

PLAINTIFFS

DEFENDANTS

Mattie T., Aaron P., Julius M., Arletha M.
 Ann M., Carol M., Christopher O., Christine
 O., James M., Michael E., Johnny W.,
 Erma B., Louise R., James T., Charles
 P., Glendale P., Sammy Y.
 William Y., Tommy W.,
 Myrtle R., Stevenson
 Bennett M., Steven J.,
 Jacqueline W., Bennie F., and John W.,
 minors, by and through their next friends,
 on behalf of themselves and all persons
 similarly situated.

HOLLADAY, Charles E., et al and
 their successors in office
~~Carvin H. Johnston, in his official~~
~~capacity as Miss. State Superintendent~~
~~of Public Education, et al~~

JUDGE SMITH SENTER vs.

Josh B., Tyson B.,
 William E., James G.,
 Karen K., Everett M., Dana M.,
 Earl M., Kimberlie T., Donald W.
 and Todd W., Minors, acting by
 and through their respective
 parents, guardians and next
 friends, on behalf of themselves
 and all persons similarly
 situated.

CAUSE

28 U.S.C. §§1331 & 1343; 20 U.S.C. §1411 et seq.; 20 U.S.C. §241a et seq.; 42 U.S.C. §1983;
 29 U.S.C. §794. This is an action for declaratory and injunctive relief challenging
 defendants' failure to fulfill their federal statutory and constitutional duties to provide
 appropriate educational opportunities to handicapped children.
 khb

ATTORNEYS

* Michael B. Trister For Pltfs:
 * Daniel Yohalem Nancy Ebb
 Children Defense Fund Children's Defense
 122 C St., N.W. Washington Fund
 D. C. 20001 (202) 628-1520 New Hampshire
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 Freeland & Gafford Washington, D. C. 20036
 P. O. Box 269 (202) 483-1470
 Oxford, MS 38655 * Stanley Taylor
 (601) 234-3414 South Miss. Legal Services
 * Charles Ramberg P. O. Box 1386
 P. O. Box 401 Biloxi, Miss. 39933
 Brandon, MS 39042
 825-2879
 For Pearl School Defts:
 * Arthur F. Jernigan, Jr.
 Bacon, Smith & Jernigan
 P. O. Box 15, Jackson, MS 39205
 939-8868
 Amicus Curiae Miss. Association for Retarded
 Citizens, Inc. (MARC)
 Jerry T. Lockett Michael T. Lewis (Substituted)
 319 Country Club Road Thomas Mason by order dated
 Oxford, MS 38655 P. O. Box 127 3-1-77)
 Oxford, MS 38655 (see below)

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 * Billy G. Bridges
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 Pearl, MS 39208
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 William H. McKenzie, III
 P. O. Box 837, Batesville, MS 3860
 George C. Carlson, Jr., Box 450, Sardis
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 A. Sinclair May, Box 246, Sardis, 38666
 487-2835
 Shields Sims, Box 648, Columbus, 39701
 328-2711
 * Helen J. McDade, Box 112, DeKalb 39328
 745-5273 309
 Roy E. Johnson, 406 West Main St.,
 Senatobia, MS 38668
 562-8284

<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL CARDS	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE MAILED
	Barrett J. Clisby, Box 240, Oxford, MS 38655)			JS-5	
	* Revised local rules mailed, with amendments & additions.				

DATE	NR.	PROCEEDINGS
4-25-75		Filed Complaint AO 78 to Courtroom Deputy Filed Motion To Appoint Special Process Server. Copy to Judge Smith ** Issued summons
5-1-75		Entered Order Appointing Special Process Servers. Cob 12, Page 331 & 332 (Order signed April 25, 1975 by Judge Smith) Notice of entry of Order mailed to counsel of record
4-28-75		** Filed Affidavit of Daniel Yohalem Providing Names of Plaintiffs and Their Next Friends (Affidavit in sealed envelope)
5-1-75		Filed USM-285 served April 28, 1975 on the following: Raymond R. Holland, Sardis, Mississippi Clifton Graham, Sardis, Mississippi Robert Carter, III by service on Sinclair May, Attorney for Board Monroe Pointer, Como, Miss. by service on Sinclair May, Attorney for Board Bill T. Jones, Sardis, Miss. Hosea A. Grisham, Sardis, Miss. Bryant Woodruff, Batesville, Miss. Mike Amis, Batesville, Miss. J. H. Moore, Pope, Miss. by service on Bill Corr, Atty. for Board O. T. Marshall, Jr., Batesville, Miss. Millan Alton, Batesville, Miss. David C. Cole, Batesville, Miss. William S. Taylor by service on Dennis Baker, Atty. for Board Travis D. Murphee, Batesville, Miss. Ann W. Brame, Batesville, Miss. Harry O'Neil by service on Dennis Baker, Atty. for Board Cecil Wardlaw, Sardis, Miss. W. P. Sissell, Batesville, Miss. Harry S. Walker by service on C. B. Walker upon instructions of Roy Johnson Atty for Board L. R. Dickerson by service on C. B. Walker, Supt. of Education upon instructions of Roy Johnson, Atty. for Board James M. Mize by service on C. B. Walker, Supt. of Education upon instructions of Roy Johnson, Atty. for Board Jesse M. Veazy, Arkabutla, Miss. B. G. Wynne, Coldwater, Miss. Clarence B. Walker, Senatobia, Miss.
5-6-75		Entered Order Authorizing Filing Under Seal of Last Names of Pltfs., signed by Judge Smith on 5-5-75, in COB 13, page 1.
5-15-75		Filed Affidavit of Rims Barber Filed Affidavit of David Rice - copies of above to Law Clerk.
5-16-75		Received and entered Order signed 5-15-75 allowing the defts. to have an additional 45 days to answer complaint from date of order cob 13, pg. 39-40 Mailed notice of order to attorneys of record
5-27-75		Received copy of letter from law clerk to counsel forwarding copy of order extending time which was signed on 5-15-75.
6-11-75		Mailed letter regarding Rule 23 Class Action requirements to counsel for pltfs.
6-12-75		Pltfs' First Interrogs. to State Defts. filed. Copy mailed to Judge Smith.
6-16-75		Motion for Leave Not to Serve Separate Informational Copies of all Interrogs. to all Parties filed. Copy mailed to Judge Smith by counsel, together with proposed order. Orig. of Memo. in Support of Motion mailed to law clerk, Oxford.
6-17-75		Pltfs' First Request for Prod. of Docs. to State Defts. filed.
6-18-75		Entered Order, signed by Judge Smith on 6-17-75, granting & sustaining pltfs' motion for leave not to serve separate informational copies of all interrogs. on all parties except same shall be served on counsel for state defts. only. COB 13, page 117. Notice of entry mailed to counsel of record.

