

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106 Rev.

TITLE OF CASE

ATTORNEYS

For plaintiff:

Charles McGhee, Deborah McGhee,
Stanley McGhee, and Gregory McGhee,
infants, by their father and next friend,
Reverend Johnny McGhee; Gwendolyn
Marshall and Travis Marshall, infants,
by their mother and next friend, Mrs. Winnie
Marshall; Jimmie Benson, Marlin Benson,
and Vicki Lynne Benson, infants, by
their mother and next friend, Mrs.
Annie Mae Benson; Chester Graves, an
infant, by his mother and next friend,
Mrs. Jeannette Coulter; and Harold Blane
Scoggins, an infant by his mother and
next friend, Mrs. Nadine Scoggins, PLAINTIFFS,
USA, by Nicholas deB. Katzenbach, Atty. Gen. of
the USA, PLAINTIFF-INTERVENOR,

Joan M. Walker & Norman J. Chao
1304-B Wright Ave.
Little Rock, Arkansas.

Jack Greenberg
Michael Meltsner
Suite 2030 - 10 Columbus Circle
New York, New York 10019

Joe Purcell
Attorney General of Ark.
Little Rock, Ark.

For defendant:

Charles M. Conway, US Atty.
Fort Smith, Ark.
Luzerne E. Hufford, Jr., Atty.
Dept. of Justice, Washington.

THE NASHVILLE SPECIAL SCHOOL DIST. No. 1,
a public body corporate; Elbert Thomas Moody,
Superintendent, Barney B. Smith, President,
Gene Arrington, Sim Ellis, Maxie D. Blackwell,
Bobby Steel, members, Board of the Nashville
Special School District No. 1; THE CHILDRESS
SCHOOL DIST. NO. 39, a public body corporate,
Tommy Lee Walton, Superintendent, Robert Coulter,
President, Logan Coulter, Jesse Hickerson,
V. L. Atkins, Tom McGee, members, Board of the
Childress School Dist. No. 39; THE MINERAL SPRINGS
SCHOOL DIST. NO. 3, a public body corporate;
R. H. McAlister, Superintendent, Richard F.
Young, President, J. F. Bell, Thomas Bridgeman,
R. P. Graves, Ellis Thompson, Sr., members,
Board of the Mineral Springs School District
No. 3; and THE HOWARD COUNTY TRAINING SCHOOL
DISTRICT NO. 38, a public body corporate;
M. R. Coulter, Superintendent, Lewis Turner,
President, Julius Owens, Caesar Crofton,
H. G. Graves, J. L. Hendrix, members, Board
of the Howard County Training School Dist.
No. 38; SARATOGA SCHOOL DIST. NO. 11, a public
body corporate; M. H. Peebles, Superintendent,
Byron Thompson, President, Dalton Harris,
C. C. Fricks, D. B. McJunkins, Jr., Mary S.
Goodman, members, Board of the Saratoga
School District No. 11,

DEFENDANTS.

th, Williams, Friday & Bowen
th Floor, Boyle Bldg.
tle Rock, Arkansas
nd Tackett, Texarkana, Ark., for
In. Spgs. SD #3; and Mr. Mercer
or Howard Cty. Tg. Sch. D. #38.
Christopher C. Mercer, Jr.
1304-B Wright Ave., Little
hael Foster, Atty. Dept. of Jus
for pliff-intvr.

st. of schools direct

NAME OR RECEIPT NO.	REC.	DE
165 4648	15 00	
65 C/D 26		15 00
67 16910	5 00	
67 C/D 11		5.00

Mineral Springs School District
No. 3,

Third Party Plaintiff;
Arkansas State Department of
Education,

Third Party Defendant.

