

UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

Name of Presiding Judge, Honorable JOHN POWERS CROWLEY

Cause No. 66 C 1459
66 C 1460

Date December 18, 1980

Title of Cause Gautreaux . CHA

Brief Statement of Motion Haering on consent decree

The rules of this court require counsel to furnish the names of all parties entitled to notice of the entry of an order and the names and addresses of their attorneys. Please do this immediately below (separate lists may be appended).

Names and
Addresses of
moving counsel

Representing

Names and
Addresses of
other counsel
entitled to
notice and names
of parties they
represent.

Reserve space below for notations by minute clerk

Hearing held on proposed Consent Decree, proposed
notice and form of publication. Notice approved in
its form with the insertion of "Chicago Tribune".
Fairness hearing set for January 14, 1980 at 9:30 a.m.
(see DRAFT for particulars)

Hand this memorandum to the Clerk.

Counsel will not rise to address the Court until motion has been called. Ⓢ

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No. 66 C 1459
66 C 1460
(Consolidated)

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Defendants

ORDER

This matter has been heard on the Joint Motion for Order Respecting Proposed Consent Decree of plaintiffs and defendants United States Department of Housing and Urban Development ("HUD") and Moon Landrieu, Secretary of HUD.

Having heard the presentations of counsel for such parties at a hearing held this day pursuant to notice, the Court finds that the proposed Consent Decree, executed and filed with the Court this day by plaintiffs and said defendants is within the range of possible approval by the Court. The Court therefore concludes that a hearing shall be held on whether the proposed Decree is fair, reasonable and adequate, and that members of the plaintiff class shall be notified of such hearing, and of the proposed Decree, pursuant to Rule 23(e) of the Federal Rules of Civil Procedure. The Court further finds that the form and manner of such notice prescribed herein are fair and adequate.

IT IS HEREBY ORDERED:

1. A hearing shall be held on January 14, 1981, at 9:30 o'clock A.M., for the purpose of determining whether the proposed Consent Decree, filed with the Court this day, is fair, reasonable and adequate, and whether the same should be entered by the Court.

2. Notice shall be given to members of the plaintiff class as follows:

A. Notice in the form attached hereto as Exhibit X shall be given,

- (i) By mailing the same by first class mail no later than December 24, 1980, to all residents of the defendant Chicago Housing Authority ("CHA") non-elderly public housing residential buildings;
- (ii) By mailing the same by first class mail no later than December 24, 1980, to all persons on the CHA waiting list for non-elderly public housing; and
- (iii) By posting the same no later than December 24, 1980, in a conspicuous place in all CHA non-elderly public housing residential buildings containing at least 12 dwelling units, and in CHA's central rental offices.

B. Notice in the form attached hereto as Exhibit Y shall be given by publishing the same in the ^{CHICAGO - TRIBUNE, THE} Chicago Sun-Times and in the Chicago Defender on or about December 22, 1980, and on or about December 29, 1980.

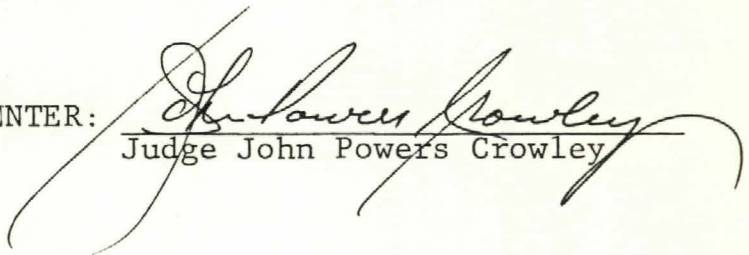
3. Defendant HUD shall bear the costs of such notice and shall cause proof of the mailing, posting and publication thereof to be filed with the Court on or before 9:30 A.M. on January 14, 1981.

4. Without limitation of any other rights provided by law, any member of the plaintiff class may appear at such hearing on January 14, 1981, in person or by counsel, and present his or her views on the proposed Consent Decree. Whenever possible any

such member so appearing for such purpose shall file a notice of intention to appear and a statment of his or her position, and the basis therefor, with the Clerk of this Court not later than January 13, 1981.

6. Any member of the plaintiff class may also file with the Clerk of this Court, on or before January 13, 1981, a written statement setting forth his or her views on the proposed Consent Decree.

ENTER:


Judge John Powers Crowley

DATED: December 18, 1980

LOYOLA UNIVERSITY OF CHICAGO



GRADUATE PROGRAM IN URBAN STUDIES

Lewis Towers * 820 North Michigan Avenue, Chicago, Illinois 60611 * (312) 670-3114

December 18, 1980

John Powers Crowley
U.S. District Court
219 S. Dearborn
Chicago, IL 60604

Dear Judge Crowley,

I would like very much to be able to present my point of view to you before you make a final ruling in the current Gautreaux action.

I have been involved in this case since the beginning when I was one of the affiants for the plaintiff.

I am enclosing my testimony to Cardiss Collins' House subcommittee on Governmental Operations on the Gautreaux case which also includes a reprint of an article of mine in the University of Missouri law review:

I hope that you will allow me the opportunity of explaining why this agreement on the part of HUD - Polikoff is ill advised, will unduly alarm the suburbanites, will not help the Black community, and worst of all will inhibit rather than help housing production.

Cordially,

J.S. Fuerst
Asst. Director
Graduate Program in
Urban Studies