

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ALABAMA
NORTHERN DIVISION

THE UNITED STATES OF AMERICA)	
)	
Plaintiff,)	
)	CIVIL ACTION NO. <u>3188-63</u>
v.)	
)	
BLANCHARD McLEOD, ET AL.,)	
)	
Defendants,)	

MOTION FOR MORE DEFINITE STATEMENT
OF FACTS

Now comes the defendants, Dallas County Citizens Council; Leon Jones, Chairman, Dallas County Citizens Council; Robert Rentz, Vice Chairman, West Dallas, Dallas County Citizens Council; G. R. Beers, Vice Chairman, South Dallas, Dallas County Citizens Council; Archie G. Waugh, Vice Chairman, North Dallas, Dallas County Citizens Council; Comer Sims, Vice Chairman, Selma, Dallas County Citizens Council; Bill Arrington, Secretary, Dallas County Citizens Council; William K. Hicks, Treasurer, Dallas County Citizens Council; and Leon Jones, Robert Rentz, G. R. Beers, Archie G. Waugh, Comer Sims, Bill Arrington, and William K. Hicks, Individually, separately and severally, by their attorneys Pitts and Pitts; Wilkinson, Wilkinson, and Russell; and Keith and Keith, and aver that the plaintiff's complaint is so vague and ambiguous that defendants should not reasonably be required to prepare a responsive pleading, and defendants therefore move that plaintiff be ordered to furnish a more definite statement of the nature of its claim as set forth in its complaint in the following respects:

1. Plaintiff should be required to set forth facts and allegations that connect these defendants with any intimidation of any person to prevent said person from voting.
2. That the plaintiff should be required to set forth how these defendants frustrated any federal court order designed to eliminate discrimination on account of race in registration to vote.

3. That the said complaint should aver any facts that would constitute frustration of federal court orders designed to eliminate discrimination on account of race in registration for voting.

4. That said plaintiff should be required to set forth all facts or acts done by these defendants that frustrated a federal court order designed to eliminate discrimination on account of race in registration for voting.

5. That said complaint should aver all acts done by these defendants deterring Negro citizens of Dallas County, Alabama, from attending voter registration meetings.

6. That said complaint should aver how or by what means these defendants prevented or attempted to prevent wholesale Negro voter registration efforts in Selma.

7. That said complaint should aver the program that is alleged to constitute intimidation on the part of these defendants for the purpose of preventing voter registration in Dallas County, Alabama.

8. That said complaint should aver how and in what manner the defendants, Dallas County Citizens Council, adopted or attempted to carry out a program by which the white citizens of Dallas County will resist the efforts of the United States Government in enforcing the Civil Rights Acts of 1957 and 1960.

9. That said complaint should aver all acts, things, or deeds done by the defendants, Dallas County Citizens Council, that would constitute resisting the efforts of the United States Government in enforcing the Civil Rights Acts of 1957 and 1960.

10. That the plaintiff should be required to set forth any and all facts that it has in its possession or under its control that would connect these defendants in any way with the allegation set forth in Paragraph 3 of Section E of the bill of complaint.

11. That the plaintiff should be required to set forth the name and address of each and every person who has obstructed or attempted to obstruct the carrying out of any court decree in Dallas County, Alabama.

12. That the plaintiff should be required to name every person with that person's correct street and post office address, and all facts that would connect said persons with any of the acts, things, or deeds set forth in Paragraph 2 of Section E of the bill of complaint.

13. That the plaintiff should be required to name every person with that person's correct street and post office address, and all facts that would connect said persons with any of the acts, things, or deeds set forth in Paragraph 4 of Section E of the bill of complaint.

14. That the plaintiff should be required to name every person with that person's correct street and post office address, and all facts that would connect said persons with any of the acts, things, or deeds set forth in Paragraph 54 of the bill of complaint.

15. That the plaintiff should be required to name every person with that person's correct street and post office address, and all facts that would connect said persons with any of the acts, things, or deeds set forth in Paragraph 55 of the bill of complaint.

Pitts and Pitts
P. O. Box 722
Selma, Alabama

Pitts and Pitts

By: *McLean Pitts*
McLean Pitts

Wilkinson, Wilkinson, & Russell
Peoples Bank & Trust Co. Bldg.
Selma, Alabama

Wilkinson, Wilkinson, & Russell

By: *J. E. Wilkinson*
J. E. Wilkinson

Keith and Keith
P. O. Box C
Selma, Alabama

Keith and Keith

By: *M. Alston Keith*
M. Alston Keith

Attorneys for named Defendants

The named defendants desire to present the foregoing motion for more definite statement of facts by oral argument to the Honorable Daniel H. Thomas, judge of the United States District Court for the Southern District of Alabama, Northern Division.

TO: Honorable Vernel R. Jansen
United States Attorney
311 Federal Building
Mobile, Alabama

You will please take notice that the foregoing motion having this date been mailed to the Clerk of the United States District Court for the Southern District of Alabama Northern Division, Mobile, Alabama, for filing and will be presented to the Honorable Daniel H. Thomas, judge of said court, at such time and place as said judge may designate.

WITNESS my hand this the 3rd day of December, 1963.

W. Alston Keith
Of Counsel for named Defendants

CERTIFICATE

I hereby certify that a copy of the foregoing motion was this day personally presented to the Honorable Vernel R. Jansen, United States Attorney, Federal Building, Selma, Alabama, one of the attorneys of record for the United States of America.

WITNESS my hand this the 3rd day of December, 1963.

W. Alston Keith
Of Counsel for named Defendants