CIVIL DOCKET
UNITED STATES DISTRICT COURT

Civil 962

Jury demand date:

D. C. Form No. 106 Rev.

TITLE OF CASE

ATTORNEYS

For plaintiff:
Charles McGhee, Deborah McGhee,
Stanley McGhee, and Gregory McGhee,
infants, by their father and next friend,
Reverend Johnny McGhee; Gwendolyn
Marshall and Travis Marshall, infants,
by their mother and next friend, Mrs. Winnie
Marshall; Jimmie Benson, Marlin Benson,
and Vicki Lynne Benson, infants, by
their mother and next friend, Mrs.
Annie Mae Benson; Chester Graves, an
infant, by his mother and next friend,
Mrs. Jeannette Coulter; and Harold Blane
Scoggins, an infant by his mother and
next friend, Mrs. Nadine Scoggins, PLAINTIFFS,
USA, by Nicholas deB. Katzenbach, Atty. Gen. of
the USA, PLAINTIFF-INTERVENOR,

VS.

Joe Purcell
Attorney General of Ark.
Little Rock, Ark.

The Nashville, Arkansas Special
School District No. 1, a public body
corporate; and
The Childress, Arkansas School District
No. 39, a public body corporate,
and

For defendant:
Charles M. Conway, US Atty.
Fort Smith, Ark.
Luzerne E. Hufford, Jr., Atty.
Dept. of Justice, Washington.

Saratoga School Dist. No. 11, ~~Defendant~~
a public body corporate, Byron Thompson,
Pres., and Dalton Harris, C. C. Fricks,
D. B. McJunkins, Jr., and Mary S. Goodman,
members of the Board of Saratoga School
Dist. No. 11, and M. H. Peebles, Superintendent
of Schools, Saratoga School District No. 11,
as parties deft., filed.

Smith, Williams, Friday & Bowen
11th Floor, Boyle Bldg.
Little Rock, Arkansas
Boyd Tackett, Texarkana, Ark., for
Min. Spgs. SD #3; and Mr. Mercer
Christopher C. Mercer, Jr.
1304-B Wright Ave., Little Rock
Michael Foster, Atty. Dept. of Just
for plff-intvr.

Supt. of Schools district

STATISTICAL RECORD

COSTS

DATE

NAME OR
RECEIPT NO.

REC.

DISB.

J.S. 5 mailed 12/20/65

Clerk

15 00

12/20/65

4648

15 00

12/23/65 C/D 26

15 00

9/18/67 16910

5 00

J.S. 6 mailed

Marshal

9/22/67 C/D 11

5 00

Basis of Action: For declaratory
Judgment.... preliminary & permanent
Injunction... desegregation
Docket fee
Witness fees

Action arose at:

Depositions

DATE	PROCEEDINGS
12/21/65	Complaint filed.
" " "	Summons issued, with 2 copies, and with 2 copies of complaint, mailed to Marshal for service.
12/29/65	Summons, ret. as exec., filed.
1/4/66	Order, by agreement of the parties, allowing defts. until Feb. 15, 1966, to file answer or otherwise plead. Order filed.
" " "	Copy of order mailed to counsel.
" " "	Copy of transmittal letter filed.
2/7/66	Notice of Motion and Motion for leave to Intervene and to Add Parties Defendant, filed.
" " "	Memorandum of Authorities in Support of Motion to Intervene, filed.
" " "	Order granting the filing of the government's Complaint in Intervention. Order filed.
" " "	Complaint in Intervention, filed.
" " "	Copy of order mailed to counsel.
" " "	Copy of transmittal letter filed.
2/11/66	Separate Answer of Nashville School Dist. No. 1, filed by Directors Pro Se.
2/24/66	Pre-Trial Conference. Issues discussed. Parties announce tentative settlement upon part of issues involved, and that it is not necessary for the court to take any action at this time; except defts. request additional time to respond to intervention of the government in any district or matters upon which no agreement may be reached and court advises that such additional time will be granted. Ord. filed.
3/2/66	Copy of ord. ent. 2/24/66 mld. to counsel. Copy of transmittal letter filed.
3/3/66	Stipulation of Facts, filed.
3/3/66	Statement of Facts and Conclusions of Law of Court, filed.
" " "	Order reciting that existence of Childress School Dist. No. 39 as separate school district for Negroes is in violation of laws and Constitution of the United States and declaring its creation by court order in 1886 null and void and to have no force and effect after 6/30/66, after which all assets and liabilities of Childress School District No. 39 will be assumed by Nashville School District No. 1; directing that The Nashville School District No. 1 shall, upon consolidation with Childress School District No. 39, commence to operate an integrated school system without regard to race or color; directing that defts., in effectuating the provisions of this decree, shall proceed to execute Plan for Desegregation of the Nashville, Arkansas, Special School District No. 1 and the Childress School District No. 39 attached to this order, etc.
3/3/66	Order filed.
" " "	Notice of entry of order to counsel and Presidents of respective school districts. Copy of notice filed.
3/25/66	Notice of Motion and Motion for Leave to Amend Complaint in Intervention and to add parties defendant, filed by USA.

