeramantry's contribution to legal literature The remaining volumes will contain essays on Justice in a Global Context Justice in the Age of Technology and The Votaries of Justice Encyclopedia of Japanese American Internment Gary Y. Okihiro,2013-06-11 This book addresses the forced removal and confinement of Japanese Americans during World War II a topic significant to all Americans regardless of race or color The internment of Japanese Americans was a violation of the Constitution and its guarantee of equal protection under the law yet it was authorized by a presidential order given substance by an act of Congress and affirmed by the U S Supreme Court Japanese internment is a topic that we as Americans cannot afford to forget or be ignorant of This work spotlights an important subject that is often only described in a cursory fashion in general textbooks It provides a comprehensive accessible treatment of the events of Japanese American internment that includes topical event and biographical entries a chronology and comprehensive bibliography and primary documents that help bring the event to life for readers and promote inquiry and critical thinking Civil Affairs/military Government Public Health Activities ,1976 *The A to Z of World War II* Anne Sharp Wells,2009-09-28 World War II dominates world history today as it dominated

world attention over 60 years ago In spite of the alliances that bound many of the same participants the war was essentially two separate but simultaneous conflicts one involved Japan as the major antagonist and took place mostly in Asia and Pacific and the other initiated by Germany and Italy was contested mainly in Europe North Africa the Mediterranean and the Atlantic The A to Z of World War II The War Against Japan traces the brutal conflict from Japan s seizure of Chinese territory in 1931 through the onset of war with the Western Allies in 1941 to the use of atomic weapons by the United States in 1945 It also addresses the aftermath of the war including the formation of the United Nations and the American occupation of Japan As the first of two volumes covering World War II this volume concentrates on the war in Asia and the Pacific so the user benefits from the comprehensive explanations of the people places and events that shaped much of that region s 20th century history

Extraordinary Justice Peter Judson Richards, 2007-06-01 Examines the ways military tribunals seek to administer justice The Al Qaeda terror attacks of September 11 2001 aroused a number of extraordinary counter measures in response including an executive order authorizing the creation of military tribunals or commissions for the trial of accused terrorists The Supreme Court has weighed in on the topic with some controversial and deeply divided decisions Extraordinary Justice seeks to fill an important gap in our understanding of what military tribunals are how they function and how successful they are in administering justice by placing them in comparative and historical context Peter Judson Richards examines tribunals in four modern conflicts the American Civil War the British experience in the Boer War the French tribunals of the Great War and Allied practices during the Second World War Richards also examines the larger context of specific political legal and military concerns addressing scholarly and policy debates that continually arise in connection with the implementation of these extraordinary measures He concludes that while the record of the national tribunals has been mixed enduring elements in the character of warfare of justice and the nature of political reality together justify their continued use in certain situations

Preventive Medicine in World War II: Civil affairs John Boyd Coates (Jr.), Ebbe Curtis Hoff, 1976

The Art of Occupation Thomas J. Kehoe, 2019-10-15 The literature describing social conditions during the post World War II Allied occupation of Germany has been divided between seemingly irreconcilable assertions of prolonged criminal chaos and narratives of strict martial rule that precluded crime In The Art of Occupation Thomas J Kehoe takes a different view on this history addressing this divergence through an extensive interdisciplinary analysis of the interaction between military government and social order Focusing on the American Zone and using previously unexamined American and German military reports court records and case files Kehoe assesses crime rates and the psychology surrounding criminality He thereby offers the first comprehensive exploration of criminality policing and both German and American fears around the realities of conquest and potential resistance social and societal integrity national futures and a looming threat from communism in an emergent Cold War The Art of Occupation is the fullest study of crime and governance during the five years from the first Allied incursions into Germany from the West in September 1944 through the end of the military

occupation in 1949 It is an important contribution to American and German social military and police histories as well as historical criminology

Habeas Corpus in Wartime Amanda L. Tyler, 2017-11-01 This book is the most comprehensive account of the role of habeas corpus in wartime ever written It draws on a wealth of untapped resources to shed light on the political and legal understanding of habeas corpus that has unfolded over the course of Anglo American history The book traces the roots of the habeas privilege enshrined in the United States Constitution to England and then carries the story forward to document the profound influence of English law on early American law It then takes the story forward to document the understanding of the privilege and the role of suspension over the course of American history giving special attention to important historical episodes when the Constitution has come under great stress such as the Civil War Reconstruction World War II and the War on Terror The original historical materials presented have a great deal to contribute to modern debates over the scope of executive power to arrest and to the role of courts in wartime

Army Diplomacy Walter M. Hudson, 2015-05-19 In the immediate aftermath of World War II the United States Army became the principal agent of American foreign policy The army designed implemented and administered the occupations of the defeated Axis powers Germany and Japan as well as many other nations Generals such as Lucius Clay in Germany Douglas MacArthur in Japan Mark Clark in Austria and John Hodge in Korea presided over these territories as proconsuls At the beginning of the Cold War more than 300 million people lived under some form of U S military authority The army s influence on nation building at the time was profound but most scholarship on foreign policy during this period concentrates on diplomacy at the highest levels of civilian government rather than the armed forces governance at the local level In *Army Diplomacy* Hudson explains how U S Army policies in the occupied nations represented the culmination of more than a century of military doctrine Focusing on Germany Austria and Korea Hudson s analysis reveals that while the post World War II American occupations are often remembered as overwhelming successes the actual results were mixed His study draws on military sociology and institutional analysis as well as international relations theory to demonstrate how bottom up decisions not only inform but also create higher level policy As the debate over post conflict occupations continues this fascinating work offers a valuable perspective on an important yet underexplored facet of Cold War history

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