

DEPARTMENT OF JUSTICE

ROUTING SLIP

TO:	NAME	DIVISION	BUILDING	ROOM
1.	<i>Mr Fiss</i>			
2.				
3.				
4.				

- | | | |
|---|---|---|
| ☐ SIGNATURE | ☐ COMMENT | ☐ PER CONVERSATION |
| ☐ APPROVAL | ☐ NECESSARY ACTION | ☐ AS REQUESTED |
| ☐ SEE ME | ☐ NOTE AND RETURN | ☐ NOTE AND FILE |
| ☐ RECOMMENDATION | ☐ CALL ME | ☐ YOUR INFORMATION |
| ☐ ANSWER OR ACKNOWLEDGE ON OR BEFORE _____ | | |
| ☐ PREPARE REPLY FOR THE SIGNATURE OF _____ | | |

REMARKS

Solod
File
attainment

FROM:	NAME	BUILDING & ROOM	EXT.	DATE
	<i>Allen Black</i>			

LAST
VERSION

DRAFT OF PROPOSED DECREE

(Proposed for settlement purposes only
by Louisiana State Bar Association)

(proper heading and caption)

CONSENT DECREE

This cause having been before this Court on a trial on the merits commencing on January 22, 1968, and all of the parties hereto stipulating that this decree be entered by this Court at this time as evidenced by the signature of counsel of all parties hereunto, upon due proof that the bill of information in the 25th Judicial District Court has been dismissed by nolle prosequi as to plaintiff Richard B. Sobol, and, upon the pleadings, record and evidence so far adduced herein, and the arguments and briefs of counsel hereinbefore submitted in connection with the pre-trial motions and during the trial of this cause, the Court being of the unanimous opinion that the decree appearing hereinafter is amply supported by evidence, and may be entered according to law and the equitable principals involved; accordingly:

1. IT IS ORDERED, ADJUDGED AND DECREED that this Court has jurisdiction of this cause; and

2. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that findings and conclusions by this Court pursuant to Rule 52, Federal Rules of Civil Procedure are hereby dispensed with and that the constitutionality, vel non of the provisions of Louisiana law regulating the practice of law be and the same is hereby pretermitted; and

3. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that defendant Leander H. Perez, Jr.; Defendant Judge Eugene E. Leon, Honorable Jack P. F. Gremillion, as Attorney General of the State of Louisiana, the Louisiana State Bar Association and each of them, and their respective assistants, employees and/or representatives, and anyone acting pursuant to their authority, and all persons acting for and in concert with them

be and they are hereby permanently stayed, restrained and enjoined from indicting, seeking to indict, filing information against or otherwise prosecuting, either civilly or criminally, plaintiff Richard B. Sobol as to his practice of law as an attorney employed or furnished by the Lawyers Constitutional Defense Committee of the American Civil Liberty Union (hereinafter referred to as the LCDC) to represent Negroes as to their constitutional rights in civil rights cases in the Courts of the State of Louisiana and its political subdivisions as to all such cases in which he has appeared prior to the date hereof, and as to all cases in which he might appear subsequent to the date hereof but prior to September 5, 1968, provided that, subsequent to the date hereof said plaintiff, Richard B. Sobol shall comply in all respects with the provisions of the law of the State of Louisiana pertaining to the regulations of the practice of law. This injunction shall apply with equal force and identical qualification as decreed above with respect to any other attorney duly qualified as such in a State other than Louisiana employed or furnished by LCDC to represent, in Louisiana state courts, Negroes in civil rights cases as to their constitutional rights, from the date hereof.

4. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that such compliance with Louisiana law as provided in paragraph 3 insofar as association is concerned, it shall not be necessary for a Louisiana associated attorney

to be present for each court appearance made by such visiting attorney, but associated Louisiana attorney shall, in compliance with law, introduce such visiting attorney to the court in person on the initial appearance in each case.

5. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the conclusions, adjudications and other provisions of this decree are expressly and restrictively limited to this action and to duly qualified attorneys furnished by ICDC to Negroes in civil rights cases as to their constitutional rights, and that this judgment shall not be a precedent nor serve as a precedent nor apply to any other than the instant case.

6. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this Court retain jurisdiction of this cause and hereafter any person or party affected by this judgment may, by proper pleading, seek modification of this judgment or additional relief as to any specific future situation involving or believed to involve an alleged failure of any attorney furnished in civil rights litigation to comply with the provisions of Louisiana law pertaining to the regulation of the practice of law.

7. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that United States District Judge Fred J. Cassibry, to whom as a one-judge court this action was initially allotted, personally, individually and expressly, as a one-judge court, subscribes to, joins in and affirmatively adopts this judgment as his own.

8. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that by their approval and consent to this judgment evidenced by their subscriptions hereunto below, each of the parties to this action does hereby expressly waive and abandon his or its rights of appeal to and rights of applying for any relief within the supervisory jurisdiction of every court superior to this Court.

9. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that there shall be no taxation of costs against any party, each party to bear his or its own costs.