continued...

McGhee, et al, vs. The Nashville Special
School Dist. No. 1, et al.

D. C. 110A Rev. Civil Docket Continuation

DATE	PROCEEDINGS	De Jud
3/25/66	Order granting motion of USA for leave to amend complaint in intervention and to add parties defendant, granting leave to proposed amended complaint in intervention; making Saratoga School Dist. No. 11, Byron Thompson, President, and Dalton Harris, C. C. Fricks, D. B. McJunkins, Jr., and Mary S. Goodman, members of the Board of Saratoga School Dist. No. 11, and M. H. Peebles, Superintendent of Schools, Saratoga School Dist. No. 11, parties defendant and directing that they be summoned to answer said amended complaint in intervention. Order filed.	fi
3/25/66 " " " " " "	Copy of order mailed to counsel and parties. Certificate of mailing filed. Amended Complaint in Intervention adding Saratoga School Dist. No. 11, a public body corporate, Byron Thompson, President and Dalton Harris, C. C. Fricks, D. B. McJunkins, Jr., and Mary S. Goodman, members of the Board of Saratoga School District No. 11, and M. H. Peebles, Superintendent of Schools, Saratoga School Dist. No. 11, as parties defendant, filed.	
3/26/66	Summons, with 7 copies, issued and del. to Mar. for serv. upon additional parties deft., together with 7 copies of Amended Complaint in Intervention.	
" " "	Summons, with 3 copies, issued and del. to Mar. for serv. upon defts. Caesar Crofton, J. L. Hendrix and H. G. Graves, together with 3 copies of Amended Complaint in Intervention.	
4/28/66	Separate Answer of the Howard County Training School District No. 38 to the Amended Complaint in Intervention, filed.	
" " "	Separate Answer of the Mineral Springs School District No. 3 to the to the Amended Complaint in Intervention, filed.	
4/27/66	Order allowing deft. Saratoga School Dist. No. 11 through May 3, 1966, to answer. Order filed.	
" " "	Copy of order to counsel. Copy of transmittal letter filed.	
5/4/66	Separate Answer of Saratoga School Dist. No. 11, filed.	
6/7/66	Pre-Trial Conference: Issues discussed. Court suggests that the school board members appearing for Mineral Springs and Howard County Training Schools confer with counsel for Plff.-Intervenor and counsel for Saratoga SD No. 11, to see if they can reach a satisfactory agreement and stipulation of facts.	
	Counsel and parties, after a conference, report that some progress has been made but that they are unable to reach a satisfactory agreement at this time. School board members state that they desire to confer with patrons of their districts.	
	Parties are to make a report of their progress on possibility of reaching an agreement on Mon., June 20, 1966, at 10 a.m. and pre-trial conference is continued until that time, without further notice to the parties, except that notice of further pre-trial conference shall be given to The Nashville Special School District No. 1 and Childress School District No. 39.	
6/8/66	Notice of a further pre-trial conference on 6/20/66 at 10 a. m. in US Courtroom, Texarkana, Ark., mailed to Nashville Special SD No. 1, and its Board Members, and to Childress SD No. 39 and its Board Members.	

