SHELTON

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

JOHNSON v.	JACKSON PARISH SCHOOL BOARD	No. 23,173
BANKS v.	CLAIRBORNE PARISH SCHOOL BOARD	No. 23,192
UNITED STATES v.	CADDO PARISH SCHOOL BOARD	No. 23,274
UNITED STATES v.	FAIRFIELD BOARD OF EDUCATION	No. 23,331
BROWN v.	BOARD OF EDUCATION OF THE CITY OF BESSEMER	No. 23,335
UNITED STATES v.	JEFFERSON COUNTY BOARD OF EDUCATION	No. 23,345
UNITED STATES v.	BOSSIER PARISH SCHOOL BOARD	No. 23,365
APPELLANTS	APPELLEES	

APPENDIX TO BRIEFS
OF UNITED STATES

Volume II

U.S. v. Jefferson County Bd. Of Ed.
SD-AL-001-003

VOLUMES II AND III

PROCEDURAL HISTORIES OF SCHOOL DESEGREGATION SUITS IN THE FIFTH CIRCUIT

The following section contains procedural summaries of school desegregation suits in the Fifth Circuit. These summaries are primarily based on district court docket sheets, except for the cases in which the United States is a party or amicus.

The accuracy of the summaries is subject to limitations because docket sheets sometimes fail to note happenings not necessarily marked by the filing of papers, e. g., hearings, and because the entries may reflect the date of docketing rather than the date of the order. The summaries omit minor pleadings.

The summaries of school desegregation suits in Alabama, Florida and Georgia are in Volume II. The summaries of suits in Louisiana, Mississippi and Texas are in Volume III.

ALABAMA - NORTHERN DISTRICT

Northweastern, Northeastern, Southern, Eastern, Western, Middle, and Jasper Divisions

1. Armstrong v. Board of Education of Birmingham
2. Hereford v. City of Huntsville, Alabama Board of Education
3. Miller v. Board of Education of Gadsden, Alabama (Etowah)
4. Bennett v. Madison County, Alabama Board of Education
5. Brown v. City of Bessemer Board of Education
6. Stout v. Jefferson County Board of Education
7. Boykins v. Fairfield Board of Education
8. Hutton v. Lee (Greene County)

ARMSTRONG v. BOARD OF EDUCATION OF BIRMINGHAM
(Northern District of Alabama)

DC	June 17, 1960	Complaint filed
DC	July 18, 1960	Answer filed by Andrew L. Kaetz, member of Board of Education
DC	November 4, 1960	Answer filed by S. G. Fullerton, Jr., W. H. Fieselman and Eugene Connor, members of Board and Commission of Education.
DC	July 6, 1962	Plaintiff's motion for summary judgment filed.
DC	July 30, 1962	Order denying plaintiff's motion for summary judgment.
DC	October 3, 1962	Hearing
DC	May 28, 1963	Order denying injunctive relief sought by plaintiffs.
DC	June 3, 1963	Notice of appeal filed by plaintiffs.
CCA	July 12, 1963	Order reversing District Court order and requiring defendants to submit plan not later than August 19, 1963, under which an immediate start in desegregation is to be made. Starting September 1963 assignment to all grades to be without racial discrimination, including admission of new students entering first grade or coming into county for first time. 323 F.2d 333 (C.A. 5, 1963).
DC	July 19, 1963	Decree entered pursuant to CCA mandate of July 12, 1963.

DC	August 19, 1963	Plan submitted by Board of Education providing for desegregation of 12th grade only for the September 1963 school year.
DC	August 19, 1963	Order approving plan.
DC	August 21, 1963	Plaintiff's objections to plan filed.
DC	September 4, 1963	Petition to intervene as defendants by private parties; notice of appeal of order approving plan.
DC	September 5, 1963	Motion of plaintiffs seeking to enjoin school board from closing schools which have been desegregated.
CCA	September 5, 1963	Order requiring Board to follow approved plan.
DC	September 9, 1963	Governor issues executive order directing no integration.
DC	January 27, 1964	Order overruling plaintiff's objections to plan.
CCA	June 18, 1964	Vacate portion of District Court's decision denying injunctive relief (5/28/63) and requiring further desegregation to include 10th, 11th, and 12th grades for September 1964; September 1965 - 9th; continue thereafter at one grade each year; 1st grade by September 1964 and thereafter one grade each year at the elementary school level. 333 F.2d 47 (C.A. 5, 1964).

DC	June 29, 1964	Order requiring plan to be submitted by July 17, 1964.
DC	July 17, 1964	Plan for further desegregation in accordance with CCA's opinion of June 18, 1964.
DC	July 23, 1964	Plaintiffs file objections to plan.
DC	July 28, 1964	Order approving plan.
DC	April 7, 1966	Motion to intervene as plaintiff filed by the United States.
DC	April 15, 1966	Motion for supplemental relief filed by original plaintiffs.

HEREFORD v. HUNTSVILLE BOARD OF EDUCATION
(Northern District of Alabama)

DC	March 11, 1963	Complaint and motion for preliminary injunction filed.
DC	April 1, 1963; April 18, 1963	Defendant's motions to dismiss filed.
DC	June 28, 1963	Plaintiff's interrogatories filed.
DC	July 15, 1963	Defendant's motion for extension of time to answer interrogatories filed.
DC	July 16, 1963	Order entered setting hearing on motion for preliminary injunction for August 12, 1963.
DC	July 17, 1963	Order granting, over plaintiff's objection, defendants' motion for extension of time to answer interrogatories until August 1, 1963.
DC	August 1, 1963	Defendant's answer to interrogatories filed.
DC	August 2, 1963	Defendant's answer to plaintiff's complaint filed.
DC	August 13, 1963	Order entered restraining defendants from discriminating against plaintiffs because of their race or color in seeking school transfers or assignments, enjoining defendants from requiring segregation of the races in any school, and requiring defendants to submit a plan of desegregation by January 1, 1964.

DC	September 6, 1963	Motion filed by plaintiffs for an order restraining Gov. Wallace from interfering with Court's order requiring desegregation to begin in September 1963; motion filed by plaintiff for an order requiring Gov. Wallace to show cause why he should not be added as a party defendant and enjoined from delaying or interferring with desegregation of the schools; hearing set for September 9, 1963 and continued until September 20, 1963.
DC	October 11, 1963	Plaintiff's motion to show cause vacated.
DC	January 2, 1964	Defendant's plan filed.
DC	January 16, 1964	Plaintiff's objection to plan filed; plaintiff's plan filed.
DC	January 24, 1964	Order setting hearing on merits and objections to plan for May 19, 1964.
DC	February 27, 1964	Motions filed by plaintiffs to have Court vacate stay order in CA No. 63-612 (Lorder v. Huntsville Board) and to consolidate the two cases.
DC	March 20, 1964	Order denying plaintiff's motion to consolidate conditioned on defendant's amending their plan to include the class included in CA 63-612.
DC	April 12, 1964	Trial continued until June 23, 1964.
DC	April 14, 1964	Defendant's amended plan filed pursuant to order of March 20, 1964.

DC	June 23, 1964	Hearing on objections to plan; injunction expanded to include requirements of the Armstrong case, 9 Race Rel. Rep. 1188 (1964); defendants required to file an amended plan by July 9, 1964, plaintiffs to file objection by July 17, 1964.
DC	June 24, 1964	Hearing on objections set for July 27, 1964.
DC	July 9, 1964	Defendant's amended plan filed pursuant to Court's order of June 23, 1964.
DC	July 17, 1964	Plaintiff's objections to amended plan filed.
DC	July 28, 1964	Order entered approving plan and ordering its effectuation, as against plaintiff's objection, with the exception of provisions as to public notice of the plan and the procedures contained therein.
DC	February 15, 1965	Final judgment entered against defendants, continuing in effect the Court's orders of June 24, 1964 and July 28, 1964.
DC	April 12, 1966	Motions filed by the United States to intervene as plaintiff and for supplemental relief.

MILLER v. BOARD OF EDUCATION OF GADSEN
(Northern District of Alabama)

DC	November 18, 1963	Complaint filed.
DC	December 10, 1963	Motion to dismiss.
DC	December 18, 1963	Order requiring Board to submit plan by April 1, 1964 providing for the start of desegregation by Sept. 1964.
DC	April 1, 1964	Plan providing for desegregation of 12th grade only in September 1964 and for one grade a year thereafter.
DC	April 13, 1964	Plaintiffs filed objections to plan.
DC	June 25, 1964	Answer.
DC	June 25, 1964	Order sustaining plaintiff's objections. Plan must provide for desegregation of grades 10, 11, 12 and 1 in September 1964. Commencing with September 1965 the plan must provide for desegregation of the 9th grade, and thereafter, one grade-a-year. The plan must also provide for non-racial assignment of new pupils coming into the school system for the first time.
DC	July 9, 1964	Filed plan pursuant to court order providing for transfer applications.
DC	July 15, 1964	Plaintiff's objections to plan.
DC	July 28, 1964	Order overruling plaintiff's objections to plan. More adequate notification procedures are required.
DC	August 25, 1964	Motion by plaintiffs seeking to require Supt. of Education to accept and process transfer applications which were not presented by the student's parents in person since the order of July 28, 1964 made no mention of that requirement.

DC	August 28, 1964	Motion to require Superintendent of Schools to accept transfers returned executed on August 26, 1964.
DC	Sept. 1, 1964	Order modifying previous order requiring in person submission of transfer applications by Sept. 3, 1964
DC	April 12, 1966	Notice of motion and motion of United States for leave to intervene and motion for supplemental and modified relief.

BENNETT v. MADISON COUNTY BOARD OF EDUCATION
(Northern District of Alabama)

DC	December 18, 1963	Complaint and motion for preliminary injunction filed.
DC	January 8, 1964	Motion to dismiss filed.
DC	January 20, 1964	Order denying motion to dismiss.
DC	January 24, 1964	Hearing on motion for preliminary injunction.
DC	January 27, 1964	Order setting hearing on the merits for May 20, 1964; plaintiffs desiring to transfer to another school are to notify board by January 29, 1964. Board requested to consider such application and advise the court by February 5, 1964.
DC	February 5, 1964	Defendant's answer in accordance with court's request of January 27, 1964, to the effect that none of the eleven applicants are entitled to transfer.
DC	February 10, 1964	Plaintiff's reply to defendant's answer filed February 5, 1964.
DC	February 11, 1964	Order denying motion for preliminary injunction pending hearing on the merits.
DC	February 14, 1964	Plan filed by Madison County Board of Education; twelth grade only covered (other grades subject to future determinations).
DC	February 17, 1964	Defendant's answer to amended complaint filed.
DC	April 20, 1964	Plaintiffs objections to plan of desegregation filed.
DC	May 12, 1964	Hearing continued to June 24, 1964.