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>DC75-31-LS</u>
Mattie T., et al		Garvin H. Johnson, et al	PAGE <u>2</u> OF <u> </u> PAGES
DATE	NR.	PROCEEDINGS	
6-18-75		Notice of Depositions of Herman K. White, Robert Lyles, Albert J. Comfort, Jr. filed.	
7-1-75		Defts' Motion for Protective Order & Motion to Dismiss or Alternatively to Stay, with Notice of Motions filed. Copy mailed to law clerk, Aberdeen.	
7-3-75		Entered Order, signed by Judge Smith on 7-2-75, granting defts. until 7-15-75 to submit memo. in support of defts' motions, in COB 13, page 149. Notice of entry mailed to counsel.	
7-7-75		Received letter from Cinclair May requesting that he be shown as counsel for deft N. Panola Cons. School Dist., instead of James McClure, Jr. Copy to law clerk & Ct. Rm. Deputy.	
7-15-75		Received notification of change of address for Stanley L. Taylor. Copy mailed to law clerk, clerk & ct. rm. deputy.	
7-16-75		Deposition of Herman K. White filed. Deposition of Nancy Trawick filed. Deposition of Albert J. Comfort, Jr., filed.	
7-24-75		Entered Order, signed by Judge Smith on 7-23-75, granting defts. until 7-28-75 to submit a brief in support of their motion to dismiss, in COB 13, page 189. Notice of entry mailed to counsel of record.	
7/28/75		Filed Motion to Certify Class Action Against State and Local Defendants Filed Certificate of Service (to all counsel involved) Filed Notice of Motion To Certify Class Action	
8-8-75		Copies of above mailed to Judge Smith together with proposed order Received and Entered Order signed by Judge Smith on 8-6-75, overruling deft. Motion for Protective Order and requiring deft. to answer interrogatories within 30 days upon entry of this order. COB#13, p. 207	
9-3-75		Mailed Notice of Entry of Order to counsel Mailed copy of notice of 8-8-75 and of Order to the following counsel: Dennis M. Baker, George C. Carlson, Jr., Roy E. Johnson, Billy G. Bridges, Shields Sims, and Helen J. McDade, A. F. Summer, Attorney General, and Marian Wright Edelman.	
9-8-75		Received and entered Order signed by Judge Smith on 9-5-75 that (1) the interrogatories propounded to the deft. state officials shall be answered no later than 9-19-75 and (2) the interrogatories propounded to the local school districts shall be answered no later than 10-1-75. COB 13, pp. 276-277. Notice of entry mailed counsel of record.	
9-29-75		State Defts' Answers to First Set of Interrogs. filed. Objections to Certain Interrogs. to State Defts. filed. State Defts' Response to Pltfs' First Request for Prod. of Documents filed.	
9-30-75		Entry of Appearance as Atty. for Tate Co. Defts. filed.	
9-30-75		Motion of Tate Co. Defts. for Add'l Time in Which to Answer Interrogs., with Notice of Motion & Certificate of Service, filed. Copies mailed to law clerk.	
9-30-75		Motion for Special Appearance filed by Jerry T. Lockett as counsel for Miss. Association for Retarded Citizens, Inc. (MARC), filed. Motion & Memo. in Support of Motion of MARC For Leave to Participate as Amicus Curiae, filed. Copy of both motions handed to law clerk in Oxford.	
0-1-75		Answers to Pltfs' First Interrogs. by Defts. from the South Panola Consolidated School District filed. Copy mailed to law clerk.	
10-2-75		Answers to Interrogs. filed by Rankin County Defts. Copy mailed to law clerk.	
10-2-75		Affidavit of David Rice filed. Copy mailed to law clerk.	
10-6-75		SEE NEXT PAGE	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>DC75-31-45</u>
Mattie T., et al		Garvin H. Johnston, et al	PAGE <u>3</u> OF _____ PAGES
DATE	NR.	PROCEEDINGS	
10-6-75		Entered Order Extending Time to Answer Interrogs., signed by Judge Smith on 10-3-75, in COB 13, page 329. Said extension relates to defts. Walker, Dickerson, Mize, Veazy & Wynne as members of Bd. of Edu. of Tate Co. School Dist., & deft. Walker, as Supt. of Edu. & extends the time until 11-1-75. Notice of entry mailed	
10-6-75		Entered Order, signed by Judge Smith on 10-3-75, extending until 10-15-75, the time for deft. Columbus Municipal Sept. School Dist. to answer interrogs., in COB 13, page 330. Notice of entry mailed to counsel.	
10-6-75		Defts., Bd. of Trustees of North Panola Consolidated School Dist., Answers to Pltfs' First Interrogs. filed. Copy mailed to law clerk.	
10-10-75		Entered Order Granting Motion of Miss. Assn. for Retarded Citizens, Inc. for Leave to Participate as Amicus Curiae & Motion for Special Appearance, signed by Judge Smith on 10-9-75, in COB 13, page 337. Notice of entry mailed to counsel of record.	
11-3-75		Answers to Interrogs. Propounded to Tate Co. School Dist. by Pltfs. filed.	
11-4-75		Pltfs' Motion for Voluntary Dismissal of Larry Miller & J. R. Dudley as Parties Deft. filed.	
		Pltfs' Motion to Join Burt Sullivan & Henry H. Woods as Defts. filed.	
		Pltfs' Motion to Substitute Party Deft. filed.	
		Notice of Motion & Certificate of Service filed.	
11-14-75		Copies mailed to law clerk, together with proposed orders & memo. in support.	