DATE	PROCEEDINGS	Dr Jud
6/20/66	PRE-TRIAL CONFERENCE: (Continued from June 7, 1966, resumes: Counsel for Plff.-Intervenor announces that the Plff.-Intervenor, Mineral Springs SD No. 3, Howard County Training School Dist. No. 38, Saratoga SD No. 11 and Plff.-Intervenor have agreed to a stipulation of facts. Stipulation of Facts filed. An Amended Order, to amend order entered herein on March 3, 1966, offered by counsel for Plff.-Intervenor. Clerk ot mail copy of proposed Amended Order to Nashville and Childress School Districts, with notice that if either has an objection to entry of said order their objection is to be filed within ten days. Plan for Desegregation, executed by Mineral Springs SD No. 3, Howard County Training SD No. 38, Saratoga SD No. 11 and Plff.-Intervenor on June 20, 1966, filed. Counsel for Plff.-Intervenor directed to prepare and submit a precedent, by June 28, 1966, for entry of an order pursuant to, and in accordance with, Stipulation of Facts and Plan for Desegregation filed herein on this date.	
6/21/66	Copy of proposed Amended Order, offered at pre-trial conference on June 20, 1966, mailed to Ho. Bobby Steel for Nashville Spec. SD No. 1; and to Robert Coulter, Pres. of the Board, Childress S D No. 39. Copy of transmittal letter, containint notice of 10 days to file objection, if any they have, to proposed amended order, filed.	
6/22/66	Order, signed by Judge Harris on June 21, 1966, reciting that the existence of Howard County Training School District No. 38 as a separate school district for Negroes is in violation of the laws and Constitution of the United States, and that its creation by court order in 1886 is declared null and void and to have no force and effect after the date of this order; that from and after this date Howard County Training School Dist. No. 38 facilities will be administered by Saratoga SD No. 11, since the physical plant serving Howard County Training SD No. 38 lies within the present geographical boundaries of that district; that Mineral Springs SD No. 3 and Saratoga SD No. 11 shall assume the responsibility of educating the students of the former Howard County Training SD No. 38 who live in their respective school districts; that Mineral Springs SD No. 3 and Saratoga SD No. 11 from the date of this order shall commence to operate their school systems without regard to race or color and shall provide equal educational opportunities to all school children within the geographical boundaries of their respective school districts without regard to race or color; directing defts., Mineral Springs SD No. 3 and Saratoga SD No. 11, their agents, officers, employees and successors, shall proceed to execute the Plan for Desegregation agreed to by the parties to this action; that the administrative problems created by the institution of the Plan for Desegregation shall be worked out by the Mineral Springs SD No. 3 and Saratoga SD No. 11, their agents, officers, employees and successors under applicable state law. However no state law shall be used to discriminate on the basis of race or color in any respect in the operation of the schools of said districts, and the court retains jurisdiction of this cause for such other appropriate relief as may be necessary. Order filed.	

McGhee, et al, vs.
The Nashville Special SD No. 1, et al.