DC	June 25, 1964	Plaintiff's objections sustained; injunction entered. Order requiring plan to be submitted by July 9, 1964 which would provide for grades 10-12 to be desegregated by Sept. 1964; 9th grade by Sept. 1965; 8th grade by Sept. 1966; 7th grade by Sept. 1967. Plan to apply to one-grade per year in elementary grades starting with the first grade in Sept. 1964. The plan must also apply to students entering the school system for the first time.
DC	July 10, 1964	Plan submitted by Board in accordance with order, including a provision that priority shall be based upon proximity, except that for justifiable educational and hardship reasons other relevant factors not related to race or color may be considered and applied. New pupils covered only if they seek attendance in a grade reached by plan.
DC	July 15, 1964	Plaintiff's objections to amended plan filed.
DC	July 28, 1964	Order approving amended plan with the exception that more adequate notice be given to parents.
DC	February 15, 1965	Previous order and preliminary judgment made final order.
DC	April 12, 1966	Motions filed by United States to intervene as a plaintiff and for supplemental relief.

BROWN v. BOARD OF EDUCATION OF CITY OF BESSEMER
(Northern District of Alabama)

DC	May 24, 1965	Complaint filed.
DC	June 16, 1965	Plaintiffs' motion for a preliminary injunction filed.
DC	June 21, 1965	United States' motion to intervene granted.
DC	June 30, 1965	Hearing on plaintiffs' motion for a preliminary injuction.
DC	June 30, 1965	Board ordered to submit a desegregation plan.
DC	July 9, 1965	Desegregation plan submitted by the Board.
DC	July 15, 1965	Plaintiffs filed objections to Board's plan.
DC	July 19, 1965	The United States filed objections to Board's plan.
DC	July 29, 1965	Hearing on objections to plan.
DC	July 30, 1965	Order entered approving plan.
DC	August 5, 1965	Notice of appeal filed by the United States.
CCA	August 6, 1965	Motion for an injunction pending appeal, or in the alternative, for expedited hearing filed by the United States.
DC	August 9, 1965	Notice of Appeal filed by plaintiffs.

CCA	August 17, 1965	Order vacating and remanding the case to the district court for further consideration in light of Singleton v. Jackson Municipal Separate School District, 348 F. 2d 729 (C.A. 5, 1965) and Price v. Denison Independent School District, 348 F. 2d 1010 (C. A. 5, 1965).
DC	August 20, 1965	Motion filed by the United States for an order in conformity with the mandate of the Court of Appeals.
DC	August 27, 1965	Amendment to desegregation plan filed by the Board.
DC	August 27, 1965	Order entered by the District Court overruling objections of plaintiffs and the United States to the amended desegregation plan.
DC	October 25, 1965	United States filed notice of appeal.
DC	November 23, 1965	Order extending the time in which to file and docket the record with the Court of Appeals.
CCA	January 20, 1966	Record filed and docketed with the Court of Appeals.
CCA	March 22, 1966	Printed record filed in the Court of Appeals.
CCA	April 4, 1966	Motion filed by the United States to consolidate this appeal with six other appeals and to expedite.
CCA	April 7, 1966	Order granting the Motion of the United States to expedite the appeal and setting the case for hearing during the week of May 23, 1966.

STOUT v. JEFFERSON COUNTY BOARD OF EDUCATION
(Northern District of Alabama)

DC	June 4, 1965	Complaint filed. Plaintiffs' motion for a preliminary injunction filed.
DC	June 22, 1965	Hearing on plaintiffs' motion for a preliminary injunction.
DC	June 24, 1965	Board ordered to submit a desegregation plan.
DC	June 30, 1965	Desegregation plan filed by the Board.
DC	July 9, 1965	Plaintiffs' objections to the desegregation plan filed.
DC	July 12, 1965	United States intervened.
DC	July 12, 1965	Objections to the Board's desegregation plan filed by the United States.
DC	July 21, 1965	Hearing on objections to the plan.
DC	July 22, 1965	Order entered approving plan.
DC	August 5, 1965	Notice of appeal filed by the United States.
CCA	August 6, 1965	Motion for an injunction pending appeal, or in the alternative, for expedited hearing filed by the United States.
DC	August 11, 1965	Notice of appeal filed by plaintiffs.

CCA	August 17, 1965	Order vacating and remanding the case to the district court for further consideration in light of Singleton v. Jackson Municipal Separate School District, 348 F. 2d 729 (C. A. 5, 1965) and Price v. Denison Independent School District, 348 F. 2d 1010 (C. A. 5, 1965).
DC	August 20, 1965	Motion filed by the United States for an order in conformity with the mandate of the Court of Appeals.
DC	August 27, 1965	Amendment to desegregation plan filed by the Board.
DC	August 27, 1965	Ordered entered by the District Court overruling objections of plaintiffs and the United States to the amended desegregation plan.
DC	October 25, 1965	Notice of appeal filed by the United States.
DC	November 23, 1965	Order extending the time in which to file and docket the record with the Court of Appeals.
CCA	January 20, 1966	Record filed and docketed in the Court of Appeals.
CCA	March 18, 1966	Printed record filed in the Court of Appeals.
CCA	April 4, 1966	Motion filed by the United States to consolidate this appeal with six other appeals and to expedite.
CCA	April 7, 1966	Order granting the Motion of the United States to expedite the appeal and setting the case for hearing during the week of May 23, 1966.

BOYKINS v. FAIRFIELD BOARD OF EDUCATION
(Northern District of Alabama)

DC	July 21, 1965	Complaint filed.
DC	July 21, 1965	Plaintiffs' Motion for a preliminary injunction filed.
DC	July 30, 1965	United States intervened.
DC	August 16, 1965	Hearing on plaintiffs' motion for a preliminary injunction. Order entered to submit plan.
DC	August 18, 1965	Objections to the Board's desegregation plan filed by plaintiffs.
DC	August 19, 1965	Plan for desegregation filed by Board.
DC	August 19, 1965	Objections to the Board's desegregation plan filed by the United States.
DC	August 20, 1965	Hearing on objections to the plan.
DC	August 23, 1965	Amended plan for desegregation filed by the Board.
DC	August 23, 1965	Order entered approving amended plan.
DC	September 2, 1965	Plaintiffs moved to require the Superintendent to show cause why he should not accept applications for transfer from certain students.
DC	September 2, 1965	United States applies for order to show cause why order should not issue (a) enjoining the Board from applying more stringent procedures to Negro applicants for admission to formerly all-white schools than applied to white students already attending such schools and (b) ordering the Board to admit certain Negro applicants to formerly all-white schools.

DC	September 2, 1965	Order for Board to show cause entered by the District Court.
DC	September 7, 1965	Board enjoined from applying standards and criteria to Negro children seeking to transfer to white schools not required of white children.
DC	September 9, 1965	Hearing on plaintiffs' motion to require the Superintendent to accept applications for transfer of certain students.
DC	September 9, 1965	Order entered requiring the Superintendent to grant applications of four of seven Negro applicants.
DC	October 22, 1965	Notice of appeal filed by the United States.
DC	November 23, 1965	Order extending the time to file and docket the record in the Court of Appeals.
CCA	March 1, 1966	Printed record filed in the Court of Appeals.
CCA	April 4, 1966	Motion filed by the United States to consolidate this appeal with six other appeals and to expedite.
CCA	April 7, 1966	Order granting the Motion of the United States to expedite the appeal and setting the case for hearing during the week of May 23, 1966.

HUTTON v. LEE (Greene County, Alabama)
(Northern District of Alabama)

DC	September 8, 1965	Complaint and motions for temporary restraining order and preliminary injunction filed.
DC	January 11, 1966	Notice of motion and motion of United States for leave to intervene as plaintiff together with complaint in intervention filed.
DC	January 31, 1966	Order granting motion of United States for leave to intervene.
DC	February 3, 1966	Amended complaint filed.
DC	February 8, 1966	Motion by defendant to dismiss amended complaint.
DC	February 28, 1966	Order granting motion to dismiss amended complaint and dismissing action without prejudice as to defendant Lee.
DC	April 13, 1966	Order dated April 8, 1966, granting leave to defendants to amend their answer to include an amended plan for desegregation to be submitted within 10 days after being served with amended answer. Defendants to stipulate that Greene County, prior to commencement of 1965-66 school year, operated a dual system of schools based upon race.

ALABAMA - MIDDLE DISTRICT

Northern, Southern, Eastern Divisions

1. Lee v. Macon County Board of Education
2. Carr v. Montgomery County School Board
3. Harris v. Bullock County Board of Education
4. United States v. Lowndes County Board of Education

LEE v. MACON COUNTY BOARD OF EDUCATION
(Middle District of Alabama)

DC	January 28, 1963	Complaint filed.
DC	February 11, 1963	Motion to strike and dismiss filed.
DC	July 9, 1963	Motion for preliminary injunction filed.
DC	July 16, 1963	Court ordered United States to participate as a party.
DC	July 17, 1963	Ruling on defendant's motion to strike and dismiss reserved.
DC	July 26, 1963	Answer filed
DC	August 13, 1963	Hearing.
DC	August 22, 1963	Court ordered that: (1) Defendants immediately commence desegregation of the school system. (2) Defendants submit a plan for desegregation by December 12, 1963 to be effective no later than January, 1964. (3) Defendants report the results of the action taken on each application by September 3, 1963.
DC	December 9, 1963	Court granted defendant's oral request to extend until March 2, 1964 the deadline for submission of a desegregation plan.
DC	December 20, 1963	Plaintiff's filed motion to vacate and for additional relief.
DC	January 10, 1964	Plaintiff's motion to withdraw the motion to vacate filed.
DC	January 10, 1964	Motion to withdraw granted.
DC	February 3, 1964	Amended and supplemental complaint and motion for preliminary injunction and temporary restraining order filed.

DC	February 3, 1964	Temporary restraining order issued enjoining defendant State from interfering with the transfer of 12 Negroes to two white schools and ordering the defendant Board to transfer the students to the two schools.
DC	February 5, 1964	Motion to dissolve or modify temporary restraining order filed by defendants.
DC	February 6, 1964	Defendant's motion denied.
DC	February 6, 1964	Three Judge Court appointed.
DC	February 6, 1964	Defendant filed a petition seeking instructions.
DC	February 7, 1964	Order continuing restraining order and setting case for hearing issued by Three Judge Court.
DC	February 10, 1964	Plaintiff filed a motion to amend amended complaint.
DC	February 10, 1964	Plaintiff's motion to file amendment to amended complaint granted.
DC	February 18, 1964	Defendant's filed motion to eliminate an issue in the forthcoming hearing.
DC	February 19, 1964	Defendant's filed motion to dissolve and modify temporary restraining order, discharge defendants and to dismiss.
DC	February 20, 1964	Plaintiff's filed answer to defendant's motion.
DC	February 21, 1964	Hearing.
DC	February 28, 1964	Defendant's desegregation plan for 1964 filed.
DC	April 24, 1964	Plaintiff's motion for additional relief filed.
DC	April 28, 1964	Court ordered defendant Macon County Board to admit the Negro students to Notasulga school by April 30, 1964.