		Pltfs' Motion for an Order Compelling Kemper Co. Defts. to Answer Pltfs' First Interrogs., with Notice of Motion filed. Copy mailed to law clerk, together with copy of memo. in support of motion.	
11-17-75		Received and entered Order signed 11-13-75 concerning interrogatories cob 14, pg. Mailed notice of order to attorneys of record	
11-18-75		Received and entered Order signed 11-17-75 concerning serving copies of interrogatories on all parties cob 14, pg. 76 Notice of order mailed to counsel	
12-16-75		Entered Order, signed by Judge Smith on 12-15-75, dismissing Larry Miller & J. R. Dudley w/o prej., as parties deft; joining Burt Sullivan as deft. in capacity as member of Bd. of Edu. of Rankin Co. School Dist.; joining Hervey H. Woods as deft. in his capacity as a member of Bd. of Edu. of Kemper Co. School Dist.; pltfs. to amend their compt. with substitutions in caption & on page 9 of compt.; pltfs. to serve copy of order & the compt. on Burt Sullivan & Harvey H. Woods. COB 14, pages 155 & 156. Notice of entry mailed to counsel of record.	
12-16-75		Entered Order, signed by Judge Smith on 12-15-75, substituting James V. Carr, Jr. for J. E. Goolsby as deft. in official capacity as Supt. of Columbus Municipal Separate School Dist., in COB 14, page 157. Notice of entry mailed to counsel.	
1-12-76		Entered Order, signed by Judge Smith on 1-8-76, sustaining pltfs' motion to compel and directing Kemper Co. defts. to respond to pltfs' 1-t interrogs. by 1-19-76. COB 14, pages 197 - 199. Notice of entry mailed to counsel.	
1-13-76		Answers to Interrogs. Propounded by Pltfs. filed.	
2-2-76		First Amended Complaint for Decl. & Inj. Relief filed. Copy mailed to law clerk. Affidavit of David Rice filed. Copy mailed to law clerk, Aberdeen.	
		BEGINNING VOLUME III.	
3-4-76		Notice of Deposition of Herman K. White filed. Copy handed to law clerk.	
3-8-76		Entered Order, signed by Judge Smith on 3-5-76, directing that copies of any documents personally identifiable & any activity reports provided to pltf. will not be made available to any person for any purpose not connected with this litigation. COB 14, page 307. Notice of entry mailed to counsel of record.	
		SEE NEXT PAGE	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>DC75-31-LS</u>
Mattie T., et al		Garvin H. Johnston, et al	PAGE <u>4</u> OF <u> </u> PAGES
DATE	NR.	PROCEEDINGS	
3-22-76		Answers to Pltfs' First Interrogs. to Defts. from the Columbus Municipal Separate School District filed in Aberdeen. Copy given to law clerk.	
4-5-76		Deposition of Ralph Brewer, Ph.D., filed.	
5-10-76		Deposition of Herman K. White (2 volumes) filed.	
5-14-76		Notice of Depositions of Dr. Richard E. Keye, Dr. Arnold C. Craddock, Narciva Geddie & Dr. William V. Plue filed. Subpoenas issued for Keye Craddock & Geddie & mailed to USM, Oxford. Certified copy of notice mailed to So. Dist. for issue of subpoena for Plue.	
5-18-76		Certificate of Service filed.	
6-1-76		Filed USM-285s showing depo. subpoenas served 5-13-76 on Norciva Geddie & Dr. Arnold C. Craddock and 5-17-76 on Dr. Richard E. Keye.	
6-7-76		Deposition of Dr. Arnold C. Craddock filed.	
6-11-76		Deposition of Norciva Geddie filed.	
6-24-76		Deposition of Dr. William V. Plue filed.	
7-2-76		Filed Notice of deposition of Richard E. Keye, to be held June 11, 1976 in Oxford Ms. at 11:00 AM.	
7-8-76		Mailed deposition subpoena to United States Marshals in Oxford, Ms..	
7-13-76		Filed spa. by marshals Return exec by serving Dr. Richard Keye of the Univ. of Miss. on 6-8-76. RAMBO (DUSM)	
7-15-76		Motion & Affidavit to Hold Witness in Contempt for Refusal to Comply with Subpoena and Notice of Motion filed in Oxford. Copy handed to law clerk there.	
7-21-76		Response of Dr. Richard E. Keye and Attorneys Bryant and Noble to Pltfs' Motion to Hold Witness in Contempt filed. Copy to law clerk.	
7-23-76		Received Exhibit 1 to response with request that same be attached. Attached to pleading & mailed copy to law clerk.	
9-3-76		Notice of Appearance of Linda Lipton filed in Oxford. Copy to law clerk.	
10-6-76		Entered Order signed July 15, 1976 by Judge Smith ordering that within 10 days from entry of order, attorneys of plaintiffs shall furnish the court and opposing counsel with a designation of one attorney as plaintiffs' counsel for service of pleadings, notices and other papers filed in this action. COB 15, Page 235. Notice of entry of Order mailed.	
10-7-76		Received copy of letter from law clerk to counsel re. deft's filing answers/objections to interrogs. by 7-27-76, etc.	
10-15-76		Designation of Counsel for Service of Pleadings, Notices & Other Papers filed in Oxford. Daniel Yohalem designated. Copy mailed to law clerk & ct. rm. deputy.	
12-17-76		Deposition of Dr. Richard E. Keye filed.	
12/22/76		Entered Order, signed by Judge Smith on 10-4-76, directing Dr. Keye to appear & comply with subpoena within 10 days of entry of order and holding pltfs' request for contempt charges against Dr. Keye in abeyance pending compliance with subpoena COB 16, pages 52 - 61. Notice of entry mailed to counsel of record.	