D. C. 110A Rev. Civil Docket Continuation

DATE	PROCEEDINGS	I Ju
6/22/66	Copy of order mailed to counsel for parties. Judge Bobby Steel for Nashville Spec. SD No. 1, and to Mr. Robert Coulter, Pres. of the Board, Childress School Dist. No. 39. Copy of transmittal letter filed.	
7/1/66	Amendment to Order, signed by Judge Harris on June 25, 1966, and amending order entered June 21, 1966, to provide that the affected students and/or parents, as per the Plan for Desegregation, be afforded only 15 days in 1966, concerning the 1966-1967 school term, to advise any choice of the involved school which they may select to attend during said school term, as per the Plan for Desegregation; further this Amendment to Order shall in no wise change the time provided by the Plan for Desegregation for making a choice of schools in any year subsequent to 1966. Order file	
7/1/66	Copy of Order mailed to counsel for parties, Judge Bobby Steel for Nashville Spec. SD No. 1, and to Mr. Robert Coulter, Pres. of the Board, Childress SD No. 39.	
7/6/66	Amended Order, signed by Judge Harris on July 5, 1966, amending order entered 3/3/66, to include the following paragraph: "Mineral Springs School Dist. No. 3 shall assume the responsibility for educating those students who live in the geographical area previously covered jointly by the Childress SD No. 39 and the Mineral Springs SD No. 3." Order filed.	
7/6/66	Notice of entry of order w/c of order mailed to counsel; Judge Bobby Steel for Nashville Spec. SD No. 1 and to Mr. Robert Coulter, Pres. of the Board, Childress SD No. 39.	
7/27/66	Motion to Intervene and for Further Relief, (by Philip Jones, through his father Curtis Jones, in the action against the Saratoga and Mineral Springs School Districts), filed.	
7/30/66	Motion, for an order immediately and without notice, transferring \$1000 to Saratoga SD No. 11 from the acct. of Howard Co. Trg. SD No. 38; and further, after notice and hearing, to transfer to Saratoga all moneys in acct. of Howard Co. Trg. for use by Saratoga for school purposes, filed.	
8/2/66	Order, signed by Judge Harris on July 30, 1966, on the motion of Saratoga SD No. 11, that the sum of \$1,000 on deposit with the County Treasurer of Howard County, Ark., in the account of Howard County Training School Dist. No. 38, be and is vested in and transferred to Saratoga, to be disbursed pursuant to warrants or checks signed by the appropriate officer or official of Saratoga, etc. Order filed.	
8/2/66	Notice of entry of above order to counsel, w/copy of order.	
" " "	Cert. copy of order to County Treasurer of Howard County, Ark.	
8/10/66	Response of Saratoga School Dist. No. 11 of Howard and Hempstead Counties to Motion To Intervene and for Further Relief, filed.	
8/15/66	Copy of Notice to counsel that the motion of Curtis Jones for leave to intervene in the above case has been set for hearing on Tues., Aug. 30, 1966, at 1:30 p. m., filed.	
8/31/66	Hearing on motion of Curtis Jones to intervene continued, by agreement, subject to a later setting.	

DATE	PROCEEDINGS	I Ju
9/7/66	Order, signed by Judge Harris on Sept. 2, 1966, and filed today, upon motion of Saratoga Sch. Dist. No. 11, that all money presently on deposit with the County Treasurer of Howard County, Ark., in the acct. of Howard County Training be and is vested and transferred to Saratoga, to be disbursed pursuant to warrants or checks signed by the appropriate officer or official of Saratoga; further, that the County Treas. of Howard County, Ark., shall be protected in acting in accordance with this order.	
9/7/66	Order filed.	
" " "	Notice of entry of above order, w/copy of order, to counsel; and	
" " "	to Co. Treas. of Howard County, Ark.	
" " "	Certified copy of order to County Treasurer of Howard County,	
" " "	Arkansas.	
9/27/66	Order, by agreement and stipulation of the parties, dismissing with prejudice the motion filed herein by Curtis Jones on behalf of his son, Phillip Jones, for leave to intervene. Ord. filed.	
" " "	Copy of order mailed to counsel as notice thereof.	
7/14/67	Motion and Third Party Complaint, filed by Mineral Springs School District No. 3.	
7/24/67	Motion for Further Relief, filed by plaintiffs.	
" " "	Memorandum In Support of Motion For Further Relief, filed.	
7/26/67	Order, signed by Judge Harris on July 25, 1967, extending to July 28, 1967, the deft's time within which to plead to the Motion and Third Party Complaint by the Mineral Springs School District No. 3. xxxxxx	
7/26/67	Order filed.	
" " "	Copy of order mailed to counsel. Copy of transmittal letters filed.	
7/31/67	Response of Saratoga School District No. 11 to the Motion filed by Mineral Springs School District, filed.	
8/1/67	Motion to Dismiss Third Party Complaint of Mineral Springs School District No. 3, filed by Arkansas State Department of Education.	
" " "	Brief in Support of Motion to Dismiss Third Party Complaint of Mineral Springs School District No. 3, filed.	
8/4/67	Response To Motion to Dismiss filed by Ark. State Dept. of Education, filed by Third Party Plff.	
8/4/67	Reply Brief To Motion To Dismiss Third Party Complaint of Mineral Springs School District No. 3, filed by Third Party Plff.	
8/18/67	HEARING on Third Party Complaint and Motion of Arkansas State Dept. of Education to dismiss third party complaint.	
8/18/67	Parties given 20 days to work out a solution of the problem.	
8/18/67	Order consolidating Civil 962 and Civil 1034 for purpose of	
" " "	Hearing pending issues.	
" " "	At conclusion of all the evidence, upon motion of counsel for plffs. the complaint as to plffs., Tommy Walton and Alfa Shaw is	
" " "	dismissed.	
" " "	Court makes statement from the bench as to its findings and states that the complaint as to remaining plffs. will be dismissed, and	
" " "	counsel for defts. directed to prepare precedent for such order.	
" " "	Court retains jurisdiction.	

