



**HE'S UNDECIDED**—Richard Tanimura stares at burning cards—identified by their owners as draft cards—in an ash tray shortly after he said he may refuse to report for National Guard duty. Tanimura, who did not burn a card, broke into tears as he spoke. *SB 12 Apr 68*

## To one man, it is problem of ethics

For Richard M. Tanimura, 25, the decision to pursue what he feels is "morally right" was long overdue.

He admits that he joined the Hawaii Army National Guard, HHC 29th Brigade, two years ago to avoid the draft.

Now he's not sure whether he will refuse to report for active duty May 13 or actively work from within the Army, informing the men of the implications of the call-up.

Either way, Tanimura, a senior in electrical engineering, may face imprisonment in jail unless he waives from his chosen course.

It's a course which he did not actively pursue until six months ago.

He feels that there are many young men in the Guard now who aren't familiar with the consequences of the call-up.

"The majority of them joined the unit for very same reason I did, and something must be done to inform them," he said.

He prefers going to jail rather than serving in Vietnam, calling his dissent, "the only adult thing to do."

His immediate concern is

not for himself but the social incriminations his immediate relatives and friends may now face because of yesterday's actions.

"It's a hard thing to explain to your parents, and although they knew how I felt about Vietnam and the racial problem, I did not tell them what I was planning to do."

Tanimura is a Specialist 4th class in the Hawaii Guard.

His parents are Mr. and Mrs. Harold Tanimura of 3495 E. Manoa Road.

James Burns, Hawaii Army National Guard legal officer, said today that if Tanimura fails to show up May 13, he is strictly a problem for the FBI.

"If he refuses to serve, then he would be in similar circumstances as avoiding the draft," Burns said.

"But," Burns continued, "Since he is a member of the Guard, which at that time would be a part of the Regular Army, Tanimura would be subject to the Uniform Code of Military Justice."

His court martial would depend then on the type of action he pursues, Burns said.