		Mailed certified copy of order to Dr. Keye by certified mail, return receipt, and mailed certified copy of order to Ed Noble.	
		Entered Order, signed by Judge Smith on 10-15-76, sustaining motion for stay of order of 10-4-76, and allowing Dr. Keye until 10-20-76, to complete the production of documents required. COB 16, page 74. Notice of entry mailed to counsel of record. Certified copy of order mailed to Dr. Keye.	
		Motion for Summary Judgment Against Deft. State Officials with Affidavits, Notice of Hrg. & Certificate of Service filed. Copies mailed to Judge Smith with proposed order and also proposed protective order.	
		Entered PROTECTIVE ORDER in COB # 16, pg. 225, signed by Judge Smith on Dec. 21, 1976.	
		Notice of entry mailed to all concerned.	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>DC75-31-15</u>
Mattie T., et al		Garvin H. Johnston, et al	PAGE <u>5</u> OF <u> </u> PAGES
DATE	NR.	PROCEEDINGS	
1-6-77		Motion for Add'l Time & Notice of Motion filed by state defts. Copy to law clerk	
1-31-77		Entered Order, signed by Judge Smith on 1-28-77, granting state defts. until 3-21-77 to submit their response and/or reply brief in opposition to pl'tfs' motion for summary j'ment. COB 16, page 314. Notice of entry mailed to counsel.	
2-7-77		Received copy of letter from law clerk to counsel stating that the ct. would consider pl'tfs' motion for class certification, defts' motion to dismiss or stay, and pl'tfs' motion for summary j'ment against deft. state officials, after all briefs have been submitt-d on the summary j'ment motion.	
2-23-77		Motion to Withdraw as Counsel for Miss. Ass'n of Retarded Citizens, Inc., Amicus Curiae filed. Copy mailed to law clerk with proposed order.	
2-28-77		Motion to Withdraw Motion to Withdraw as Counsel for Miss. Assn. of Retarded Citizens, Amicus Curiae filed.	
		Motion for Substitution of Counsel filed. Copies mailed to law clerk, together with proposed order, by counsel.	
3-1-77		Entered Order, signed by Judge Smith on 3-1-77, sustaining motion of Jerry T. Lockett to withdraw his motion to withdraw as counsel of Miss. Assn. of Retarded Citizens, amicus curie, in COB 17, page 15. Notice of entry mailed to counsel.	
3-1-77		Entered Order, signed by Judge Smith on 3-1-77, substituting Michael T. Lewis & Thomas Mason as counsel of record for Jerry T. Lockett for the amicus curiae, in COB 17, page 16. Notice of entry mailed to counsel of record.	
3-22-77		Objections of Deft. State Officials to Pl'tf's Motion for Summary J'ment Against Deft. State Officials filed. Copy mailed to Judge Smith by counsel.	
3/29/77		Plaintiffs' Motion to Join Additional Defendants Filed; copy to law clerk	
4-12-77		Entered Order, signed by Judge Smith on 4-11-77, granting pl'tfs. until 4-22-77 to file their rebuttal brief in support of pl'tfs' motion for summary j'ment, in COB 17, page 104. Notice of entry mailed to counsel of record.	
		Entered Order, signed by Judge Smith on 4-11-77, joining 5 defts. in their capacities as members of Bd. of Trustees of Pearl Municipal Separate School Dist.; joining Henry F. Shepherd as a deft. in his capacity as Supt. of Schools of Pearl Municipal Sept. School Dist.; directing pl'tfs. to amend their complaint by adding the 6 defts. and serve copies of order and compt. on the joined defts. COB 17, page 105. Notice of entry mailed to counsel of record.	
4-15-77		Pl'tfs' Motion for Partial Summary J'ment Against Rankin County School Dist. Defts. with Affidavits of Queen Ester Johnson, Ella Mae Boyd, Gladys Walters, Annie Macklin, Louvenia Macklin, Rims Barber, Elizabeth M. White, and Notice of Motion filed. Copies mailed to law clerk.	
5-10-77		Entered Protective Order, signed by Judge Smith on 5-9-77, in COB 17, page 142. Notice of entry mailed to counsel of record.	
5-12-77		Second Amended Complaint for Declaratory & Inj. Relief filed. Affidavit of Rims Barber certifying personal service of 2nd amended compt. on newly added defts. and Certificate of Service filed. Copies mailed to law clerk.	
5-17-77		Filed USM-285 showing process returned, no. deft. Joe Ware.	
5/20/77		Filed Marshals return on Amended complaint by serving Dewey E. McNiece, Bill Chan Henry F. Shepherd on 5/17/77.	
5-27-77		Received copy of Notice of Hrg. on Pl'tf's Motion for Summary J'ment against State Defts., Pl'tf's Motion for Partial Summary J'ment against Rankin Co. School Dist., & Pl'tf's Motion for Class Certification, and Defts' Motion to Dismiss or Stay, set for Aberdeen on 6-28-77 at 11 a.m.	
5-31-77		Objections of Deft. Rankin Co. School Dist. to Pl'tf's Motion for Summary J'ment Against Deft. Rankin Co. School Dist. filed. Copy mailed to law clerk. Affidavits of K. C. McKee, Julianne Patrick, E. L. Perritt & Alexander Martin filed. Copies mailed to law clerk.	