DATE	PROCEEDINGS	D. Jud
8/24/67	Judgment, signed by Judge Harris on 8/23/67, that the Motion for Further Relief filed in Civ. 962 seeking to enjoin deft. Nashville Spec. Sch. Dist. No. 1, from certain actions in operation of schools, and pet'n in Civ. 1034 of plffs., Ernestine Walton, Claude E. King, Jr., and Major Reynolds White, also seeking certain injunctive relief, adjudging that the Motion filed in Civ. 962 should be and is hereby consolidated with Civ. 1034 for the purpose of hearing; Motion for further relief filed in said action overruled; Pet'n of Plffs., Tommy Walton and Altha Shaw is hereby dismissed; Rik Pet'n of Plffs. Ernestine Walton and Major Reynolds White is dismissed as being without merit; Pet'n of plff., Claude E. King, Jr. dismissed on condition that defts. tender contract of employment to said plff. for ensuing school year 1967-68; and Court retains jurisdiction of this cause. Judgment filed.	
8/24/67	Copy of Judgment mld. to following: Chas M. Conway; John W. Walker; Shaver, Tackett & Jones; Robert D. Smith, III; Herschel H. Friday.	
" " "	Copy of letter of transmittal filed.	
9/14/67	Notice of Appeal to U. S. Court of Appeals for the 8th Circuit filed by plffs. in Civil 962 and by Mrs. Earnestine Walton, Claude E. King, Jr., and Major Reynolds White, plffs. in Civil 1034.	
9/14/67	Copy of Notice of Appeal mailed to opposing counsel: Messrs. Shaver, Tackett & Jones; Mr. Robert D. Smith III, Asst. Atty. Gen., State of Ark.; Mr. Herschel H. Friday, Jr.; and Mr. Charles M. Conway, United States Attorney.	
" " "	Copy of transmittal letter filed.	
9/29/67	Copy of Administrative Agreement made Sept. 7, 1967, between Mineral Springs School Dist. No. 3 and Saratoga School Dist. No. 11 for the operation of former Howard County Training School Dist. No. 38, filed.	
9/29/67	Order, signed by Judge Harris on Sept. 28, 1967, reciting that the Court has been advised by the parties that Mineral Springs School Dist. No. 3 and Saratoga School Dist. No. 11 have entered into an agreement disposing of the issues involved for the 1967-1968 school year, etc.; further, ordering that the Motion and Third Party Complaint filed herein on 7/14/67 be and same is dismissed without prejudice. Order filed.	
9/29/67	Copy of order mailed to counsel.	
" " "	Copy of letter of transmittal filed.	
10/17/67	Certif. copy of Notice of Appeal and certif. copy of relevant docket entries mailed to Clerk, USCA, St. Louis, Mo.	
" " "	Copy of transmittal letter filed.	
12/12/67	Court Reporter's Transcript of proceedings at hearing on the merits on 8/18/67 at El Dorado, Ark., filed. (Lodged in Civ. 1034).	
2/21/68	Court Reporter's Notes, audio reported, filed.	
7/29 /68	Motion for Supplemental Relief, filed by plaintiff-intervenor U.S. Memorandum in Support of Motion for Supplemental Relief, filed.	
" " "		

