

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF LOUISIANA

NEW ORLEANS DIVISION

U. S. DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

SEP 2 1966

FILED

A. DALLAM O'BRIEN, JR.

CLERK

ROBERT HICKS,
plaintiff,

v.

JESSE H. CUTRER, et al.,
defendants

CIVIL ACTION NO: 66-225

Division "D"

AMENDMENT TO COMPLAINT

Pursuant to Rule 15 (a) of the Federal Rules of Civil Procedure, which permits a party to amend his pleading once as a matters of course at any time before a responsive pleading is served, plaintiff amends the complaint herein adding the following language to paragraph 12 thereof:

A further limitation on marches between 8:00 A.M. and 6:00 P.M. is a preliminary injunction against plaintiff, other Negro Leaders in Bogalusa and the Bogalusa Voters League, issued on February 1, 1966, by the State District Court for the 22nd Judicial District of Louisiana in Bogalusa School v. Bogalusa Civic & Voters League, et al., No. 25,732.

This order, which concerns "picketing, marching. (and) parading" during school hours, prohibits those named as defendants

"from doing any and all acts in contemplation of which a child may be persuaded not to attend ...school..."

A copy of the "Preliminary Writ of Injunction" is appended to this Amendment to Complaint. This vague language has the effect of completely prohibiting all marches or parades during school hours (8:00 A.M. to 3:15 P.M.), because those named in the injunction could be held in contempt, if they were to organize a march during school hours and a single school child

FILE
✓ PROCEED lu (b)
K. CHAK Je
1-18-66
CLERK
DOCUMENT NO. 4
11/29

were to join the march. Since, according to paragraph D of Article 83, parades may not pass through the main business district of town between the hours of 4:00 P.M. and 5:30 P.M., any march or demonstration in this area is restricted to the hours of 3:15 to 4:00 and 5:30 to 6:00.

COLLINS, DOUGLAS & ELIE
2211 Dryades Street
New Orleans, La.
523-5197

BY: Robert F. Collins

RICHARD B. SOBOL
2209 Dryades Street
New Orleans, La.
523-1797

Of Counsel:
Alvin Bronstein, Esq.
603 N. Farish St.
Jackson, Miss.

September 1, 1966

CERTIFICATE OF SERVICE

This is to certify that on September 1, 1966 I served this "Amendment to Complaint" on the defendants by placing a copy in the mail with first class postage prepaid addressed to John N. Gallaspy, Esq., Richardson & Gallaspy, 335 Austin Street, Bogalusa, Louisiana, Attorney for the defendants.

Richard B. Sobol

RICHARD B. SOBOL
2209 Dryades St.
New Orleans, La.
Attorney for Plaintiff

BOGALUSA SCHOOL BOARD

DOCKET NUMBER 25,733

VERSUS

22ND JUDICIAL DISTRICT COURT

BOGALUSA CIVIC & VOTERS LEAGUE, ET AL

PARISH OF WASHINGTON

STATE OF LOUISIANA

PRELIMINARY WRIT OF INJUNCTION.

THE STATE OF LOUISIANA TO:

BOGALUSA CIVIC & VOTERS LEAGUE and/or BOGALUSA VOTERS LEAGUE and
OFFICERS and MEMBERS OF SAID LEAGUE, through A. Z. YOUNG,
President, ROBERT HICKS, Vice President, and GAYLE JENKINS,
Secretary, and
A. Z. YOUNG, Individually,
ROBERT HICKS, Individually,
GAYLE JENKINS, Individually,
ROYAN BURRIS, Individually,
SAM BARNES, Individually,
MARY WILLIAMS, Individually,
R. T. YOUNG, Individually,
JOSEPH SARTIN, Individually,
CHARLES SIMS, Individually,
FLETCHER ANDERSON, Individually.

GREETING:

YOU ARE HEREBY enjoined, restrained and prohibited, in the name
of the State of Louisiana, and of the Twenty-Second Judicial District Court
for the Parish of Washington, from enticing, compelling, permitting, and/or
soliciting any pupil of the public schools of the City of Bogalusa to absent
themselves from said schools for the purposes of picketting, marching,
parading, or the doing of any other acts of like nature, and specifically
you are prohibited from enticing, compelling, permitting, or soliciting said
students to be absent from school on regular school days during regular
school hours, or from doing any or all other acts in contemplation of which
a child may be persuaded not to attend the school to which it is ordinarily
assigned.

AND, YOU ARE so to remain enjoined, restrained, and prohibited
until the further order of this Court.

WITNESS THE HONORABLE Jim W. Richardson, Judge of this Court on
this the 1st day of February, 1966.

22nd Judicial District of La.
Parish of Washington
A True Copy of Original

This 1 1966

[Signature]
Clerk of Court

[Signature: Jim W. Richardson]
DISTRICT JUDGE.

INSTRUCTIONS FOR SERVICE

Please serve the complaint and motion and notice of motion for a preliminary injunction on ✓ Jesse Cutrer, ✓ Arnold Spiers, ✓ Marshall Holloway, ✓ James K. Talbot and ✓ Andy Overton at the Bogalusa City Hall and ✓ Claxton Knight of the Bogalusa Police Station or at the following alternative addresses:

✓ Arnold Spiers	Byrd Avenue, Bogalusa, Louisiana
✓ Marshall Holloway	254 Cedar Road, Bogalusa, Louisiana
✓ James K. Talbot	409 Superior Avenue, Bogalusa, La.
✓ Andy Overton	408 Columbia or 608 Erie, Bogalusa, La.

Charles:
Serve Defts. same as on
original complaint,
instructions.

Nelson

Note: This XEROX copy is from orig. complaint
& defts. were served as requested above.

C. V. V. V.
Wap. Ck.
7-2-66