

DOCKET

DOCKET 2657

TITLE OF CASE

ATTORNEYS

Harvey Briggs, Jr., Thomas Lee Briggs and Katherine Briggs, infants, by Harvey Briggs, their father and next friend and Thomas Gamble, an infant by Harvey Briggs, his Guardian and next friend,

William Gibson, Jr., Maxine Gibson, Harold Gibson and Julia Ann Gibson, infants, by Anne Gibson, their mother and next friend.

Mitchell Oliver and Richard Allen Oliver, infants, by Mary Oliver, their father and next friend,

Celestine Paxon, an infant by Bennie Paxon, her father and next friend,

Shirley Regin and Delores Regin, infants, by Edward Regin, their father and next friend,

Glen Regin, an infant, by William Regin, his father and next friend,

Elsie Richardson and Emanuel Richardson, infants, by Luchriner Richardson, their father and next friend

James Richardson, Charles Richardson, Dorothy Richardson and Jackson Richardson, infants, by Lee Richardson, their father and next friend,

Basis of Action Daniel Bennett, John Bennett and Clifton Bennett, infants, by James H. Bennett, their father and next friend,

U.S. Constitution Jury Trial Claimed by Louis Oliver, Jr., an infant, by Mary Oliver, his mother and next friend,

On 19 (see below)

Harold R. Boulware, Clerk of Court 2-22-50
Robert L. Carter
Thurgood Marshall

For Plaintiff:

A.T. Walden
Spencer Robinson, III
Arthur O. Shores
Lincoln C. Jenkins, Jr.

For Defendant:

S. E. Rogers, Summerton
T. C. Collison
Rah. M. C. Figg, Jr.

DATE			PLAINTIFF'S ACCOUNT		RECEIVED	DISBURSED	DATE			DEFENDANT'S ACCOUNT		RECEIVED	DISBURSED
MONTH	DAY	YEAR					MONTH	DAY	YEAR				
Dec	22	1950	H. R. Boulware		15.00								
Jan	3	1951	Treas. of U.S.			15.00							
Aug	25	"	Robt. L. Carter Esq		60.40								
Sep	1	"	Thurgood Marshall		50.00								
Oct	6	"	Treas. of U.S.			65.40							
					65.40	65.40							
May	12	1952	Harold Boulware, Esq.		50.00								
JUNE	5	"	Thurgood Marshall Esq		97.10								
July	3	"	Treas. of U.S.			102.10							
					102.10	102.10							

ABSTRACT OF COSTS

To Whom Due

Amount

RECEIPTS, REMARKS, ETC.

Gardenia Stokes, Willie M. Stokes, Jr. and Louis M. Stokes, infants, by Willie M. Stokes, their father and next friend,
Joe Nathan Henry, Charles K. Henry, Eddie Lee Henry and Phyllis A. Henry, infants, by G. H. Henry, their father and next friend,
Gladie Georgia and Jewine Georgia, infants, by Robert Georgia, their father and next friend,
Rebecca I. Richburg, an infant, by Rebecca Richburg, her mother and next friend,
Mary L. Bennett, Lillian Bennett and John M. Kenzie, infants, by Gabriel Tyndal, their father and next friend,
Eddie Lee Lawson and Susan Ann Lawson, infants, by Susan Lawson, their mother and next friend,
Willie Oliver and Mary Oliver, infants, by Frederick Oliver, their father and next friend,
Heracles Bennett and Hilton Bennett, infants, by Martha Bennett, their mother and next friend,
Zelma Regin and Sarah Ellen Regin, infants, by Hazel Regin, their mother and next friend,
Irene Scott, an infant, by Henry Scott, her father and next friend,

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R.W. Elliott, Chairman, J. D. Carson and George Kennedy, members of Board of Trustees of School District #22, Clarendon County, S.C.
Summerton High School District, a body corporate; L. B. McCard, Superintendent of Education for Clarendon County and Chairman, A. J. Plowden, W. E. Baker members of the County Board of Education for Clarendon County; and H. B. Bettsman, Superintendent of Education School District #22.