SEE NEXT PAGE

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>DC75-31-4</u>
Mattie T., et al		Garvin H. Johnston, et al	PAGE <u>6</u> OF <u> </u> PAGES
DATE	NR.	PROCEEDINGS	
6-13-77		Motion for Continuance & Notice of Motion filed. Copy mailed to law clerk.	
6-14-77		Filed USM-285 showing amended compt. served 6-3-77 on Mrs. Dave Rieger.	
6-14-77		Entered Order, signed by Judge Smith on 6-13-77, sustaining motion for continuance and resetting hrg. on all pending motions for 9 a.m., 7-28-77, in Aberdeen. COB page 182. Notice of entry mailed to counsel of record.	
6-15-77		Motion to Dismiss or in the Alternative for a More Definite Statement filed by Pearl School Defts. Copy mailed to law clerk.	
6-17-77		Pltfs' Motion for Partial Summary J'ment Against Pearl Municipal Separate School Dist. Defts., with Notice of Motion and Affidavits of Dora Mae Ford, Rims Barber, Janice Kyzar, Dorothy Ferguson, Allie French and Dorothy Walker, filed. Copies mailed to law clerk, together with proposed order.	
6-17-77		Mailed Notice of Hrg. on deft. Pearl School's motion to dismiss or for a more def statement and pltfs' motion for partial summary j'ment against defts. Pearl School set for 7-28-77 at 9 a.m. in Aberdeen, and setting briefing schedule.	
6-21-77		Filed USM-285 showing amended compt. served 6-6-77 on John Humphries.	
6-21-77		Entered Order, signed by Judge Smith on 6-20-77, waiving requirement of Local Rule G-8(5) for submission of memo. in support of deft. Pearl School's motion to dismiss or for more definite statement since they adopt argument presented by state defts. but requiring pltfs. to submit reply memo. within 10 days from receipt of order. COB 17, pages 193 & 194. Notice of entry mailed to counsel of record.	
7-1-77		Objections of Pearl Municipal Sep. School Dist. Officials to Pltfs' Motion for Partial Summary J'ment Against Pearl Mun. Sep. School Dist. Officials filed. Affidavits of Henry F. Shepherd, Betty Wilson, Kathy Martin, Earnestine Mason, Betty Sullivan & Joan Terry filed. Copies mailed to law clerk.	
7-18-77		Filed Order dated 7-15-77, setting schedules for filing affidavits and resetting hrt. on motions for 9 a.m. on 7-27-77 at Aberdeen. Notice of filing mail-d.	
7-21-77		Affidavit of E. L. Perritt filed.	
7-22-77		Affidavit of Charles E. Holladay filed. Affidavit of Patricia L. Wicker filed. Deposition of Walter H. Moore filed.	
7/27/77		Affidavit of Rim Barber filed.	
7-27-77		At Hrg. in Aberdeen - Defts. motions to dismiss overruled; pltfs' motion for summary j'ment against state officials sustained; pltf. has 30 days to object to 1977-78 plan; deft. has 30 days thereafter to respond; pltfs' motion for summary j'ment against Rankin Co. Schools under advisement; pltfs' motion for summary j'ment against Pearl Municipal Sep. School Dist. under advisement; pltfs' motion to certify class, defts' briefs due within 10 days in opposition thereto, pltf. to respond within 10 days thereafter. EXHIBITS placed in jacket file.	
7-28-77		Entered Order, dated 7-27-77, denying defts' motion to dismiss, in COB 17, p. 23 Notice of entry mailed to counsel of record.	
8/1/77		Affidavit of Perthean Toins, filed. Notice of deposition of Dr. Walter H. Moore, filed. Notice of Change of Address for Stanley L. Taylor, Jr.; changed to South Miss. Legal Services, P. O. Box 1386, Biloxi, Miss. 39533	
8-1-77		Filed Memo. of Decision. Entered Order dated 7-28-77, sustaining motion for partial summary j'ment by pltfs. Bennie F. & John W.; ruling that defts. of Pearl Municipal Separate School Dist. have violated the rights of said pltfs. by failing to provide necessary edu. services, etc.; directing defts. school to individually test & evaluate xxxx OVER	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>DC75-31-LS</u>
Mattie T., et al		Charles E. Holladay, et al	PAGE <u>7</u> OF <u> </u> PAGES
DATE	NR.	PROCEEDINGS	
8-1-77		evaluate pltfs. to determine edu. needs & provide each with edu. services within 30 days thereafter; directing deft. school to submit a report upon completion of requirements; deferring ordering relief as to proposed class & retaining jurisd. COB 17, pages 236 & 237. Notice of entry mailed to counsel. Memo. of Decision filed.	
8-1-77		Entered Order, dated 7-28-77, sustaining motion for partial summary j'ment by pltfs. Stevenson M., Bennett M. Steven J. & Jacqueline W.; ruling that defts. of Rankin Co. School Dist. have violated rights of said pltfs. as set out in above order and directing compliance the same as Pearl School. COB 17, pages 238 & 239. Notice of entry mailed to counsel.	
8/8/77		Entered Order, dated 8-28-77, sustaining pltfs' motion for summary j'ment against deft. state officials for the reasons provided by ct. in its bench opinion on 7-27-77; ruling that defts. have violated pltfs' rights under Edu. of Handicapped Act & Edu. of Handicapped Amts. of 1974; directing defts. to file the Annual Plan for Fiscal Year 1978, which has been introduced in draft form as ex. 3, after finalization & approval by approp. fed. gvt. agency; granting pltfs 30 days from filing of plan to serve all parties, etc. COB 17, pages 240 - 242. Notice of entry mailed to counsel.	
8-11-77		Filed Answer of Robert Carter, III, Monroe Pointer, Raymond R. Holland, Clifton Graham, and Bill T. Jones. Notice of motion and motion for additional time, fld.	
8-31-77		Filed Order granting defts. until 9-22-77, to answer, plead or otherwise respond to the amended complaint.	
9/6/77		Answer of Deft., So. Panola Consolidated School Dist. filed. Answer of Pearl Municipal separate School District, filed Filed answer of Columbus Municipal Separate School District. Filed answer of Rankin County School District.	
9-9-77		Notice of Appearance of Barrett J. Clisby as counsel for MSES filed in Oxford. Motion of Miss. Ass'n for Retarded Citizens, Inc., for Leave to Submit Enforcement Proposal filed in Oxford. Copy mailed to law clerk on 9-12-77.	
9-13-77		Filed Ct. Order sustaining deft. So. Panola School's application for leave not to serve separate copies of its answer on all parties but directing that at least one individual counsel of record for pltfs. and at least one for state defts.	
9/19/77		Response of State defts. to motion for Amicus Curiae for Leave to submit enforcement proposal.	
9/21/77	X	Order entered in COB 17, pg. 295, Certifying Class Action. Notice Mailed.	
9-23-77		Answer of State Defendants filed.	
9-26-77		Report to the Court filed by Rankin County defts.	
9-29-77		Response of MS. Ass'n for Retarded Citizens, Inc., to Response of State Defts to Motion of Amicus Curiae for Leave to Submit Enforcement Proposal, filed.	
10-28-77		Memorandum of Decision filed.	
10-28-77	X	Entered Order denying request of pltfs. for issuance of an order granting class relief to handicapped children of Rankin Co. School Dist. class, w/o prej. for the same to be considered by the ct. during the progress of litigation. COB 17, page 331. Notice of entry mailed.	
10-28-77	X	Memorandum of Decision filed. Entered Order denying request of pltfs. for issuance of an order granting class relief to handicapped children of Pearl Municipal Sept. School Dist. class, w/o prej. for the same to be considered by the ct. during the progress of litigation. COB 17, page 332. Notice of entry mailed.	
SEE NEXT PAGE.			