DC	July 13, 1964	Temporary restraining order of February 3, 1964 modified and enlarged to a preliminary injunction enjoining defendants from obstructing the desegregation of the school system. Court also enjoined Macon Academy as a defendant and ordered a desegregation plan submitted by August 3, 1964.
DC	July 29, 1964	Defendant filed a desegregation plan for grades 1, 9, 10, 11, and 12 for school year 1964-1965.
DC	July 30, 1964	Macon Academy's motion to dismiss filed.
DC	August 6, 1964	Plaintiff's motion for counsel fees filed.
DC	August 7, 1964	Desegregation plan for school year 1964-1965 approved.
DC	August 10, 1964	Court ordered pleadings to be served upon representatives of Macon Academy.
DC	August 11, 1964	Defendant's objection to granting motion for counsel fees filed.
DC	September 3, 1964	Plaintiff's filed objections to defendant's desegregation plan effective in school year 1965-1966.
DC	September 14, 1964	Court denied plaintiff's motion for attorney fees.
DC	October 10, 1964	Defendant Macon Academy's filed objections to finding of facts in decree of July 13, 1964.
DC	November 10, 1964	Defendant Macon Academy's motion denied.
DC	May 24, 1965	Court ordered: (1) Grades 1, 2, 9, 10, 11 and 12 to be desegregated by September 1965. (2) Defendant to report actions taken by August 10, 1965. (3) Defendants to submit desegregation plan by January 14, 1966.

DC	July 28, 1965	Defendants reported they accepted 12 Negroes for school year 1965-1966 in addition to 14 Negroes already in school system. Rejected 44 applications.
DC	August 12, 1965	Objections of amicus curiae and plaintiff filed.
DC	August 27, 1965	Court ordered 5 additional Negroes accepted.
DC	January 17, 1966	Defendant's desegregation plan filed.
DC	February 17, 1966	Objections of amicus curiae filed.
DC	February 18, 1966	Objections of plaintiff filed.
DC	March 11, 1966	By consent of the parties the Court ordered: (1) All grades desegregated pursuant to a freedom of choice plan by September 1966. (2) Race or color will not be a factor in hiring, assigning, reassigning, promoting, demoting, or dismissing teachers. (3) Teachers will be assigned to Nichols school so that the faculty is not composed of members of one race and other significant progress will by made in faculty desegregation. (4) Three inferior Negro schools will be closed, two will either be upgraded or closed, and one abandoned school will be reopened. (5) Defendants to report the results of the operation of this plan on May 15, June 1, and September 20, 1966.

CARR v. MONTGOMERY BOARD OF EDUCATION
(Middle District of Alabama)

DC	May 11, 1964	Complaint and motion for preliminary injunction filed.
DC	May 18, 1964	Court appointed United States as Amicus Curiae.
DC	May 26, 1964	Defendant submitted interrogatories.
DC	May 30, 1964	Motion to dismiss filed.
DC	June 10, 1964	Answer to Interrogatories filed.
DC	June 30, 1964	Motion to dismiss denied.
DC	July 8, 1964	Answer filed.
DC	July 9, 1964	Request for admission and motion for production of documents for inspection and copying filed by plaintiff.
DC	July 16, 1964	Court order directing production of documents issued.
DC	July 17, 1964	Motion for leave to file amendment to complaint and amendment filed.
DC	July 17, 1964	Order granting leave to file amended complaint issued.
DC	July 17, 1964	Defendants filed answer to Plaintiff's request for admissions.
DC	July 31, 1964	Court granted plaintiff's motion for preliminary injunction and ordered that: (1) Grades 1, 10, 11, and 12 be desegregated by September 1964 through use of the Alabama School Placement Law. (2) The Defendant report action taken on each Negro application for admission by September 1, 1964. (3) The Defendant file plan for desegregation of the entire system by January 15, 1965.

DC	September 1, 1964	Defendants reported that 21 of 29 Negro applicants were rejected.
DC	September 1, 1964	Plaintiff's filed motion for further relief or order to show cause why 21 of the 29 Negro applicants for admission to white schools were rejected.
DC	September 1, 1964	Amendment to motion for further relief filed.
DC	September 1, 1964	Court ordered defendants to show cause why the 21 Negro applicants were rejected.
DC	September 1, 1964	Defendants reported reasons for their denial of 21 Negro applicants.
DC	September 5, 1964	Plaintiff's motion for further relief denied and defendant's denial of 21 Negro applications approved.
DC	September 5, 1964	Motion to substitute parties filed by Amicus Curiae.
DC	January 11, 1965	Motion of Amicus Curiae granted.
DC	January 15, 1965	Filed plan which desegregated grades 1, 2, 9, 10, 11, and 12 by September 1965 and grades 3 and 8 by September 1966 and grades 4 and 7 by September 1967 and grade 5 by September 1958, pursuant to Alabama Pupil Placement Law.
DC	February 23, 1965	Objections of plaintiff filed.
DC	February 24, 1965	Objections of Amicus Curiae filed.
DC	April 28, 1965	Amendment to plaintiff's objections filed.
DC	May 5, 1965	Hearing.

DC	May 18, 1965	Defendant's plan approved for the school year 1965-1966 with the following additions: (1) Grade 7 included. (2) Notice period extended from 15 to 30 days. (3) Defendants ordered to report the actions taken on the applications by August 10, 1965. (4) Defendants ordered to submit a desegregation plan by January 14, 1966.
DC	August 9, 1965	Defendants reported that 18 of the 49 applications were accepted.
DC	August 24, 1965	Objection to defendant's rejections filed by Amicus Curiae.
DC	August 25, 1965	Objections to defendant's rejections filed by plaintiff.
DC	August 26, 1965	Hearing.
DC	August 27, 1965	Court ordered 6 rejected applications to be accepted.
DC	January 14, 1966	Desegregation plan filed.
DC	February 18, 1966	Objection of Amicus Curiae filed.
DC	February 21, 1966	Objection of plaintiff filed.
DC	March 11, 1966	Hearing.
DC	March 21, 1966	Defendant's memorandum in relation to proposed order filed.

DC March 22, 1966

The Court ordered that:

(1) All grades except 5 and 6 be desegregated by September 1966 and all grades be desegregated by September 1967 pursuant to a freedom of choice plan. Students in grades 5 and 6 in 1966-1967 may apply for transfer to a white school..

(2) Faculty will be assigned to all newly constructed schools so that no school's faculty is composed of only one race.

(3) Race or color will not be a factor in the hiring, assigning, reassigning, promoting, demoting or dismissal of faculty members. Teachers, principals and staff members will be assigned to schools so that the faculty and staff is not composed of one race.

(4) Twenty-one inferior Negro facilities to be closed by September 1967.

(5) Remedial educational programs to be provided for Negroes who have had inferior educational opportunities.

(6) Defendants to report the results of the operation of this plan on June 15, 1966 and September 20, 1966.

HARRIS v. BULLOCK COUNTY BOARD OF EDUCATION
(Middle District of Alabama)

DC	May 11, 1964	Complaint and motion for preliminary injunction filed.
DC	May 18, 1964	Court ordered United States to participate as amicus curiae.
DC	May 30, 1964	Motion to dismiss filed.
DC	July 7, 1964	Motion to dismiss denied.
DC	July 27, 1964	Answer filed.
DC	August 3, 1964	Hearing.
DC	August 5, 1964	Court ordered that: (1) Desegregation of the school system commence in September 1964 through non-discriminatory application of the Alabama School Placement Law. (2) A plan for the desegregation of the school system be submitted to the Court by January 15, 1965. (3) A report on the action taken on Negro applications for admission be submitted to the Court by September 1, 1964.
DC	September 1, 1964	Defendants reported that all Negro applicants (3) were accepted.
DC	January 14, 1965	Defendants submitted a desegregation plan providing for desegregation of grades 9 through 12 in September 1966 and 7 through 12 in September 1967.
DC	February 23, 1965	Plaintiff's objections to the plan filed.

DC	February 25, 1965	Amicus curiae's objections filed.
DC	April 9, 1965	Defendants' filed amended desegregation plan providing for desegregation of grades 7 through 12 in September 1966.
DC	April 12, 1965	Amicus curiae's and plaintiff's objections to amended plan filed.
DC	May 18, 1965	The Court approved the amended plan for the 1965-1966 year and ordered the submission of another plan by January 14, 1966. The Court ordered the defendants to report the action taken on applications by August 3, 1965.
DC	July 27, 1965	The defendants reported they had accepted 25 of the 41 Negro applicants.
DC	August 12, 1965	Plaintiff's objections filed.
DC	August 13, 1965	Objections of amicus curiae filed.
DC	August 27, 1965	Court ordered 14 of the rejected Negroes accepted.
DC	January 17, 1966	Defendants submitted a desegregation plan providing for the desegregation of grades 1 and 6 in September 1966, grades 2 and 5 in September 1967 and grades 3 and 4 in September 1968.
DC	February 18, 1966	Objections of plaintiff and amicus curiae filed.
DC	March 12, 1966	Consent decree ordered that: (1) All grades, except 2, 3, and 4 be desegregated pursuant to a freedom of choice plan by September 1966, and all grades be desegregated by September 1967.

(2) Race or color not to be a factor in hiring, assignment, reassignment, promotion, demotion, or dismissal of teachers and faculty to be assigned so that the faculty and staff of individual schools would not be composed of one race.

(3) Seventeen inferior Negro schools to be closed by September 1967.

(4) Defendants to report the results of the plan by June 15, 1966 and September 20, 1966.

UNITED STATES v. LOWNDES COUNTY BOARD OF EDUCATION
(Middle District of Alabama)

DC	January 11, 1966	Complaint filed.
DC	January 26, 1966	Motion to dismiss State Superintendent and State Board of Education as parties defendants.
DC	February 1, 1966	Answer filed.
DC	February 2, 1966	Motion to Dismiss reserved and moving defendants ordered to answer.
DC	February 9, 1966	Answer of State Superintendent and State Board of Education filed.
DC	February 10, 1966	By consent of the parties, the Court ordered that: (1) Pursuant to a freedom of choice plan grades 1, 7, 8, 9, 10, 11, and 12 be desegregated by September 1966 and all grades by September 1967. (2) Race or color could not be a factor in the hiring, assignment, reassignment, promotion, demotion or dismissal of teachers except to promote desegregation and further ordered that affirmative steps be taken to eliminate racial assignments heretofore made. (3) Twenty-five inferior Negro schools to be closed by September 1967.