Defendants

UNITED STATES DISTRICT COURT

FPI-LK-2-16-48-75-3321-22

DATE			FILINGS—PROCEEDINGS	No. of Words	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURN
MONTH	DAY	YEAR			PLAINTIFF	DEFENDANT	
Dec.	22	1950	Summons and Complaint		15.00		
Dec.	22	"	(8) Copies to marshal for service				
"	31	"	E. R.				15.00
Jan.	12	1951	(8) marshal's return of service				
"	18	"	Answer.				
"	"	"	acceptance of service of answer.				
Feb.	1	1951	Order convening three-Judge Court and directing that Judges Parker, Timmerman and Waring compose said Court.				
"	1	"	Copies to Attorneys of record				
"	1	"	Copy to Judge Timmerman and Judge Waring and Judge Parker				
"	2	"	Certified Copy of order to Governor of S. Carolina				
"	2	"	Certified Copy of order to T. C. Collison, Attorney General for S. C.				
May	8	"	Interrogatories by defendants				
"	10	"	(11) Subpoenas issued				
"	10	"	Acknowledgement of service of Interrogatories				
"	24	"	(10) marshal's returns on subpoenas				
"	28	"	Statement of Defendant's Counsel, admitted as Amendment to Answer.				
"	28/29	"	Trial by Three-Judge Court (Parker, C.J., Waring, D.J., Timmerman, D.J.)				
"	"	"	12 witnesses sworn; Exhibits in evidence.				
June	23	"	Opinion, Judge Parker and Judge Timmerman				
"	23	"	Copies to Attorneys of record				
"	23	"	Dissenting Opinion, Judge Waring				
"	23	"	Copies to Attorneys of record				
"	23	"	Decree, Judge Parker & Judge Timmerman, Dissented To by Judge Waring				
"	23	"	Copies to Attorneys of record				
July	20	"	Petition for Appeal (by Plaintiff)		5.00		
"	20	"	Order Allowing Appeal & fixing amount of bond				
"	20	"	Bond for Costs on Appeal				
"	20	"	Assignment of Errors				
"	20	"	Statement as to jurisdiction				
"	20	"	Notice to Defendants.				
"	20	"	Acknowledgment of Service				
"	25	"	Transcript of Testimony (200)				
Aug.	6	"	Designation of Record on Appeal by plaintiff				
"	9	"	Designation of Additional Portions of Record on Appeal				
"	14	"	Record on Appeal to Court of Appeals		60.00		
"	17	"	Acknowledgment of Service				
Sep.	30	"	E. R.				6.40
Dec.	20	"	Report of defendant pursuant to Decree				
"	20	"	Copies to Judges Parker, Timmerman and Waring				
"	20	"	Copy to Hon. Elmer Clegg, Clerk, U.S. Supreme Court.				
Jan.	8	1952	Order: in re: Report of defendant				
Feb.	7	"	Opinion and Mandate of Supreme Court				
"	7	"	Plaintiff's Motion for Judgment				
"	7	"	Copies to Court				
"	14	"	Order fixing date of hearing on Feb. 29, 1952				
"	15	"	Order changing date of hearing to March 3, 1952				
"	"	"	Copies of above two orders to Attorneys of record				
"	"	"	Copies of above two orders to Towles of School District No. 1				
"	"	"	Copies of above two orders to Governor Byrnes and Hon. T. C. Collison				
"	3	"	Copy letter from Judge Parker to Judges Waring & Timmerman				
"	"	"	Letter from Judge Waring to Judge Parker, dated Feb. 11, 1952				
"	"	"	Order designating Judge Debie as Third-Judge				