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. DC75-31- PAGE 8 OF _____ PAGES
Mattie T., et al		Charles E. Holladay, et al	
DATE	NR.	PROCEEDINGS	
10-28-77		Memorandum of Decision filed. Entered Order, denying & overruling motion of Miss. Ass'n of Retarded Citizens, Inc., amicus curiae, for permission to file a proposed plan for the enforcement of ct's 7-28-77, order sustaining motion for summary j'ment in favor of pltfs.; granting amicus curiae 30 days w/in which to make suggestions or comment to the ct. with regard to state defts. Annual Program Plan for the Fiscal Year 1978, upon its filing & as finally approved by the appropriate federal agency. COB 1 page 333. Notice of entry mailed.	
7-10-78		Submission Pursuant to Order of the ct. dated 7-28-78, filed.	
7-17-78		Filed Ct's Order directing pltfs. & amicus curiae to file suggestions &/or objections to 1978 Plan by 8-10-78; defts. to respond w/in 30 days thereafter; setting hrg. on plan & suggestions & objections on 10-6-78 at 2 p.m. in G'ville. Notice of filing mailed.	
8/11/78		Amicus Curiae, Miss. Association for Retarded citized Submission pursuant to order.	
8-16-78		Pltfs' Motion for Extension of Time to File Comments on State Plan filed. Copy taken to Judge Smith by Katherine.	
8-24-78		Filed Ct's Order sustaining pltfs' motion for extension & granting them until 8-24-78 to submit their comments to the state defts' plan.	
8-28-78		Pltfs' Comments on State Defts' Compliance Plan & Request for Future Hrg. on Implementation of Plan filed. Copy mailed to Judge Smith.	
9-21-78		Filed Ct's Order granting state defts. until 10-12-78 to file rebuttal in support of state defts' plan & directing clerk to send notice setting hrg.	
9-21-78		Received copy of Notice of Hrg. on State Plan set for Oxford on 11-3-78 at 9 a.m.	
9-25-78		Motion for Enlargement of Time W/In Which to Plead to pltfs' comments on state plan, and Notice of Motion, filed.	
10-12-78		Fld. Ct's Order directing that state defts' rebuttal memo. in support of state defts' plan be submitted by 10-23-78.	
10-23-78		Notice resetting hrg. on State Plan for 1-26-79 at 9 a.m. in Aberdeen, mailed.	
10-25-78		Fld. Ct's Order granting state defts. until 1-12-79 w/in which to submit their rebuttal memo. in support of the State's Plan.	
1-18-79		Ct's Order directing that hrg. on 1-26-79 be attended by only pltfs., the state defts. &/or their counsel.	
1/29/79		At Hearing on 1/26/79, hearing to resolve proposed State Plan: Consent Decree will be signed on 1/26/79. Hearing on OBJ. to Consent Decree will be held on 2/22/79, 9 A.M. in Oxford, MS.	
1/30/79		Consent Decree with State Defendants fld. ✓	
2-20-79		Amicus Curiae's Objection to Consent Decree With State Defts.	
2-20-79		Letters objecting to proposed consent decree as follows:	
		Roberta Lee Hartung, parent	Mrs. Evelyn Parker, Parent
		Mr. & Mrs. Richard Bryant, parents	Mrs. Barbara Slade, parent
		Glen & Sylvia Walker, parent	Victoria Burrow, parent
		Mr. & Mrs. D. W. Lamey, parents	Mrs. Mary E. DeLaVega, mother
		Mrs. Anne L. Thompson, parent	Annette DeLaVega, sister
		Mrs. Jack Hester, parent	Anna Allen, parent
		Judy Hernandez, parent	Rutha M. Harris, parent
		Dr. Tuan Q. Pham, parent	Mrs. Beaulah Summage, parent
		Mrs. Leon Lenoir, Jr., parent	Dr. Leon Lenoir, Jr., parent
		Mrs. Joe W. Jenkins, parent	Ada Remeder, parent
		Mrs. Mary Francis Edwards, parent	Lloyd Peacock, parent
		Mrs. Katie Grant, parent	Mrs. Peggy Lyles, parent
		Mr. & Mrs. Alfrone Norris, parents	Dorothy Barnes, parent
		SEE OTHER PAGE	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. DC75-31-LS
Mattie T., et al		Charles E. Holladay, et al	PAGE 9 OF _____ PAGES

DATE	NR.	PROCEEDINGS
		Mr. & Mrs. James Bell, parents Dorothy Watson, parent Blanchie S. Allen, parent Mary Jo Hannah, parent Mr. William A. Williamson, parent Linda L. Necaize, relative Gerald Necaize, uncle Helen Jones, aunt Mrs. J. A. Wallace Mrs. Doris Gadson Shebia Payne Mrs. L. F. Moore, Jr. Jerry Payne Billy Q. McCord, Assistant Superintendent, Division of Pupil Service, Desoto County Schools.
*2-21-79		Mr. & Mrs. Verbie L. Lowery, parent Mrs. Anna Rose Jones, parent Mrs. Ethel Roberson, parent James & Mary Ann Pope, Sr., parent Mr. & Mrs. James Vickers Mrs. Doris Necaize, grandmother Mrs. Anna B. Chalmers, grandmother Katie L. Hayes, grandmother Mrs. Elnora Lee Mrs. Katie Mae Davis Mrs. R. D. Westfall Mrs. Rubye W. Jones Mrs. Helen Weddle
		Mrs. Algena P. Holladay, parent Mr. & Mrs. Jack Lanier, parents Mrs. Robert Ramsey, parent Katheline V. Scarborough, parent Mrs. Barbara Jenkins, parent Kenneth R. Allen, parent Melissa Harris, parent Ruby L. Sharp, parent Mr. & Mrs. George Angelo, parents Mrs. Annie Couison, grandmother Mary Alberson, sister Bobby & Dorothy Handley Mrs. Aranetha Williams A very concerned citizen "A friend of the Eudora School" "Unsigned"
		Ms. Jeannette Hicks George White Mrs. Harry Bowden Helen T. LeBlond, Chairman, Garden Therapy, Hernando Civic Garden Club
2-22-79		Laura B. Hicks Chalmers, parent Mr. & Mrs. J. Reed, parent Kim Sanders, sister Gloria Hobbs (2 letters) Rev. T. H. Rayborn Nora L. Flowers Ilene Spurgion, parent
		Petition signed by persons protesting closing of Eupora Learning Center. Noel Wright, Assistant Pastor, Colonial Hills Baptist Church, South
2-26-79		
*2/21/79		Not. to parents of Handicapped children of proposed settlement of Special Ed./ Entered Court's Order dated 2/22/79, in COB 19, pages 128 & 129. After hrg. comments by counsel for pltfs. & defts. & Amicus Curiae, MS Ass'n for Retarded Citizens, and after listening to statements &/or objections by class members & after the written objections fld. by class members & other persons, the ct. finds that any objection made to the approval of the Consent Decree are well taken & that the Consent Decree should be approved. ORDERED that all objs. made are OVERRULED & Consent Decree is approved by Ct. Notice of entry mailed
2/26/79		
		SEE NEXT PAGE

PLAINTIFF Mattie T., et al	DEFENDANT Charles E. Holladay, et al	DOCKET NO. <u>DC75-31-2</u> PAGE <u>10</u> OF <u> </u> PAGES
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DATE	NR.	PROCEEDINGS
		Case to remain open until issue of attorneys' fees is resolved.
2-27-79		Letter from Mrs. Elizabeth Holliman, parent.
9-4-79		JOINT PETITION FOR MODIFICATION.
9/7/79		Ct's Order Modifying Consent Decree: That each of the time limitations imposed by paragraphs 15 (c) through 15 (f) of the Consent Decree shall be extended respectively by 45 days. COB 19, Page 342. Notice of entry mailed to counsel.
3/11/80		COURT'S ORDER that on or before 3/21/80, counsel for pltf shall respond to the letter of Mr. Austin Bunch, and to the objections raised therein to the consent decree and stipulation. COB 20, Page 284. Notice of entry mailed.
3/31/80		STIPULATION REGARDING SECTION IV OF CONSENT DECREE (Racially Non-Discriminatory Evaluation & Placement Procedures)
5/2/80		STIPULATION EXTENDING TIME
5/19/80		Pltfs' Comments on Defts' Policies Implementing Stipulation.
7/7/80		NOTICE OF MOTION. MOTION FOR LEAVE TO INTERVENE, FOR CERTIFICATION, OF SUBCLASS OF PLTFs WITH SPECIFIC LEARNING ABILITIES, AND FOR OTHER RELIEF. AFFIDAVIT of Austin W. Bunch. AFFIDAVIT OF James L. Robertson.
7-14-80		SUBMISSION OF REGULATIONS & PROCEDURES PURSUANT TO DECREE & STIPULATION
7/15/80		Pltfs' MOTION for add'l time to respond to intervention motion.
7/16/80		Court's Order allowing pltf until August 10, 1980 to file their response to the Motion for leave to Intervene
7/18/80		Court's Order allowing defts until August 15, 1980 to file their response to the Motion for leave to interfeene, for certification of subclass of pltfs. etc.
8/6/80		NOTICE OF MOTION. MOTION for enlargement of time w/in which to respond to plan of State Defts & for other relief. COURT'S ORDER signed by Judge Smith transferring this cause to Judge Senter., excepting and reserving the question of allowance of interim att. fees up to the date of the transfer. COB 21, Page 142. Notice of entry mailed to counsel of record.
8/18/80		COURT'S Joint Stipulation allowing parties a continuance of ten (10) days, until August 21, 1980, to resolve a number of unsettled issues and conclude successfully intense negotiations now in progress. COB 21, Page 142.