ALABAMA - Southern District

Northern Division and Southern Division

1. Davis v. Board of Commissioners of Mobile County

2. Brown v. Board of Education of City of Demopolis

3. United States v. Wilcox County Board of Education

4. United States v. Hale County Board of Education

DAVIS v. BOARD OF SCHOOL COMMISSIONERS OF MOBILE COUNTY
(Southern District of Alabama)

DC	March 27, 1963	Complaint filed; motion for preliminary injunction filed.
DC	May 9, 1963	Notice of Appeal filed by plaintiffs.
CCA	May 27, 1963	Plaintiffs' appeal dismissed.
DC	June 24, 1963	Plaintiffs' motion for preliminary injunction denied; trial set for November 14, 1963.
DC	June 26, 1963	Notice of appeal filed by plaintiffs.
DC	July 11, 1963	Order entered, under Mandate of CCA July 9, 1963, enjoining defendants from requiring and permitting segregation; further ordered that defendants submit plan of desegregation by August 1, 1963.
CCA	July 19, 1963	Order of July 9, 1963 amended to require that plan provide for carrying into effect not later than the beginning of the school year September 1963 of the Alabama Pupil Placement Law as to all school grades without racial discrimination.
DC	August 12, 1963	Order entered granting defendants' motion to defer desegregation of rural schools until September 1964.
DC	August 19, 1963	Defendants' plan submitted.
DC	August 21, 1963	Plaintiffs' objections to defendants' plan filed; hearing on objections held.
DC	August 23, 1963	Order entered approving defendants' plan with exception of two amendments.
DC	August 28, 1963	Notice of appeal filed by plaintiffs.

DC	September 9, 1963	Plaintiffs' motion for issuance of an order to show cause filed; order to show cause issued and set for hearing September 16, 1963; plaintiffs' motion for temporary restraining order filed; order issued, restraining Gov. Wallace from interfering with desegregation of certain schools.
DC	September 26, 1963	Order entered continuing hearing on motion for order to show cause pending further order of the court.
DC	November 8, 1963	Defendants' amendment to answer filed.
DC	November 14, and 15, 1963	Plaintiffs' plan of desegregation filed; trial on merits held; case taken under submission by court.
CCA	June 18, 1964	Case remanded to District Court with instructions to require defendants to present a plan of desegregation which will meet the minimum standards set forth in the Birmingham case (No. 20595).
DC	June 29, 1964	Defendants ordered to submit plan in accordance with mandate of the CCA by July 17; hearing on any objections to plan to be heard on July 29, 1964.
DC	July 27, 1964	Plaintiffs' objections to plan submitted.
DC	July 31, 1964	Order entered approving defendants' plan as modified.
DC	December 21, 1965	Plaintiff's motion for further relief filed.
DC	March 31, 1965	Decree entered granting in part motion for further relief, striking provisions in plan that required return of completed choice forms in person, striking certain criteria for transfer, requiring defendants to give reasonable notice of plan's provisions and approving defendants' plan in all other respects.
CCA	April 1, 1966	Oral argument.

BROWN v. BOARD OF EDUCATION OF THE CITY OF DEMOPOLIS
(Southern District of Alabama)

DC	August 13, 1965	Complaint and motion for preliminary injunction filed.
DC	September 9, 1965	Motion to dismiss filed by defendants.

UNITED STATES v. WILCOX COUNTY BOARD OF EDUCATION
(Southern District of Alabama)

DC	November 2, 1965	Complaint filed by United States.
DC	December 6, 1965	Motion to dismiss filed by State Superintendent of Education.
DC	December 8, 1965	Motion to dismiss filed by County Board and its members.
DC	December 10, 1965	Motion to dismiss filed by State Board of Education.
DC	March 7, 1966	United States filed motion for discovery under Rule 34.
DC	March 15, 1966	Church group filed motion to intervene as a plaintiff.
DC	March 28, 1966	Order entered denying County Board's motion to dismiss and taking under submission other motions to dismiss.
DC	March 31, 1966	Motion to intervene granted.
DC	April 7, 1966	Defendant's answer to complaint of United States filed; order entered granting in part and denying in part United States' motion under Rule 34.
DC	April 11, 1966	Order entered continuing trial, which had been set for April 20, 1966, until further notice.
DC	April 12, 1966	Defendant's answer to intervenor's complaint filed.
DC	April 14, 1966	Motion for preliminary injunction filed by United States.

UNITED STATES v. HALE COUNTY BOARD OF EDUCATION
(Southern District of Alabama)

DC	February 7, 1966	Complaint filed by United States.
DC	February 15, 1966	Motions to dismiss filed by State Board and State Superintendent.
DC	March 4, 1966	Answer filed by County Board and County Superintendent.
DC	March 15, 1966	United States' motion for discovery under Rule 34 granted by agreement of County Board and County Superintendent.

FLORIDA - NORTHERN DISTRICT

1. Augustus v. Board of Public Instruction of Escambia Co. Fla.

2. Steele v. Board of Public Instruction of Leon Co. Fla.

3. Youngblood v. Board of Public Instruction of Bay Co. Fla.

4. Wright v. Board of Public Instruction of Alachua Co. Fla.

AUGUSTUS v. BOARD OF PUBLIC INSTRUCTION OF ESCAMBIA COUNTY, FLORIDA

(Northern District of Florida)

DC	February 1, 1960	Complaint filed.
DC	April 13, 1960	Plaintiffs' motion for summary judgment filed.
DC	July 15, 1960	Answer filed.
DC	August 17, 1960	Hearing on plaintiffs' motion for summary judgment.
DC	September 8, 1960	Order denying motion for summary judgment.
DC	January 16, 1961	Hearing on the merits.
DC	August 17, 1961	Plaintiffs' plan of desegregation filed. Hearing on proposed plans.
DC	September 8, 1961	Order of court entered approving defendant's plan with certain modifications.
DC	October 3, 1961	Notice of appeal filed by plaintiff.
CCA	September 5, 1962	CCA rules in favor of plaintiffs, reversing plaintiffs. 306 F.2d 862 (C.A. 5, 1962).
DC	November 29, 1962	Hearing held for purpose of modifying plan in accordance with mandate of Fifth Circuit Court of Appeals. Order of court modifying plan as follows:

		Pupils entering first grade or coming into county for first time shall be admitted to appropriate school without discrimination as to race or color. Dual school districts on racial lines shall be eliminated with reference to grades 1 and 2 as of September 1963; grade 3 as of September 1964; one grade a year thereafter.
DC	February 27, 1963	Supplemental answer filed.
DC	April 10, 1963	Proposed map showing school zone lines filed by defendants.
DC	November 11, 1964	Motion of plaintiffs for further relief filed.
DC	November 30, 1964	Motion by defendants to dismiss plaintiffs' motion for further relief filed.
DC	December 28, 1964	Plaintiffs move for hearing on motion for further relief.
DC	March 5, 1965	Order of court entered denying plaintiffs' motion to change plan.
DC	April 21, 1965	Order entered denying motion for further relief.
DC	April 28, 1965	Plaintiffs file statement concerning the racially discriminatory operation of defendant's desegregation plan.

DC	May 13, 1965	Defendants file statement in response to plaintiff's statement concerning alleged racially discriminatory operation of defendants' plan.
DC	September 16, 1965	Motion filed for an order on plaintiffs' claim that defendants administered plan in a discriminatory manner filed.
DC	October 7, 1965	Order denying plaintiff's motion for an order on plaintiff's claim that defendants administered the plan for desegregation in a racially discriminatory manner.
DC	March 31, 1966	Motion for further relief filed by plaintiff.
DC	April 11, 1966	Notice of hearing on motion for further relief set for May 18, 1966.

STEELE v. BOARD OF PUBLIC INSTRUCTION OF LEON COUNTY
(Northern District of Florida)

DC	March 2, 1962	Complaint filed.
DC	March 26, 1962	Defendants' motion to dismiss filed.
DC	October 9, 1962	Defendants' answer filed.
DC	February 28, 1963	Trial held; defendants to submit plan by April 1, 1963; plaintiffs to reply within 15 days thereafter.
DC	April 1, 1963	Defendants' plan filed.
DC	April 11, 1963	Plaintiffs' objections filed.
DC	April 22, 1963	Hearing on plan; order entered, approving plan with modifications and amendments: one grade a year beginning in 1964-65.
DC	May 7, 1964	Motion for further relief filed by plaintiffs.
DC	October 13, 1964	Hearing on plaintiffs' motion.
DC	January 20, 1965	Order entered, concluding that defendants have complied with court's orders.
DC	April 5, 1965	Plaintiffs' motion for an evidentiary hearing filed.
DC	April 20, 1965	Order entered, reaffirming previous ruling and denying request for change in plan.
DC	May 5, 1965	Plaintiffs' notice of appeal filed.

YOUNGBLOOD v. BOARD OF PUBLIC INSTRUCTION OF BAY COUNTY
(Northern District of Florida)

DC	November 15, 1963	Complaint and motion for preliminary injunction filed.
DC	December 9, 1963	Motions to strike and to dismiss filed by defendants.
DC	February 28, 1964	Hearing on motions.
DC	March 2, 1964	Order entered, allowing defendants to withdraw motion to dismiss.
DC	March 18, 1964	Defendants' answer filed.
DC	April 10, 1964	Plaintiffs' motion for summary judgment filed.
DC	June 1, 1964	Order entered granting partial summary judgment.
DC	July 3, 1964	Plan submitted by defendants.
DC	July 8, 1964	Plaintiffs' objections filed; hearing on plan and objections.
DC	July 20, 1964	Order entered, requiring desegregation of schools and approving plan, which provides for freedom of choice in first two grades in 1964-65, adding one more grade each year thereafter until completion.

WRIGHT v. BOARD OF PUBLIC INSTRUCTION OF ALACHUA COUNTY
(Northern District of Florida)

DC	July 2, 1964	Complaint filed.
DC	July 27, 1964	Defendants' motions to strike, for a more definite statement and to dismiss filed.
DC	September 23, 1964	Hearing on motions.
DC	September 25, 1964	Defendants' motions denied with minor exceptions.
DC	October 21, 1964	Defendants' answer filed.
DC	March 17, 1965	Defendants' supplemental answer filed.
DC	April 6, 1965	Hearing held on defendants' proposed plan.
DC	April 7, 1965	Decree entered, approving plan proposed by defendants in supplemental answer; freedom of choice in all grades.

FLORIDA - MIDDLE DISTRICT

1. Manning v. Board of Public Instruction of Hillsborough Co. Fla.

2. Tillman v. Board of Public Instruction of Volusia Co. Fla.

3. Braxton v. Board of Public Instruction of Duval Co. Fla.

4. Mays v. Board of Public Instruction of Sarasota Co. Fla.

5. Weaver v. Board of Public Instruction of Brevard Co. Fla.

6. Ellis v. Board of Public Instruction of Orange Co. Fla.

7. Scott v. Board of Public Instruction of St. John's Co. Fla.

8. Mills v. Board of Public Instruction of Polk Co. Fla.

9. Bradley v. Board of Public Instruction of Pinellas Co. Fla.

10. Blalock v. Board of Public Instruction of Lee Co. Fla.

11. Zinnerman v. Board of Public Instruction of Columbia Co. Fla.

12. Harvest v. Board of Public Instruction of Manatee Co. Fla.

13. Lawson v. Board of Public Instruction of Suwannee Co. Fla.

MANNINGS v. BOARD OF PUBLIC INSTRUCTION OF HILLSBOROUGH COUNTY
(Middle District of Florida)

DC	December 10, 1958	Complaint filed.
DC	February 2, March 17, and March 27, 1959	Defendants' motions to dismiss filed.
DC	July 24, 1959	Plaintiffs' motion for summary judgment filed.
DC	August 7, 1959	Order entered, granting defendants' motion to dismiss.
DC	August 11, 1959	Plaintiffs' notice of appeal filed.
CCA	May 31, 1960	Mandate that judgment of district court be reversed and remanded. 277 F. 2d 370 (C.A. 5, 1960) Citation
DC	July 15, 1960	Defendants' answer filed.
DC	December 4, 5 & 6, 1961	Trial on merits held.
DC	August 21, 1962	Injunction entered against defendants; defendants required to file plan.
DC	August 31, 1962	Plaintiffs' motion to amend complaint filed.
DC	September 28, 1962	Defendants' answer to amended complaint filed.
DC	October 5, 1962	Hearing on plaintiffs' motion to amend.
DC	October 15, 1962	Order denying motion to amend and for further relief.
DC	October 29, 1962	Defendants' plan filed pursuant to order of August 21, 1962. Plan includes abolishment of dual zones for first grade in 1963-64 and for one more grade each year thereafter until completion.

