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IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT
DISTRICT OF ALABAMA, NORTHERN DIVISION

FILED

SEP 17 1966

ALABAMA NAACP STATE CONFERENCE OF)
BRANCHES, an unincorporated association,)
by and through John W. Nixon, President;)
ET AL.,)

Plaintiffs,)

vs.)

GEORGE C. WALLACE, Governor of the)
State of Alabama, ET AL.,)

Defendants.)

R. C. DOBSON, CLERK

By _____ Deputy Clerk

CIVIL ACTION NO. 2457-N

ORDER APPOINTING AND DESIGNATING THE UNITED
STATES AS AMICUS CURIAE AND AS PARTY

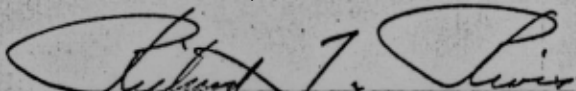
In this proceeding the plaintiffs in their own behalf and on behalf of other Negro citizens similarly situated seek to have this Court enjoin the named defendants and all persons acting in concert with them from enforcing or doing any act pursuant to, or in reliance upon, an Act passed by the Legislature of the State of Alabama on September 2, 1966, approved by the Governor on the same day, referred to in said complaint as "H. 446," on the ground that said Act is repugnant to the Constitution of the United States.

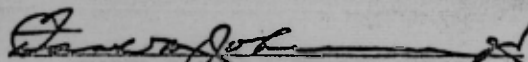
Upon consideration of the complaint and the relief sought, it appears that the rights involved are of common and general interest to the people throughout the State of Alabama, and this Court is of the opinion that, in the administration of justice, of law and order, and in protecting the authority and integrity of the lawfully constituted courts of the United States, the public interest should be represented in these proceedings. To this end, this Court is of the opinion that it is now appropriate and necessary that the United States should be designated to appear and participate in all proceedings in this action before this Court, to accord this Court the benefit of its views and recommendations, with the right to submit pleadings, evidence, arguments and briefs, and to participate actively as a party in every phase of said proceedings, including the right to initiate such further proceedings that may be necessary and appropriate in order to maintain and preserve the due administration of justice. Faubus v. United States (8th Cir. 1958), 254 F. 2d 797, cert. denied 358 U.S. 829; Bush, et al. v. Orleans Parish School Board, et al., 188 F. Supp.

916, aff'd 365 U.S. 569; Bush, et al. v. Orleans Parish School Board, et al.,
190 F. Supp. 861, aff'd 366 U.S. 212; United States v. Barnett (5th Cir. 1962),
330 F. 2d 369; Lee v. Macon County Board of Education, 231 F. Supp. 743 (1963);
Miles, et al. v. Dickson, et al., Civil Action No. 2326-N, MD Ala., June 15,
1966, ____ F. Supp. ____.

In accordance with the foregoing and for good cause, it is the
ORDER, JUDGMENT and DECREE of this Court that the United States of America be
and is hereby designated to appear and participate in all proceedings in this
action before this Court as amicus curiae and as a party thereto. It is the
further ORDER, JUDGMENT and DECREE of this Court that the Attorney General of
the United States, and such attorneys in the Department of Justice as he may
designate, be and he is hereby appointed to appear and participate in behalf
of the United States in this action before this Court.

Done, this the 17th day of September, 1966.


UNITED STATES CIRCUIT JUDGE


UNITED STATES DISTRICT JUDGE


UNITED STATES DISTRICT JUDGE