

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

NO. 21,040

UNITED STATES OF AMERICA,

Appellant,

vs.

BLANCHARD McLEOD, ET AL,

Appellees.

Appeal from the United States District Court for the
Southern District of Alabama.

(November 13, 1963)

O R D E R:

On motion of the United States of America, and upon consideration of the papers filed in connection therewith and the oral argument presented by counsel for the respective parties, and it appearing therefrom that good cause exists for the granting of the relief sought by the motion, it is on this 13th day of November 1963 ORDERED, ADJUDGED and DECREED:

1. The District Court shall forthwith enter an order restraining each of the above named appellees, their agents, servants, officers, employees, and attorneys and all persons acting in concert or participation with them from commanding or attempting to compel the attendance before the Grand Jury of the Circuit Court of Dallas County, Alabama, Fall Term 1963, on November 13, 1963, or any other day, of Burke Marshall, Assistant Attorney General, John Dear, First Assistant to the Assistant Attorney General, Richard Wasservest, Attorney, David H. Marlin, Attorney, Arvid A. Sather, Attorney, and Kenneth McIntyre, Attorney, attorneys of the Civil Rights Division of the Department of Justice, by serving or enforcing or attempting

to enforce the subpoenae bearing the return date of November 13, 1963, previously issued, or from arresting or holding in custody or attempting to arrest or hold in custody any of the aforesaid attorneys of the Department of Justice as a result of any action by or under the authority of any of the aforesaid appellees or as a result of any failure on the part of any said attorneys to appear before said Grand Jury, the said restraining order to remain in effect until the disposition by said court of the application now pending before it for a temporary injunction which is set for hearing on November 13, 1963.

(2) Pending the entry of such order of the District Court, the said appellees are restrained from doing each and every the acts set forth in paragraph 1 hereof.

(3) That this order shall be personally served forthwith upon each of the above-named appellees by the United States Marshal or Deputy Marshal for the Southern District of Alabama.

Carl A. B. [Signature]
UNITED STATES DISTRICT COURT

William F. [Signature]
UNITED STATES CIRCUIT COURT

[Signature]
UNITED STATES DISTRICT COURT

DIVISION
CLERK HIGH 12

DIVISION
CLERK HIGH 12

10-10-63

To: EDWARD W. BARTHOLOMEW
U. S. Court of Appeals, Fifth Circuit

By: *[Signature]*
Deputy U.S. Marshal

See Original, [illegible]

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