DC	November 16, 1962	Plaintiffs' objections to plan filed. Plaintiffs' plan filed.
DC	November 26, 1962	Hearing on plan and objections.
DC	May 8, 1963	Order entered, approving defendants' plan over plaintiffs' objections, but suggesting that rate of desegregation might be accelerated at some future time.
DC	February 24, 1964	Hearing on acceleration of the plan set for March 20, 1964.
DC	March 3, 1964	Plaintiffs' motion for further relief filed.
DC	August 14, 1964	Plaintiffs' motion for further relief denied.
DC	February 3, 1965	Defendants voluntary offer to accelerate plan filed; defendants' motion to dismiss denied.
DC	February 4, 1966	Second voluntary proposal to expedite plan filed by defendants.
DC	February 17, 1966	Plaintiffs' motion for further relief filed.

TILLMAN v. BOARD OF PUBLIC INSTRUCTION OF VOLUSIA COUNTY
(Middle District of Florida)

DC	June 3, 1960	Complaint filed.
DC	June 16, 1960	Answer filed.
DC	October 19, 1961	Order entered, denying defendants' motion for summary judgment.
DC	October 30, 1961	Trial.
DC	August 21, 1962	Permanent injunction entered against defendants.
DC	October 30, 1962	Defendants' plan filed.
DC	November 8, 1962	Notice of appeal filed by defendants.
DC	November 16, 1962	Plaintiffs' objections to plan filed; plaintiffs' proposed plan filed.
DC	November 26, 1962	Hearing on plan.
DC	January 29, 1963	Motion to dismiss appeal filed by defendants; appeal dismissed.
DC	May 8, 1963	Order entered, approving plan over plaintiffs' objections; desegregation to start in September 1963 (one grade per year).
DC	February 14, 1964	Motion for further relief filed by plaintiffs.
DC	March 27, 1964	Hearing on plaintiffs' motion.
DC	August 14, 1964	Order denying motions for further relief.

BRAXTON v. BOARD OF PUBLIC INSTRUCTION OF DUVAL COUNTY
(Middle District of Florida)

DC	December 6, 1960	Complaint filed.
DC	January 25, 1961	Motions to strike, to dismiss and for a more definite statement filed by defendants; application for convening three-judge court filed by defendants.
DC	February 28, 1961	Hearing; denied all of defendants' motion filed January 25, 1961.
DC	March 20, 1961	Defendants' answer filed.
DC	December 21, 1961	Trial held; case taken under advisement.
DC	August 21, 1962	Decree; injunction entered against defendants.
DC	October 10, 1962	Defendants' plan filed in response to court's order of August 21, 1962.
DC	November 1, 1962	Defendants' notice of appeal filed.
DC	November 16, 1962	Plaintiffs' objections to plan filed. Plaintiffs' proposed plan filed.
DC	May 8, 1963	Defendants' plan approved over plaintiffs' objections; desegregation to commence in September 1963.
DC	August 19, 1963	Plaintiffs' motion for further relief filed.
DC	February 18, 1964	Second motion for further relief filed by plaintiffs.
DC	March 27, 1964	Hearing on plaintiffs' motion for further relief; taken under advisement.

DC	August 13, 1964	Plaintiffs' motion for further relief denied, with leave to renew in Spring of 1965.
DC	March 19, 1965	Plaintiffs' motion for further relief filed.
DC	July 9, 1965	Order entered, approving defendants' proposal to amend and expedite plan.
DC	November 3, 4 and 10, 1965	Hearing on plaintiffs' motion for further relief; continued until a date to be announced.
DC	February 8, 1966	Hearing resumed from November 10, 1965; taken under advisement.

MAYS v. BOARD OF PUBLIC INSTRUCTION OF SARASOTA COUNTY
(Middle District of Florida)

DC	October 12, 1961	Complaint filed.
DC	November 8, 1961	Defendants file motion to strike, to dismiss and for a more definite statement.
DC	April 3, 1962	Defendants' motion denied.
DC	May 2, 1962	Defendants' answer filed.
DC	September 19 & 20, 1962	Trial held; case taken under advisement.
DC	April 19, 1963	Order entered, requiring desegregation of schools not operating under plan, to start in September 1963; plan provided for unitary zones for first six grades prior to 1963-64, with the process of desegregating one more grade each year until completion.

WEAVER v. BOARD OF PUBLIC INSTRUCTION OF BREVARD COUNTY
(Middle District of Florida)

DC	October 13, 1961	Complaint filed.
DC	November 14, 1961	Defendants' motion to dismiss filed.
DC	June 7, 1962	Hearing on motions.
DC	June 21, 1962	Motion to dismiss denied.
DC	July 31, 1962	Defendants' answer filed.
DC	August 28, 1962	Trial set for October 15, 1962.
DC	October 15, 1962	Trial continued.
DC	May 22, 1963	Trial set for June 17, 1963.
DC	June 4, 1963	Trial continued.
DC	August 13, 1963	Trial set for September 3, 1963 (Continued).
DC	June 25, 1964	Trial held; court found that board had not adopted acceptable plan; defendants directed to file plan by July 23, 1964.
DC	July 30, 1964	Hearing on plan.
DC	August 10, 1964	Final decree; plan approved, with modifications as to notice and assignment of teachers; teacher desegregation to start in 1965-66; first two grades to be desegregated in 1964-65; all grades by 1967-68.

ELLIS v. BOARD OF PUBLIC INSTRUCTION OF ORANGE COUNTY
(Middle District of Florida)

DC	April 6, 1962	Complaint filed.
DC	May 10, 1962	Defendants' motion to dismiss filed.
DC	December 20, 1962	Amended complaint filed; motion to dismiss filed by defendants.
DC	January 3, & 4, 1963	Order entered, denying motion to dismiss and granting motion for a more definite statement; plaintiffs given 30 days to file amended complaint; defendants allowed 60 days thereafter to file answers.
DC	February 4, 1963	Stipulation extend time for filing of amended complaint to March 6, 1963.
DC	March 4, 1963	Second amended complaint filed.
DC	May 3, 1963	Board's answer filed; further motion for more definite statement filed by defendants.
DC	August 13, 1963	Trial set for September 3, 1963
DC	August 19, 1963	By stipulation, trial continued until further notice.
DC	April 8, 1964	Answer to defendants' motion for more definite statement filed by plaintiff.
DC	May 5, 1964	Motion for preliminary injunction filed by plaintiff.
DC	May 13, 1964	Motion for preliminary injunction denied.
DC	May 28, 1964	Plan of desegregation filed by defendants.

DC	June 9, 1964	Joint motions filed for order requiring defendants to comply with plan; final decree entered. Plan provided for a freedom of choice system, with three grades to be covered in 1964-65 and all grades by 1967-68.

SCOTT v. BOARD OF PUBLIC INSTRUCTION OF ST. JOHNS COUNTY
(Middle District of Florida)

DC	April 6, 1962	Complaint filed.
DC	May 9, 1962	Motions to dismiss, to strike and for a more definite statement filed by defendants.
DC	October 5, 1962	Defendants' motions to dismiss and for a more definite statement denied; motion to strike granted.
DC	November 5, 1962	Defendants' answer filed.
DC	July 18, 1963	Trial; case taken under advisement.
DC	August 12, 1964	Defendants ordered to file report on progress of desegregation.
DC	August 20, 1964	Report submitted by defendants.
DC	February 10, 1965	Plan adopted by Board; freedom of choice in all grades.

MILLS v. POLK COUNTY BOARD OF PUBLIC INSTRUCTION
(Middle District of Florida)

DC	September 3, 1963	Complaint filed.
DC	September 23, 1963	Defendants' motions to strike, to dismiss and for a more definite statement filed.
DC	October 22, 1963	Defendants' motion to dismiss granted.
DC	November 12, 1963	Amended complaint filed.
DC	December 13, 1963	Plaintiffs' motion for preliminary injunction filed.
DC	January 22, 1964	Plaintiffs' motion for preliminary injunction denied.
DC	March 16, 1964	Defendants' answer to amended complaint filed.
DC	August 3, 1964	Plaintiffs' motion for summary judgment filed.
DC	August 24, & 25, 1964	Trial held; case taken under submission.
DC	January 15, 1965	Final decree entered ordering operation of schools on a non-racial basis.
DC	February 23, 1965	Defendants' submit plan in accordance with Court's order.
DC	March 5, 1965	Hearing on plan.
DC	March 16, 1965	Order entered, approving plan; combination of zones and free choice, 11th and 12th grades in the 1965-66 school year, progressing downwards, with all grades reached by 1968-69.

BRADLEY v. BOARD OF PUBLIC INSTRUCTION OF PINELLAS COUNTY
(Middle District of Florida)

DC	May 7, 1964	Complaint and motion for preliminary injunction filed.
DC	June 5, 1964	Defendants' motion to dismiss filed.
DC	September 11, 1964	Order entered, setting hearing on all pending motions for September 30, 1964.
DC	October 5, 1964	Order entered, denying plaintiffs' motion for preliminary injunction and defendants' motion to dismiss; defendants to file answer to complaint on or before October 26, 1964.
DC	October 20, 1964	Defendants' answer filed.
DC	November 21, 1964	Plaintiffs' motion for summary judgment filed.
DC	December 4, 1964	Notice of hearing on motion for summary judgment on January 6, 1965.
DC	January 15, 1965	Order entered, granting plaintiffs' motion for summary judgment and ordering operation of schools on a non-racial basis.
DC	March 15, 1965	Defendants' geographic zoning plan filed and approved by court in final decree.
DC	September 20, 1965	Plaintiffs' motion for a report filed.
DC	November 12, 1965	Plaintiffs' motion for further relief filed.
DC	November 15, 1965	Defendants' answers to motion for further relief filed.
DC	November 16, 1965	Order entered, granting motion for report and denying motion for further relief.