DATE	PROCEEDINGS	De Jud
8/13/68	signed by Judge Harris on 8/10/68, Order, on motion of deft., Saratoga School Dist. No. 11, extending through Aug. 16, 1968, the time for answering or otherwise to plead to Plff-Intervenor's Motion for Supplemental Relief. Order filed.	
8/13/68	Copy of order mld. to: Mr. Charles A. Conway, Mr. Herschel Friday, Judge Bobby Steel, Boyd Tackett, Joe Purcell, and Joe D. Bell.	
8/13/68	Copy of transmittal letter filed.	
8/19/68	Response of Saratoga School District No. 11, filed.	
8/26/68	Response of Mineral Springs School District No. 3, filed.	
10/22/68	Report of the Commission on the Desegregation of the Schools of Saratoga and Mineral Springs School Districts, filed. Copy of report mailed to counsel. Copy of transmittal letter filed.	
10/22/68	Opinion of U.S. Court of Appeals for the 8th Circuit filed. Mandate of U. S. Court of Appeals for the Eighth Circuit granting appellant's motion to dismiss appeal in Civil 962, and dismissing appeal in Civil 962; and affirming judgment of the District Court in Civil 1034. Mandate filed.	
10/22/68	Copy of Mandate mailed to counsel. Copy of transmittal letter filed.	
5-26-69	2 Subs. Lucas Tecum, ret'd as exec. WD/Ark., filed. Hg. on Motion of Plff-Intervenor, filed July 29, 1968, for supplement relief. Evidence on behalf of plff-Intervenor, USA, presented. Plff. rests. Argument of counsel. Oral Opinion of Court dictated into the record. Counsel for defts. to prepare and submit a precedent for an order in accordance with the court's oral opinion.	
5-29-69	1 Subp. ret'd as exec. WD/Ark., filed.	
" " "	1 Subp. Lucas Tecum, ret'd as exec. WD/Ark., filed.	
6-27-69	Findings, Conclusions and Decree, approving the desegregation pro- cedure presently in operation in Saratoga and Mineral Springs for 1969-70 school year; Report of said schools to Court by February 1, 1970 on proposed method of operation for 1970-71 school year; Plff-Intervenor's Motion for Sup- plemental Relief is denied and dismissed and Court retains jurisdiction. Findings, Conclusions and Decree, filed. Copy of Decree to counsel. Copy of transmittal letter, filed.	
8-11-69	Court Reporter's Notes of May 28, 1969, audographically reported, fil. Court Reporter's Transcript, Pages 1 through 140, of proceedings held May 28, 1969, filed.	
8-25-69	Plff-Intervenor's Notice of Appeal to US Court of Appeals for 8th Cir. from final judg. entered June 27, 1969, filed. Filed Notice of A mld. to oppos. counsel: Hon. Bobby Steel, Herschel Friday, Jr., B	