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Harry Briggs, Jr. et al

VS. R.W. Elliott et al

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DATE			FILINGS—PROCEEDINGS	No. of Words	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
MONTH	DAY	YEAR			PLAINTIFF	DEFENDANT	
			Amounts brought forward,				
Mar.	3	1952	Hearing on motion for Judgment (Filed 2-7-52)				
"	3	"	Return of respondents				
"	3	"	Report of defendant's supplementary to Report filed Dec. 20, 1951				
"	3	"	Copy of letter to Judge Waring dated Feb. 9, 1952, Copy of Judge Waring's letter to Judge Parker & Copy of order designating Judge Dobie as member of three-Judge Court to Hon. Claude M. Dean, Clerk, Court of Appeals.				
"	3	"	Copy of letter to Judge Waring dated Feb. 9, 1952, Copy of Judge Waring's letter to Judge Parker & Copy of order designating Judge Dobie as member of three-Judge Court to Judges Dobie & Timmerman				
"	"	"	Certificate of Architect				
"	"	"	Copies to Judges, Parker, Dobie & Timmerman				
"	13	"	Opinion: Judges Parker, Dobie & Timmerman				
"	13	"	Decree: Judges Parker, Dobie & Timmerman				
"	14	"	Copies to attorneys of record				
Apr.	24	"	Transcript of hearing				
May	9	"	Petition for appeal, Order allowing appeal & Assignment of errors & Citation on Appeal				5.00
"	9	"	Statement as to Jurisdiction				
"	14	"	Proccipe				
"	21	"	Designation of Additional Portions of the Record to be included in appeal.				
May	23	"	Acknowledgment of service				
"	26	"	Statement opposing jurisdiction and motion to Dismiss or Affirm.				
"	28	"	Record on Appeal to Supreme Court.				97.10
June	30	"	E.R.				102.10
"	29	"	Mandate and Opinions of the Supreme Court of the U.S., Reversing and Remanding case to the District Court for further proceedings.				
"	29	1955	Notice of motion for taking on Formulation of Decree and Judgment, with Certificate of Service.				
"	29	"	Copy sent to Judge Parker, Dobie, Timmerman and Williams.				
July	6	1955	Order fixing date for hearing on 7-15-55.				
"	8	"	Copy to Counsel of Record and to Judge Dobie and Judge Timmerman.				
"	9	1955	Notice and motion to Intervene as Plaintiffs.				
"	15	1955	Petition of the members of the Board of Trustees of School District No. 1.				
"	15	"	Hearing on motion for Decree by Three-Judge Court.				
"	"	"	Decree setting aside decree heretofore entered by Court.				
"	"	"	Opinion				
"	16	"	Copy of Decree and Opinion to Counsel of Record.				
Aug.	17	1955	Notice of motion to strike names from list of intervenors. Admitted by Order of this Court on 7-15-55, with Certificate of Service.				
Sept.	9	1955	Notice of motion to strike names from the Complaint and from list of intervenors.				
"	16	1955	Notice of motion to strike names from the Complaint and from list of intervenors.				
Oct.	12	1955	Notice of motion to strike names from the list of intervenors, with Certificate of Service.				
Nov.	22	1956	Notice and Motion for Substitution of Counsel for the plaintiffs, with acceptance of Service.				

(over.)

UNITED STATES DISTRICT COURT

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FD-1-2-10-48-75 Each-5321-22

DOCKET 2657

Harry Briggs Jr., et al.

VS. L. W. Elliott, Chairman, et al.

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DATE	FILINGS-PROCEEDINGS	No. OF WORDS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
			PLAINTIFF	DEFENDANT	
Mar. 22 1956	Acknowledgment of Service				
" 22 1956	Order Allowing Harold R. Boulware, Esquire to withdraw as Attorney of Record for the plaintiffs and for Lincoln C. Jenkins, Jr., Esq. be Substituted.				
" 22 1956	Copy of Order to Counsel of Record and Lincoln C. Jenkins, Jr., Esq.				
MAY 3 1956	Hearing held to determine status - Counsel agree to submit order dismissing case				
June 3 1956	Order of Dismissal - Copies to Counsel JS 6				
Feb. 21 1969	Order (Gordon) that Clerk pay to plaintiff's counsel \$500 appeal bond.				