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>DC75-314S</u>
Mattie T., et al	Charles E. Holladay, et al	PAGE <u>11</u> OF <u> </u> PAGES

DATE	NR.	PROCEEDINGS
		<i>Aug 1/12/81</i>
8/19/80		Pltfs' response to Motion to intervene by "SLD Plaintiffs"
8/21/80		Court Ordered that the Referral-to-Placement Process submitted by defts pursuant to the Consent Decree herein shall not take effect until further order of the court. COB 21, Page 162; Notice of entry mailed to counsel.
8/27/80		Response of State defts to motion for leave to intervene, for certification of subclass of pltfs with specific learning disabilities and for other relief.
9/22/80		NOTICE OF APPEARANCE of Nancy Ebb.
9/25/80		Pltf's Motion for Attorneys' Fees and Court Costs with supporting affidavits of Daniel Yohalem, Michael B. Trister, Nancy Ebb, David C. Rice, Eugene B. Bogen, Shannon Ferguson, Jack F. Dunbar, Fred L. Banks, Jr., John L. Maxey, II,
9/30/80		Affidavits of Rims Barber & A. Spencer Gilbert, III.
10/9/80		NOTICE OF MOTION. MOTION for enlargement of time w/in which to file defts' response to pltfs' motion for award of attorneys' fees and litigation expenses.
10/14/80		COURT ORDERED that the time w/in which defts may respond to pltfs' motion for attorney's fees shall be enlarged to and including October 28, 1980.
10/30/80		Defts' Response & Affidavits in Opposition to Pltfs' Motion for Attorneys' fees and Court Costs.
11/12/80		Court ordered that the time w/in which pltfs may file a rebuttal brief to defts' response & affidavits in opposition to pltfs' motion for attys' fees & court costs, shall be and the same is enlarged until 11/25/80. COB 21, pp 322.
11/24/80		Reply affidavit of Daniel Yohalem in support of pltfs' Motion for Attorneys' Fees. Affidavit of Kenneth W. Barton.
12/17/80		NOTICE setting Hearing on motion of SLD pltfs to Intervene for Tuesday January 13, 1981 at 10:00 a. m. in Aberdeen, MS.
12/22/80		MOTION of North Panola Consolidated School Dist. to be dismissed from Pending Action. NOTICE OF FILING OF MOTION.
12/29/80		AFFIDAVITS: J. L. Kellum, E. J. Bogen, Jr., Everett M. Meriedth, Richard Allen Brogan, Byron D. Merrill and James Graves. Resubmission of regulations and procedures pursuant to decree & stipulation.

See next Page

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. DC75-31-L
Mattie T., et al	Garvin H. Johnston, et al	PAGE 12 OF ____ PAGES

DATE	NR.	PROCEEDINGS
12/29/80		Referral to placement process. (2 vols.)
12/31/80		Affidavit of Elma Delores W. Turnage & V. T. Ellis.
1/6/81		NOTICE of Motion. MOTION OF TATE COUNTY DIST. TO BE DISMISSED FROM PENDING ACTION.
1/7/81		NOTICE OF MOTION. MOTION OF PANOLA COUNTY BOARD OF EDUCATION TO BE DISMISSED FROM PENDING ACTION. MOTION of defts from South Panola Consolidated School Dist. to be dismissed from pending action. NOTICE resetting Hearing on Motion to Intervene on Wednesday, Jan 14 1981 at 10:00 a. m. in Aberdeen, MS. JOINDER of deft., South Panola Consolidated School Dist. in Response of State defts to Motion for leave to Intervene, for Certification of Subclass of pltfs with specific learning disabilities and for other relief. Joinder by local deft. in response given by State deft.
1/12/81		Affidavit of Linda M. Anglin " " Basil L. Gaar " " Betty K. D'Aquilla
1/14/81		Response of Rankin Co. to Mot. to Intervene. CIVIL MINUTES: Hrg. held 1/14/81 in Aberdeen before Judge Senter. Motion of SLD pltf to Intervene, etc. taken under advisement. Ord to dismiss Separate School Systems to be entered. Exhibit & witness lists attached.
1/15/81		MOTION of Columbus Municipal Separate School Dist. to be dismissed from pending action. NOTICE of Motion and Motion to Dismiss. MOTION to waive Memo. (pleadings mailed to Aberdeen to Jacket File) AFFIDAVIT of Michael L. Bridge and Betty Marie Bridge. AFFIDAVIT of Gloria D. Keelum. Supplemental AFFIDAVIT of Austin W. Bunch.
1-21-81		STIPULATION DISMISSING LOCAL DEFTS. Hosea A. Grisham, Supt. of North Panola Consolidated School Dist., Robert Carter, III, Monroe Pointer, Raymond R. Holland, Clifton Graham & Bill T. Jones, Trustees of said dist. and their successors in office. STIPULATION OF VOLUNTARY DISMISSAL of defts. Bryant Woodruff, O. T. Marshall, Jr., Alton Milam, James Hal Moore, Mike Amis and Leonard Morris, Trustees of So. Panola Cons. School Dist. and David C. Cole, Supt. of So. Panola Cons. School Dist.