DATE	PROCEEDINGS	De Jud
8-25-69	(Cont'd) and Mr. Joe Purcell. Copy of transmittal letter filed.	
9-18-69	Certif. copy of Notice of Appeal and Certif. copy of relevant docket entries mld. to Clerk, USCA, St. Louis, Mo. Copy of transmittal letter filed.	
4-17-70	Consent Decree of U.S. Court of Appeals for the 8th Circuit vacating District Court's order of June 26, 1969, and remanding cause with following instructions: DC shall direct School Boards of Saratoga Springs School District No. 11 and Mineral Springs School District No. 3 to submit new desegregation plan; establish early date for filing of plan; direct School Boards to request forthwith Office of Education of US Dept. of HEW to collaborate with School Boards in preparation of plan and require School Boards to implement plan for conversion to unitary school system no later than commencement of 1970-1971 school year, received and filed. Copy of Consent Decree mld. to counsel. Copy of transmittal letter filed.	
4-28-70	Order, pursuant to Consent Decree entered in this cause on 4-15-70 by USCA for the 8th Circuit, that (1) Saratoga School Dist. No. 11 and Mineral Springs School Dist. No. 3 submit new and desegregation plan, based on zoning, pairing, or such other techniques as may be appropriate to convert to unitary school system; (2) such plan to be submitted by 6-15-70; (3) School Boards of the districts shall request forthwith the Office of Education of the United States Dept. HEW to assist and collaborate with them in the preparation of such plan; school boards to make available to OE all requested information relating to operation of the school systems; in the event the school boards and OE do not agree upon a plan, OE may file its recommendations with this Court; (4) the school boards to implement a plan for conversion to unitary school system no later than the commencement of 1970-71 school year. Order filed. Copy of order mld. to: Mr. Boyd Tackett, Mr. Herschel H. Friday, Mr. Bethel B. Larey, and Office of Education, US Dept. HEW, 400 Maryland Ave., SW, Washington, D. C. 20202. Copy of transmittal letter filed.	
6-15-70	Plan for Conversion by the Saratoga School District to a Unitary System, filed.	
7-6-70	Response of US to Defts' Desegregation Plans, filed.	
7-7-70	Hearing on plan for desegregation for Saratoga and Mineral Springs School Districts. Mr. Kaplan to file intervention on behalf of certain parties. Letter from Mrs. Catherine Thomas dated June 1, 1970, filed. Resolution of Mineral Springs School Dist. #3, filed. Statements of counsel. Position of intervenors outlined by Phillip Kaplan. Evidence presented by parties. Court's findings of fact and conclusions of law: 1 School to operate as directed by law; 2 Court approves plan offered by Saratoga; 3 Court approves plan included in resolution offered by Mineral Springs-5 teachers from Howard Co. be hired or report given to Court why they were not hired. Mr. Friday to prepare precedent for judgment.	

DATE	PROCEEDINGS	Da Jud:
7-15-70	Complaint of Plaintiffs-Intervenors Uenita Gloria Thomas, et al, filed.	
7-24-70	Answer of Saratoga School District No. 11 to the Complaint in Intervention, filed.	
7-30-70	Filed copy to Mr. G. Ross Smith, at his request.	
	Order, pursuant to ruling of the Court on July 7, 1970, finding that the desegregation plans proposed by Saratoga School District No. 11 and Mineral Springs School District No. 3 are approved as therein modified; that Mineral Springs School District No. 3 shall offer employment to the five teachers therein referred to, or to file a report no later than July 31, 1970, specifying its reasons for failing to do so; that except in reference to the said five teachers, the contentions of the intervenors are denied and the court retains jurisdiction to insure that the plans as therein modified are implemented.	
	Order filed.	
	Copy mld. to counsel. Copy of transmittal letter filed.	
8-24-70	Copy of letter from Mineral Springs Schools dated Aug. 20, 1970, to Judge Harris, and reply thereto, dated Aug. 21, 1970, filed.	
" " "	Copy of letter from Mineral Springs Public Schools dated August 18, 1970, to Judge Harris, and his reply thereto, dated Aug. 19, 1970, filed.	
1-12-71	Court Reporter's notes, audographically reported of proceedings on July 6, 1970, filed.	
4-23-71	Order, dated April 22, 1971, ordering this matter be concluded, finalized and disposed of, subject only to developments that would justify the Court renewing jurisdiction,	
	Order filed.	
	Filed copy of order mailed to counsel at the request of Judge Harris.	
	Copy of transmittal letter filed.	