DC	January 6, 1966	Plaintiffs' interrogatories filed.
DC	January 25, 1966	Defendants' answers to interrogatories filed.
DC	March 14, 1966	Plaintiffs' motion for further relief filed.
DC	March 17, 1966	Hearing set for May 5, 1966.
DC	April 5, 1966	Defendants file motion to strike or, in the alternative, for summary denial.

BLALOCK v. BOARD OF PUBLIC INSTRUCTION OF LEE COUNTY
(Middle District of Florida)

DC	August 3, 1964	Complaint filed.
DC	August 31, 1964	Answer filed.
DC	October 16, 1964	Defendant's motion for summary judgment filed.
DC	October 29, 1964	Order denying motion for summary judgment.
DC	November 27, 1964	Plaintiff's motion for summary judgment filed.
DC	January 29, 1965	Counter-motion for summary judgment filed.
DC	February 12, 1965	Order on motions filed.
DC	February 23, 1965	Final judgment with plan of desegregation filed: 1965-66: 1; 1966-1967: 2,3; 1967-1968: 4,5,6; 1968-1969: 7,8,9; 1969-1970: 10, 11, 12.
DC	September 1, 1965	Compliance with final decree filed indicating an accelerated rate of desegregation including all elementary grades at two schools.

ZINNERMAN v. BOARD OF PUBLIC INSTRUCTION OF COLUMBIA COUNTY
(Middle District of Florida)

DC	October 9, 1964	Complaint filed.
DC	November 4, 1964	Answer and motion to dismiss filed by defendants.
DC	February 1, 1965	Plaintiffs' motion for summary judgment filed.
DC	December 8, 1965	Stipulation for entry of consent decree filed.
DC	January 24, 1966	Final decree entered for plaintiffs under which stipulation incorporating plan for desegregation was ratified. (Defendants had plan approved by HEW).

HARVEST v. BOARD OF PUBLIC INSTRUCTION OF MANATEE COUNTY
(Middle District of Florida)

DC	January 21, 1965	Complaint filed.
DC	February 15, 1965	Defendants' motions to strike, for a more definite statement and to dismiss filed.
DC	March 10, 1965	Plaintiffs' motion for summary judgment filed.
DC	March 11, 1965	Hearing on motions.
DC	June 9, 1965	Consent degree. Plan to include freedom of choice in all grades; faculty and staff assignments to be made without regard to race.

LAWSON v. BOARD OF PUBLIC INSTRUCTION OF SUWANEE COUNTY
(Middle District of Florida)

DC	January 25, 1965	Complaint filed.
DC	April 7, 1965	Motion to dismiss and answer filed by defendants.

(NOTE: The county school board is now operating under a plan submitted to and approved by the Department of Health, Education and Welfare. The plan provides for freedom of choice in all grades.)

FLORIDA - SOUTHERN DISTRICT

1. Gibson v. Board of Public Instruction of Dade Co. Fla.

2. Holland v. Board of Public Instruction of Palm Beach Co. Fla.

3. Hall v. Board of Public Instruction of Broward Co. Fla.

4. Major v. Board of Public Instruction of Monroe Co. Fla.

5. Sharpton v. Board of Public Instruction of Indian River Co., Fla.

GIBSON v. BOARD OF PUBLIC INSTRUCTION OF DADE COUNTY
(Southern District of Florida)

DC	June 12, 1956	Petition for declaratory judgment filed by plaintiffs.
DC	July 6, 1956	Motion to dismiss filed by defendants.
DC	September 14, 1956	Amended complaint filed.
DC	December 3, 1956	Order dismissing cause without prejudice.
DC	December 20, 1956	Election to stand on amended complaint; notice of appeal filed by plaintiff.
CCA	September 26, 1957	CCA's mandate of July 23, 1957 filed, reversing district court. 246 F. 2d 913 (C.A. 5, 1957)
DC	November 15, 1957	Answer to amended complaint filed.
DC	February 6, 1958	Order entered, denying defendants' motion for summary judgment.
DC	June 17, 18, 1958	Trial held.
DC	August 18, 19 & 20, 1958	Trial resumed and completed.
DC	December 22, 1958	Order entered, denying relief to plaintiffs.
DC	January 16, 1959	Notice of appeal filed by plaintiffs.

CCA	December 24, 1959	Judgment reversing district court. 272 F. 2d 763 (C.A. 5, 1959)
DC	March 17, 1960	Order on CCA's mandate entered; defendants' plan, providing for freedom of choice in all grades, approved.

HOLAND v. BOARD OF PUBLIC EDUCATION OF PALM BEACH COUNTY
(Southern District of Florida)

DC	September 11, 1956	Complaint filed.
DC	September 26 & 28, 1956	Motions to dismiss filed.
DC	February 28, 1957	Answer filed.
DC	May 8 & 9, 1957	Trial held; case taken under advisement.
DC	October 31, 1958	Amendment to complaint filed.
DC	February 12, 1959	Order entered, denying plaintiffs' motion for summary relief.
DC	February 27, 1959	Plaintiffs' notice of appeal filed.
CCA	June 9, 1959	Order denying plaintiffs' motion for leave to petition for a writ of mandamus.
DC	May 6, 1960	Plaintiffs' motion for summary judgment filed.
DC	May 27, 1960	Plaintiffs' motion for summary judgment denied.
DC	June 10, 1960	Amended complaint filed.
DC	May 26, 1961	Defendants ordered to submit plan.
DC	June 26, 1961	Defendants' plan filed.
DC	July 10, 1961	Plaintiffs' objections to plan filed.

DC	September 11, 1961	Hearing on plan.
DC	January 17, 1962	Motion for summary judgment filed by plaintiffs.
DC	May 25, 1962	Order requiring desegregation of County schools.
DC	April 18, 1963	Motion for summary judgment filed by plaintiff.
DC	May 17, 1963	Hearing on plaintiffs' motion for summary judgment.
DC	June 17, 1963	Order entered, granting plaintiffs' motion for summary judgment.

(Note: Palm Beach County School Board is now operating under a plan approved by the Department of Health, Education and Welfare.)

HALL v. BOARD OF PUBLIC INSTRUCTION OF BROWARD COUNTY
(Southern District of Florida)

DC	June 16, 1961	Complaint filed.
DC	July 27, 1961	Motion to dismiss filed.
DC	September 12, 1961	Amended complaint filed.
DC	March 1, 1962	Answer to amended complaint filed.
DC	April 26, 1962	By stipulation, defendants agree to institute free choice plan in all grades.
DC	June 13, 1962	Dismissed.

MAJOR v. BOARD OF PUBLIC INSTRUCTION OF MONROE COUNTY
(Southern District of Florida)

DC	May 26, 1964	Complaint filed.
DC	June 24, 1964	Defendants to answer on or before July 13, 1964.
DC	July 13, 1964	Defendants' motion to dismiss filed.
DC	October 5, 1964	Defendants' answer filed.
DC	November 24, 1964	Defendants' motion to dismiss denied.
DC	March 15, 1965	Defendants' amended answer filed. Notice of hearing for April 5, 1965.
DC	April 1, 1965	Plaintiffs' motion for summary judgment filed.
DC	April 5, 1965	Order entered, granting defendants' motion for leave to file an amended answer, containing a plan of desegregation (unitary zones and provisions for teacher and staff desegregation)
DC	April 20, 1965	Plaintiffs' objections to plan filed.
DC	April 28, 1965	Defendant's reply to objections filed.
DC	April 30, 1965	Hearing on plan and objections.
DC	May 4, 1965	Final order approving defendants' plan.
DC	September 21, 1965	Plaintiffs file motion for a report; hearing set for October 4, 1965.
DC	October 14, 1965	Final decree, incorporating order of May 4, 1965, entered.

SHARPTON v. BOARD OF PUBLIC INSTRUCTION OF INDIAN RIVER COUNTY
(Southern District of Florida)

DC	November 23, 1964	Complaint filed.
DC	December 24, 1964	Defendants' motions to strike, to dismiss and for a more definite statement filed.
DC	March 8, 1965	Defendants' answer filed.
DC	April 19, 1965	Consent decree; defendants ordered to comply with plan adopted March 9, 1965; freedom of choice plan; race not to be considered in assignment of teachers; three grades to be desegregated in 1965-66, with all grades reached by 1970-71.
DC	November 15, 1965	Order entered, accelerating rate of desegregation to be completed by 1967-68.
DC	October 5, 1965	Plaintiffs' motion for further relief filed.
DC	October 13, 1965	Defendants' reply to motion for further relief filed.
DC	December 30, 1965	Plaintiffs' motion for further relief denied.

GEORGIA - Northern District

Atlanta Division

1. Calhoun v. Latimer
(Atlanta, Fulton Co.)

CALHOUN v. LATIMER (FULTON COUNTY, GEORGIA)
(Northern District of Georgia)

DC	January 11, 1958	Complaint filed.
DC	March 10, 1958	Motion to dismiss and strike filed.
DC	May 16, 1958	Judges Hooper and Sloan issue joint order denying motion to dismiss.
DC	May 26, 1958	Answer filed.
DC	July 28, 1958	Plaintiff's motion to advance date of trial filed.
DC	August 20, 1958	Motion for early trial.
DC	September 24, 1958	Order that date for trial will be set in time for 1959-60 school year.
DC	April 20, 1959	Trial date set for June 5, 1959.
DC	June 5, 1959	Preliminary order enjoining operation of segregated schools after such time as arrangements can be made for the admission of children to schools on a racially non-discriminatory basis.
DC	July 9, 1959	Order enjoining defendants from operating segregated schools, allowing reasonable time to comply, and directing defendants to submit plan by December 1, 1959.
DC	August 7, 1959	Notice of Appeal.
DC	November 27, 1959	Application for writ of supersedeas filed. Order denying application filed.
DC	November 30, 1959	Proposed plan for pupil placement filed pursuant to order of June 16, 1959. The plan requires a grade per year to be covered starting with the 12th grade.

DC	December 14, 1959	Hearing held. Objections to plan submitted.
DC	December 30, 1959	Order of court on motion by defendants to approve plan, directing defendants to submit an amended plan by January 6, 1960.
DC	January 5, 1960	Resolution of defendant Board of Education adopted January 4, 1960, amending proposed plan. Grade-a-year provision is retained.
DC	January 8, 1960	Plaintiff's file objections to plan as amended.
DC	January 15, 1960	Order approving amended plan except for certain of the provisions concerning administrative review.
DC	January 19, 1960	Resolution further amending plan for desegregation.
DC	January 20, 1960	Order approving plan as finally amended.
DC	January 29, 1960	Order granting defendant's motion to dismiss appeal.
DC	February 26, 1960	Plaintiffs file motion for further relief.
DC	March 9, 1960	Order denying plaintiffs' motion for order directing that plan begin May 1, 1960. Hearing set for May 9, 1960. Movants granted leave to proceed with interlocutory appeal. Notice of appeal filed.
DC	April 5, 1960	Order dismissing appeal on motion and amended motion of plaintiffs.
DC	May 9, 1960	Hearing held on plaintiffs' motion for further relief. Order entered denying motion insofar as it seeks to put plan in effect as of September 1960 and ordering that plan be effective as of May 1, 1961, to apply to the 11th and 12th grades.

