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IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA

NORTHERN DIVISION

UNITED STATES ATTORNEY
MIDDLE DISTRICT
OF ALABAMA

UNITED STATES OF AMERICA,
Plaintiff,

v.

GEORGE PENTON, ET AL.,
Defendants.

Filed 8-23-61
R. C. Johnson, Clerk
No. 1741-N

ANSWER OF GEORGE PENTON AND
MRS. SAMUELLA P. WILLIS ON
GOVERNMENT'S MOTION FOR
PRODUCTION OF RECORDS,
DOCUMENTS AND PAPERS

Comes George Penton and Mrs. Samuella P. Willis,
Members of the Board of Registrars of Montgomery County,
Alabama, and in answer to the motion made by plaintiff for
the production of certain documents and papers in order that
the plaintiff's attorneys and agents may inspect, copy or
photograph such records, they say:

1. Neither the Board of Registrars of Montgomery
County, Alabama, nor any member thereof, retains applications
for registration, questionnaires and oaths of successful
applicants. The only applications for registration,
questionnaires and oaths in the possession, custody or
control of the Board of Registrars, or any member thereof,
since October 4, 1960, are those of unsuccessful applicants.

2. Neither the Board of Registrars of Montgomery
County, Alabama, nor any member thereof, has in its or their
possession, custody or control any applications for
registration, questionnaires or oaths of white applicants for
registration to vote which have been approved by the Board
of Registrars of Montgomery County, Alabama, or any member
thereof, since January 1, 1956.

regulations governing its actions and procedure.

4. Neither the Board of Registrars of Montgomery County, Alabama, nor any member thereof, has in its or their possession, custody or control any list of qualified electors of Montgomery County, Alabama which were compiled after October 18, 1960.

5. Neither the Board of Registrars of Montgomery County, Alabama, nor any member thereof, has in its or their possession, custody or control any official list of qualified electors of Montgomery County, Alabama, compiled or published during 1956.

6. The Board of Registrars of Montgomery County, Alabama has in its possession certain records showing criminal indictments, charges or convictions of persons in Montgomery County, Alabama.

7. Neither the Board of Registrars of Montgomery County, Alabama, nor any member thereof, maintains any registration books or other documents containing the names and races of persons who have applied for registration in Montgomery County, Alabama; nor has the Board of Registrars maintained any registration book or other documents at any time since January 1, 1956 which would show the name and race of applicants for registration.


WILLIAM F. THETFORD,
Attorney for Defendant
Board Members.

STATE OF ALABAMA)
)
MONTGOMERY COUNTY)

I, Mrs. Samuella P. Willis, having been duly sworn say: I have knowledge of the facts contained in the answer of George Penton and Mrs. Samuella P. Willis, as

Members of the Board of Registrars of Montgomery County,
Alabama, and the facts as stated therein are true and
correct.

Mrs. Samuella P. Willis

Subscribed and sworn to before
me this 23rd day of August, 1961.

Betty Gibson
Notary Public, Montgomery County

My Commission expires May 27, 1963

CERTIFICATE OF SERVICE

STATE OF ALABAMA)
MONTGOMERY COUNTY)

I hereby certify that I have this day served three copies of the foregoing answer to the motion for production of records, documents and papers on the Honorable Hartwell Davis, United States Attorney, Federal Building, Montgomery, Alabama; and one copy on the Honorable MacDonald Gallion, Attorney General for the State of Alabama, Montgomery, Alabama, by placing same in the United States mail, postage prepaid, properly addressed on this the 23 day of August, 1961.

William F. McLeod