

IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE

DISTRICT OF ALABAMA, EASTERN DIVISION

ANTHONY T. LEE, ET AL.,

Plaintiffs,

UNITED STATES OF AMERICA,

Plaintiff-Intervenor
and Amicus Curiae,

ALABAMA STATE TEACHERS
ASSOCIATION, INC.,

Intervening Plaintiff,

vs.

MACON COUNTY BOARD OF EDUCATION,
ET AL., LURLEEN BURNS WALLACE, ETC.,
ET AL.; The ALABAMA HIGH SCHOOL
ATHLETIC ASSOCIATION, and James
R. Allen, J. L. Nolen, Sam W.
Jones, J. T. Greene, Frank Kendall,
F. T. Dobbs, W. W. Hester, and
M. G. Couch, as members of the
Central Board of Control of said
association; and Herman L. Scott,
as Executive Secretary of said
association; The ALABAMA INTER-
SCHOLASTIC ATHLETIC ASSOCIATION,
and H. L. Shaw, James Hall, Lawrence
Presley, W. J. Yelder, W. F. Burns,
W. E. Scoggins, R. A. Stewart, Walker
Alexander, Hugh Martin, George
Mosby, John Nolen, and Eugene
Royster, as members of the Central
Board of Control of said associ-
ation; and Severne Allen Frazier,
as Executive Secretary of said
association; The ALABAMA JUNIOR
COLLEGE CONFERENCE, and Lathem N.
Sibert, E. R. Knox, Rex Turner, James
Glasgow, B. E. Lee, and Walter Graham,
as members of the Executive Committee
of said conference; The ALABAMA
COLLEGIATE CONFERENCE, and Bill Short,
Dallas Lancaster, Earl Watson, Ward
Tishler, and Jack Powell, as members
of the Executive Committee of said
conference; and The SOUTHERN INTER-
COLLEGIATE ATHLETIC CONFERENCE, and
E. L. Jackson, Julian Bell, Frank
Forbes, C. Johnson Dunn, A. S.
Gaither, Jay Hawkins, William Powell,
W. T. Green, A. J. Lockhart, H. W.
Crawford, and H. B. Thompson, as
members of the Executive Committee
of said conference,

Defendants.

FILED

APR 1 1968

R. C. DOBSON, CLERK

BY JPS DEPUTY CLERK

CIVIL ACTION NO. 604-E

D E C R E E

It is the ORDER, JUDGMENT and DECREE of this Court that the Alabama
State Board of Education, Dr. Ernest Stone, Secretary and Executive Officer of

the Alabama State Board of Education and the Alabama State Superintendent of Education; James D. Nettles, Ed Dannelly, Mrs. Carl Strang, Fred L. Merrell, W. M. Beck, Victor P. Poole, W. C. Davis, Cecil Word and Harold C. Martin, as members of the Alabama State Board of Education; the Alabama High School Athletic Association, its individual members and officers thereof, and the Alabama Interscholastic Athletic Association, its individual members and officers thereof, together with their agents, servants, employees, successors in office and all those in active concert or participation with them who receive actual notice of this decree, or any of them, shall be and are hereby enjoined from operating a dual athletic system in the public schools of the State of Alabama.

As set out more particularly in the body of this decree and in accordance with the opinion rendered herein this date, said defendants shall take affirmative action to disestablish the dual athletic system, based upon race, of the public school systems in the State of Alabama.

It is further ORDERED that the State Superintendent of Education shall require all local school systems under his jurisdiction or control that are enumerated in the order of this Court made and entered herein on March 22, 1967, if said school systems belong to a statewide athletic association, to belong to the same athletic association.

It is further ORDERED that the Alabama High School Athletic Association and the Alabama Interscholastic Athletic Association be merged, this merger to include supervisory and executive personnel so that there will be only one high school athletic association in the State of Alabama. The parties to this cause, both the plaintiffs and the defendants, are ORDERED to submit a plan or plans for said merger within thirty days from the date of this order, embodying the minimum requirements set forth in the opinion of this Court.

It is further ORDERED that effective immediately all athletic programs, contests and competitions, including track, basketball, baseball, football, cheerleader clinics and coaching clinics, where more than two schools participate, be conducted and held without regard to the racial composition of these schools. This includes programs, competitions and contests on county, district, conference, sectional, area, regional and State levels.

It is further ORDERED that the State Superintendent of Education notify each of the public school systems in the State of Alabama that are enumerated in the order of this Court made and entered herein on March 22, 1967, that if said school system desires to become a member of an athletic association it will be

required to belong to the athletic association that is formed as a result of the merger herein ordered. The State Superintendent of Education shall also inform these local school systems as to the other provisions in this order.

It is further ORDERED that all relief sought by the United States and the plaintiffs other than herein granted is denied.

This Court specifically retains jurisdiction in this cause.

Done, this the 1st day of April, 1968.


UNITED STATES CIRCUIT JUDGE


UNITED STATES DISTRICT JUDGE


UNITED STATES DISTRICT JUDGE