DC	August 15, 1961	Defendant files petition for clarification concerning its obligations under the plan in light of action of State Board in overruling denial of transfer of Sandra Melkild, a white student seeking to transfer out of a desegregated school. Order to show cause why the State Board of Education should not be made a party defendant. Hearing set for August 18, 1961.
DC	August 18, 1961	Order granting continuance of hearing on order to show cause to August 30, 1961.
DC	August 30, 1961	Order making State Board of Education a party.
DC	August 31, 1961	Motion by State Board of Education for summary judgment.
DC	December 12, 1961	Order that proposed summary judgment in favor of Atlanta Board be submitted.
DC	December 21, 1961	Summary judgment entered in favor of Atlanta School Board.
DC	January 15, 1962	Notice of appeal filed by State Board.
DC	April 30, 1962	Plaintiffs file motion to enjoin defendants from continuing to maintain a dual school system based on race.
DC	May 21, 1962	Hearing set for June 28, 1962 on plaintiffs' motion.
DC	June 26, 1962	Hearing continued from June 28, 1962.
DC	June 29, 1962	Order to show cause set for July 5, 1962.
DC	July 5, 1962	Hearing on order to show cause on plaintiffs' motion for an order setting date for a hearing on motion for further relief. Hearing set for August 2, 1962.
DC	July 10, 1962	Order that trial be had on June 31, 1962.

DC	July 13, 1962	Hearing on merits set for July 31, 1962.
DC	July 31, 1962	Hearing.
DC	October 30, 1962	Hearing held. Court to take plaintiffs' motion for further relief under advisement.
DC	November 15, 1962	Order denying plaintiffs' motion for further relief.
DC	December 14, 1962	Notice of appeal filed.
CCA	January 21, 1963	Fifth Circuit affirms trial court in setting aside and vacating ruling of State Board of Education. 321 F.2d 302 (C.A. 5, 1963)
CCA	September 30, 1963	Mandate from Court of Appeals affirming judgment of District Court.
SC	June 22, 1964	Mandate from Supreme Court of the United States vacating order of Court of Appeals and remanding case to the District Court for further proceedings. 377 U.S. 263 (1964). Hearing set for July 28, 1964 pursuant to ruling of Supreme Court.
DC	July 28, 1964	Hearing.
DC	September 29, 1964	Order on plaintiffs' motion for further relief.
DC	February 15, 1965	Hearing on plaintiffs' motion to accelerate desegregation. Parties directed to submit proposed findings of fact and conclusions of law. Court will rule after Court of Appeals decides Albany School case.
DC	April 1, 1965	Order on motion by plaintiffs to amend Atlanta plan. Court found no discrimination in plan. Court found that to comply with Supreme Court's mandate all grades must be covered by September 1968.

DC	April 9, 1965	Final order that plan be amended to include the kindergarten and 1st grade for 1965-66, grades 2 and 3 for 1966-67; grades 4 and 5 for 1967-68; and grades 6 and 7 for 1968-69.
DC	April 19, 1965	Plaintiffs' notice of appeal filed.
DC	September 7, 1965	Certified copy of appellants' motion to dismiss appeal and order dismissing appeal filed in Court of Appeals on September 3, 1965

GEORGIA - Middle District

Macon, Athens and Valdosta Divisions

1. Bivins v. Board of Public Education and Orphanage for Bibb County

2. Thomie v. Houston Co. Bd. of Education

SHIRLEY BIVINS v. BOARD OF PUBLIC EDUCATION AND ORPHANAGE FOR BIBB COUNTY
(Middle District of Georgia)

DC	August 14, 1963	Complaint filed.
DC	January 24, 1964	Court ordered School Board to submit desegregation plan.
DC	February 24, 1964	School Board filed desegregation plan. Pupils may make written applications for transfers and reassignments from one school in the system to the 12th grade of another school in the system for the school year 1964-65, to be approved or disapproved by the Superintendent. Procedure will thereafter be similarly applied in all 11th and 10th grades for 1965-66, all 9th grades for 1966-67, all 8th grades for 1967-68, all 7th grades for 1968-69, all 6th and 5th grades for 1969-70, all 4th grades for 1970-71, all 3rd and 2nd grades for 1971-72, and all 1st grades for 1972-73. This plan will be applied without distinction based on race.
CCA	February 24, 1965	District Court judgment affirmed in part; reversed in part; and remanded. 342 F. 2d 229 (C.A. 5, 1965)
DC	April 27, 1965	Proposed revision of plan submitted by School Board: Feeder system to continue in assigning students from elementary schools to high schools, except that beginning with the school year 1966-67, and continuing thereafter with all subsequent school years, all white students in the 7th grade of each school shall be advised of right to choose the junior high school which his school

		normally feeds, or the formerly Negro junior high school nearest his resident, or Dudley Hughes High School whereas Negro students in the 7th grade of each school shall be advised or right to choose to attend the junior high school which his school normally feeds, or the formerly white junior high school nearest his residence or Dudley Hughes High School. In cases where the capacity of the school is not sufficient to accommodate all students from the elementary school which normally feeds such junior high school and all students applying for attendance at such school preference in granting attendance at such school shall be solely on the basis of proximity of the student's residence to that school. At beginning of school year 1966-67, all students promoted to grades 2, 8, 9, 10, 11 and 12 shall be permitted to enroll in the school of their choice. At beginning of school year 1967-68 all students promoted to grades 2, 3, 7, 8, 9, 10, 11 and 12 shall be permitted to enroll in the school of their choice. At beginning of school year 1968-69 and continuing thereafter in all subsequent school years, all students promoted to grades 2 through 12 shall be permitted to enroll in the school of their choice.
DC	April 27, 1965	Order entered approving modified plan.

THOMIE v. HOUSTON COUNTY BOARD OF EDUCATION
(Middle District of Georgia)

DC	April 9, 1965	Complaint and motion for preliminary injunction filed.
DC	April 30, 1965	Defendants' answer filed.
DC	May 20, 1965	Defendants' revised plan of desegregation filed; plaintiffs' objections to revised plan filed; order entered approving revised plan, including the following: (1) Free choice of the nearest Negro school or nearest white school, with preference based on proximity. (2) Plan covers first grade and all students new to the system for 1965-66; six more grades in 1966-67; two more in 1967-68; and all by 1968-69.

GEORGIA - Middle District

Columbus, Americus, Albany and Thomasville Divisions

1. Gaines v. Daugherty County Board of Education

2. Lockett v. Board of Education of Muscogee County School District

3. Harrington v. Colquitt County Board of Education and City of Moultrie Board of Commissioners

GAINES v. DOUGHERTY COUNTY BOARD OF EDUCATION
(Middle District of Georgia)

DC	April 5, 1963	Complaint filed.
DC	May 3, 1963	Plaintiff's motion for preliminary injunction filed.
DC	May 5, 1963	Order extending time for filing defendant's pleadings to June 16, 1963, filed.
DC	June 20, 1963	Order extending time for filing defendant's pleadings until June 20, 1963. Defendant's motion to strike filed; defendant's answer filed.
DC	July 12, 1963	Order directing defendants to submit desegregation plan within 30 days filed.
DC	August 12, 1963	School Board submitted grade-a-year plan, beginning with 1964-65 school year.
DC	August 16, 1963	Plaintiffs' objections to plan filed.
DC	August 28, 1963	Opinion by District Court approving plan of School Board.
DC	September 3, 1963	Plaintiffs' notice of appeal filed.
CAA	March 20, 1964	Interim order of Fifth Circuit Court of Appeals decreeing integration of the first two grades for school year 1964-65. 329 F. 2d 823.

BRYAN v. BOARD OF EDUCATION OF MUSCOGEE COUNTY SCHOOL DISTRICT, GEORGIA

(Middle District of Georgia)

DC	January 13, 1964	Complaint and motion for preliminary injunction filed.
DC	January 30, 1964	Notification of hearing on motion for temporary injunction set for February 17, 1964.
DC	February 5, 1964	Answer response to motion for preliminary injunction filed.
DC	February 17, 1964	Order postponing hearing on application for temporary injunction.
DC	April 1, 1964	Plaintiff's motion to dismiss defendant's plan filed.
DC	April 22, 1964	Injunction denied.
DC	April 22, 1964	Case closed.
DC	May 4, 1964	Plaintiff's motion to amend findings of fact filed.
DC	May 5, 1964	Order amending court's findings of fact.
DC	May 28, 1964	Notice of appeal filed.
CCA	June 11, 1964	Record on appeal forwarded to Fifth Circuit Court of Appeals.
CCA	March 25, 1965	Order affirming in part and reversing in part district court's order. Case remanded for further proceedings. 342 F. 2d 225 (CA 5, 1965)
DC	March 29, 1965	Order of Fifth Circuit Court of Appeals made the judgment of district court.

HARRINGTON v. COLQUITT COUNTY BOARD OF EDUCATION AND CITY OF MOULTRIE BOARD OF SCHOOL COMMISSIONERS
(Middle District of Georgia)

DC	February 16, 1965	Complaint filed.
DC	March 8, 1965	Answer and defendants' motion to strike filed.
DC	April 5, 1965	Amendment to answer filed.
DC	April 29, 1965	Plan approved, but injunction not granted because of School Board's demonstration of good faith. 9/65 - grades 1, 2, 12; 9/66 - 3 additional grades; 9/67 - 3 additional grades; 9/68 - 3 additional grades. Free choice in desegregated grades subject to superintendent's approval of transfers whenever in the interest of the pupil or the efficient administration of the school system.

GEORGIA - SOUTHERN DISTRICT

Augusta, Dublin, Savannah, Waycross, Brunswick, Swainsboro Divisions

1. Stell v. Savannah-Chatham County Board of Education
2. Gibson v. Glynn County Board of Education
3. Acree v. Richmond County Board of Education
4. Turner v. Goolsby (Taliaferro Co.)

STELL v. SAVANNAH-CHATHAM COUNTY BOARD OF EDUCATION
(Southern District of Georgia)

DC	January 18, 1962	Complaint filed.
DC	January 28, 1963	Plaintiffs move to advance date of trial.
DC	January 29, 1963	Hearing on motions continued by agreement of all counsel in open court.
DC	January 31, 1963	Motion to intervene as defendant by white children and their parents.
DC	January 31, 1963	Order to show cause why motion to intervene should not be granted. Hearing set for April 29, 1963.
DC	March 1, 1963	Plaintiffs file notice of motion and motion for preliminary injunction.
DC	March 26, 1963	Motion by applicant for intervention to continue motion of plaintiff for preliminary injunction, and hearing set for March 29, 1963.
DC	March 29, 1963	Hearing on motion to intervene. Motion granted. Hearing on plaintiffs' motion for preliminary injunction. Hearing continued until June 4, 1963.
DC	May 9, 1963	Hearing on plaintiffs' motion for preliminary injunction. Court entered order that Plaintiffs were entitled to preliminary injunction unless (1) Plaintiffs failed to prove injury at the trial, or (2) defendants or intervenors prove their allegations justifying operation of bi-racial school system. Trial of issues commenced; continued to May 10, 1963 and then to May 13, 1963.

DC	May 13, 1963	Order denying plaintiffs' motion for preliminary injunction.
DC	May 15, 1963	Plaintiffs' notice of appeal filed.
CCA	May 24, 1963	Pending decision on the merits, Court of Appeals ordered the District Court to enter an order requiring a plan for desegregation to be submitted by July 1, 1963 and enjoining defendants from requiring or permitting operation of racially segregated schools "....from and after such time as may be necessary to make arrangements for admission of children to such schools on a racially non-discriminatory basis...." The plan to be submitted to require the desegregation of at least one grade commencing September, 1963 and at least one additional grade per year thereafter.
DC	June 3, 1963	Judgment entered on mandate of Court of Appeals.
DC	July 1, 1963	Defendant's plan for desegregation filed, requiring testing of students as one of the criteria for pupil assignment. Applicability is grade 12-9/63; 11-9/64; 10-9/65; 9-9/66; 8-9/67; 7-9/68; 6-9/69; 5-9/70; 4-9/71; 3-9/72; 2-9/73 and 1-9/74.
DC	July 2, 1963	Order requiring objections to plan for desegregation to be filed within 10 days.
DC	July 10, 1963	Plaintiffs' objections to defendant's desegregation plan filed.
DC	July 12, 1963	Order setting hearing on plaintiffs' objections for July 22, 1963.

DC	July 22, 1963	Hearing held. Ruling reserved. Order entered neither approving nor disapproving plan for desegregation. Court held it is without jurisdiction to do so.
DC	August 28, 1963	Notice of appeal filed by plaintiffs.
CCA	June 18, 1964	Opinion of Court of Appeals, reversing and remanding to District Court. Grade-a-year plan held inadequate. 333 F.2d 55 (C.A. 5, 1964)
DC	July 7, 1964	Plaintiff's motion for judgment in accordance with the opinion and mandate of the Fifth Circuit.
DC	August 27, 1964	Order of District Court requiring defendants to submit a plan for desegregation in accordance with the judgment of the Court of Appeals by August 29, 1964.
DC	August 31, 1964	Defendant's plan for desegregation filed requiring grades 10 and 1 to be covered in 1964; 9 and 2 in 1965; 8 and 3 in 1966; 7 and 4 in 1967; and 6 and 5 in 1968. Objections to said plan filed by plaintiffs.
DC	September 4, 1964	Order of Court that hearing on plaintiffs objections be held on September 18, 1964.
DC	September 18, 1964	Motion filed by defendant-intervenors to postpone hearing. Hearing held.
DC	September 25, 1964	Order delaying judgment on defendant's plan and objections thereto pending decision of Supreme Court on defendant-intervenors' writ of certiorari.
DC	January 25, 1965	Plaintiff's motion for order on defendant's desegregation plan filed.

DC	May 10, 1965	Plaintiff's motion to dismiss defendant-intervenors.
DC	June 9, 1965	Defendant's amendment to its desegregation plan providing for new students to enter grades not yet reached by plan.
DC	June 9, 1965	Hearing held on plaintiffs' objections to desegregation plan and on plaintiffs' motion to dismiss intervenors. Briefs directed to be submitted by August 1, 1965.
DC	August 24, 1965	Order disapproving defendants' plan for desegregation on ground that it fails to provide for considering mental qualifications as a criteria for assigning students.
DC	September 1, 1965	Defendant's motion for new trial and to amend judgment on ground that testing to determine mental qualifications is impractical and prohibited by Court of Appeals. Order to show cause why defendant's motion should not be granted. Hearing set for November 3, 1965.
DC	November 3, 1965	Hearing held on defendant's motion for new trial. Amended plan for desegregation submitted by defendant-intervenors and concurred in by defendants, requiring students who transfer to meet certain intelligence levels. Plan applicable as follows: Grades 10 and 1--9/64; 9 and 2--9/65; 8 and 3--9/66; 7 and 4--9/67; 6 and 5--9/68. Hearing on objections set for November 18, 1965.
DC	November 9, 1965	Motion for leave to intervene as plaintiff filed by United States with objections to plan. Plaintiffs' objections to plan filed.

DC	November 15, 1965	Order granting motion of United States to intervene. Hearing on objections to plan postponed from November 18, 1965 to December 27, 1965.
DC	December 16, 1965	Notice of taking depositions on December 22, 1965 filed by United States.
DC	December 29, 1965	Hearing held. Briefs to be submitted by January 20, 1966.
DC	January 20, 1966	Plaintiff-intervenor's proposed findings of fact, conclusions of law, order and decree and brief in support filed.
DC	February 9, 1966	Letter from court setting February 24, 1966 as last day for filing briefs and March 12, 1966 for filing proposed findings of fact, conclusions of law and proposed decree.
DC	March 10, 1966	Defendant's desegregation plan filed amended to cover all grades for the 1966-67 school year. The plan provides for all existing school assignments to continue without change unless transfers are approved by the Superintendent.
DC	April 1, 1966	Plaintiff-intervenor's application for order to show cause why interlocutory relief should not be granted and motion for preliminary injunction filed. Order to show cause entered and filed by court. Hearing set for April 6, 1966. Order and opinion filed approving plan for desegregation submitted by defendant-intervenors. The plan applies to all grades for the 1966-67 school year. All existing assignments are to continue unless transfers are approved.

		Intelligence quotient standards to be applied to applicants for transfer. Question of faculty desegregation deferred until discrimination against white teachers ceases.
DC	April 5, 1966	Plaintiff-intervenor's notice of appeal filed.
DC	April 6, 1966	Hearing on order to show cause held. Plaintiff-intervenor's motion for interlocutory relief dismissed as "improvidently granted" in light of court's final order of April 1, 1966.

GIBSON v. GLYNN COUNTY BOARD OF EDUCATION
(Southern District of Georgia)

DC	August 27, 1963	Complaint, petition for permanent injunction filed.
DC	August 31, 1963	Motion to intervene as defendant-intervenors filed. Hearing on motion set for September 5, 1963.
DC	September 4, 1963	Pre-trial conference held.
DC	September 6, 1963	Order entered allowing intervention.
DC	September 6, 1963	Intervenor's notice of appeal filed.
CCA	September 13, 1963	Opinion order filed.
DC	September 13, 1963	Order filed.
DC	September 14, 1963	Answer of defendants filed.
DC	September 20, 1963	Answer of defendants to intervenor's complaint filed.
DC	October 4, 1963	Defendant's notice of appeal filed.
DC	October 11, 1963	Intervenor's motion to extend time for filing appeal filed.
DC	October 11, 1963	Order entered extending time to file appeal to December 4, 1963.
CCA	June 22, 1964	Order filed. 9 Race Rel. Rep. 657 (1964).
DC	March 26, 1965	Motion for preliminary injunction filed by plaintiff. Hearing requested for April 26, 1965.
DC	April 8, 1965	Defendant's motion for extension of time for filing answer to Plaintiffs-Intervenor's motion for preliminary injunction filed.
DC	April 8, 1965	Order filed extending time to file answer to motion for preliminary injunct on to May 14, 1965.

DC	May 14, 1965	Answer filed.
DC	May 14, 1965	Hearing on motion continued to June 7, 1965.
DC	June 9, 1965	Order entered denying preliminary injunction in favor of intervenors and against defendants requiring the prompt submission of a desegregation plan.

ACREE v. RICHMOND COUNTY
GEORGIA, BOARD OF EDUCATION
(Southern District of Georgia)

DC	June 17, 1964	Complaint filed.
DC	June 17, 1964	Motion for preliminary injunction filed.
DC	July 13, 1964	Answer filed.
DC	July 13, 1964	Motion to dismiss filed by defendants.
DC	August 24, 1964	Hearing on preliminary injunction.
DC	November 5, 1964	Court denied plaintiffs' motion for a preliminary injunction and approved plan of desegregation of defendant; grades 1, 2, and 3 to be integrated according to proximity and attendance areas, for the 1964-1965 school year.
DC	December 2, 1964	Notice of appeal filed by plaintiffs.
CCA	June 7, 1965	Plaintiffs move to dismiss appeal of December 2, 1964. (Defendants agreed to desegregate grades 4, 5, 6, and 12 in addition to grades previously ordered desegregated.)
DC	June 23, 1965	Motion for additional relief filed by plaintiffs, to include enjoining defendants from operating a bi-racial school system, assigning pupils to schools on the basis of race or color, and making any distinctions in regard to the operation of the schools. Plaintiff also moves to enjoin entire summer school program from being offered unless defendants agree to admit one Negro student to white summer school to take course not offered at Negro school.

TURNER v. GOOLSBY
(Southern District of Georgia-Three Judge Court)

DC	September 10, 1965	Complaint filed.
DC	September 14, 1965	Motion for further relief filed.
DC	October 4, 1965	Order empaneling three-judge district court.
DC	October 8, 1965	Defendants move for preliminary injunction. Order setting hearing for October 12, 1965.
DC	October 11, 1965	Motion to amend complaint by adding parties plaintiff and defendant.
DC	October 12, 13, 14, 1965	Hearing held.
DC	October 20, 1965	Order appointing State Superintendent of Schools as receiver of the Taliaferro County Board of Education to arrange for 89 Negro students residing in Taliaferro County to attend schools in Warren, Wilkes, and Greene Counties and requiring the receiver to report to the court.
DC	October 27, 1965	Report of receiver filed.
DC	November 24, 1965	Final report of receiver filed showing that 62 Negroes residing in Taliaferro County attend white schools in Warren, Wilkes and Greene Counties.
DC	January 19, 1966	Plaintiff's objections to receiver's report filed.
DC	December 9, 1965	Motion by receiver to dismiss objections to the final report of the receiver and to discharge the receiver.

DC	January 12, 1966	Notice of motion and motion for leave to intervene, and complaint in intervention filed by the United States.
DC	January 19, 1966	Plaintiff's objections to report of receiver filed.
DC	February 14, 1966	Notice of supplemental motion for leave to intervene as plaintiff and proposed motion for preliminary injunction filed by the United States.
DC	February 18, 1966	Motion of Wilkes County Board of Education in opposition to motion of United States for leave to intervene.
DC	February 23, 1966	Hearing held. Motion of United States for leave to intervene granted. Testimony offered to prove that Negroes in Warren and Wilkes County white schools are segregated within the classrooms. Motion of receiver for discharge denied. Receiver directed to report to court. Plaintiffs and Plaintiff-Intervenors directed to submit briefs on question of jurisdiction of three-judge court within 30 days.
DC	February 28, 1966	Brief filed by Board of Education of Wilkes County.
DC	April 1, 1966	Brief filed by United States.
DC	April 4, 1966	Brief filed by Plaintiffs.