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>DC75-31-LS</u>
Mattie T., et al		Garvin H. Johnston, et al	PAGE <u>13</u> OF <u> </u> PAGES
DATE	NR.	PROCEEDINGS	
1-21-81		<p>STIPULATION DISMISSING LOCAL DEFTS. Harry S. Walker, L. R. Dickerson James M. Mize, Jesse M. Veazy & B. G. Wynne, Trustees of Tate Co. Bd. of Edu. & their successors, Stanley Blair, Byron Durley, Sammie Ashe, Steve Lentz, & Barry Embrey; Clarence B. Walker, Supt. & his successor, Donald M. Clanton.</p> <p>STIPULATION OF VOLUNTARY DISMISSAL of defts. William Still Taylor, Ann Whitten Brame, Travis D. Murphree, Harry O'Neil & Cecil Wardlaw, Trustees of Panola County Bd. of Education, & Joe B. Hartley, Supt. of Edu.</p> <p>STIPULATION dismissing defts. JohnW. East, Nan B. Lott, Robert L. Brown, W. L. Edwards & Mary W. Norwood, Trustees of Columbus Municipal Separate School Dist, and James V. Carr, Supt.</p>	
1/23/81		<p>COURT ORDERED: that the mot.of Josh B. and thirteen other children (S.L.D.) intervenor) who suffer specific learning disabilities seeking leave to intervene is GRANTED. That S.L.D. intervenors' motion for certification of a subclass pursuant to Rule 23 (c) (4) (B) is DENIED. That the S.L.D. intervenors shall, w/in 30 days from the entry of this order, file their written objections to those protions of the "Referral to Placement Process" now on file which affect the interest of the S.L.D. intervenors along with specific proposals for modifications they deem necessary to protect their interests. That the original pltf's & defts shall w/in 30 days from the filing of S.L.D. intervenors' objections & proposals for modifications, file their written response there-to; upon completion of filing required of S.L.D. intervenors & the original pltf's & defts, a hrg will be scheduled to resolve any differences which survive interim negotiations among the ptys COB 22, Page 55-59. Notice of entry mailed to counsel.</p>	
2/5/81		<p>COMPLAINT IN INTERVENTION.</p>	
2/19/81		<p>OBJECTIONS of SLD pltf's State Dept of Education Referral-to-Placement Plan. Specific Obejction to that Portion of the Plan Regarding Children with Specific Learning Disabilities and a Specific Learning Disabilities Determination Manual proposed by SLD PLTF etc.</p>	
2/25/81		<p>Pltf's Motion to strike SLD Intervenors' complaint in intervention.</p>	
3/23/81		<p>Court's Order enlarging & entending time w/in which state defts & pltf's may respond to the Objs of SLD pltf's State Dept of Ed. Referral-to-Placement Plan to & including April 17, 1981.</p>	
4/6/81		<p>COURT'S ORDER DENYING Pltf Intervenors' Motion for certification of an Interlocutory Appeal. COB 22, page 152. Notice of entry mailed to counsel.</p>	
4/20/81		<p>Response of State defts' to SLD intervenors' Objs to SDE referral-to placement plan.</p> <p>Pltf's response to SLD Intervenors' Objs. to State Dept. of Ed. Referral-to-Placement Plan.</p>	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF Mattie T., et al	DEFENDANT Garvin H. Johnston, et al	DC75-31-LS DOCKET NO. _____ PAGE ____ OF <u>14</u> PAGES
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DATE	NR.	PROCEEDINGS
5-14-81		ORDER of 5th CIRCUIT, Petition for Writ of Mandamus DENIED. NOTICE OF APPEARANCE as an atty. for state defts. by Patricia W. Bennett, Special Ass't Atty. General.
5/20/81		COURT'S ORDER ORS 5/18/81): Pltfs' mot. for an interim award of attys' fees & expenses is SUSTAINED. That the award of fees & expenses is assessed against the defts etc. That the award of \$82,350. as reasonable attys' fees shall bear int. at the rate 8% per annum from the date of this order until pd. COB 22, 21 216. Notice of entry mailed. MEMORANDUM OF DECISION.
5/29/81		COURT'S ORDER (LTS): that the class action allegations of ¶7-13 of the Compt. in Intervention are hereby stricken. That allegations ¶ 16-20 which relate to issues beyond the terms of the Referral to Placement Plan now before the court are hereby stricken. COB 22, Page 222-223. Notice of entry mailed to counsel.
6/16/81		COURT'S ORDER (WCK) AMENDING the Court's Memo. Decision of May 18, 81 and that said errors and omissions should be corrected as set forth in Order. COB 22, Page 257-258. Notice of entry mailed.
9/8/81		NOTICE of Motion. Pltfs' Motion for Removal of Stay.
9/25/81		Response of State Defts to Pltfs' Motion for Removal of Stay.
10-6-81		STIPULATION TO MODIFY STATE REFERRAL-TO-PLACEMENT PROCESS & TO REMOVE STAY, approved by Judge Senter on 10-6-81.
10/15/81		COURT'S ORDER: That the Referral-to-Placement process submitted by the defts pursuant to the consent decree shall take effect immediately. That this case be removed from the court's list of active cases with the court retaining jurisdiction to reopen the case if necessary.
10-22-81		MOTION TO DISMISS SLD INTERVENORS & NOTICE OF MOTION. MOTION TO WAIVE MEMORANDUM.
10/23/81		Court's Order: Ordered that the memo of authority in support of the motion to dismiss is hereby waived. COB 23, Page 61. Notice of entry mailed to counsel or record.
2/12/82		Court's Order denying defts' MOTION TO DISMISS SLD Intervenors.
3-1-82		MOTION of Patricia W. Bennett for Leave to Withdraw as Counsel.
3/2/82		Court's Order granting Patricia W. Bennett leave to withdraw as attorney of record for the state defts effective the date of this order.

JS-6

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DC75-31-6 LS DOCKET NO. _____ PAGE 15 OF _____ PAGES
Mattie T.		Charles Holliday, et al	
DATE	NR.	PROCEEDINGS	
9/7/82		Submission of Training Modules Pursuant to Decree.	
10/22/82		NOTICE OF MOTION. Motion of Brad Farber for Leave to Withdraw as Counsel. Court's Order granting Brad Farber leave to withdraw as an attorney of record for the State deft. effective the date of this order and that the Clerk of this court is hereby directed to delete the name of Brad Farber as an attorney of record. Further, the state defts will be represented by Hon. Larry W. Wilson, Special Asst Attorney Gen., P. O. Box 220, Jackson, MS 39205.	
4/25/83		NOTICE of Change of Address for Pltfs' Counsel Daniel Yohalem.	
5/4/83		MOTION for Leave to Withdraw as Counsel by James L. Robertson.	
5/11/83		COURT'S ORDER GRANTING James L. Robertson leave to withdraw as attorney of Record for Josh B., et al. That T. H. Freeland of Oxford shall be designated as attorney of record for Josh B., et al	
8-10-83		MOTION of Larry W. Wilson for Leave to Withdraw as Counsel of record for state defts. Copy mailed to Judge Senter.	
8-11-83		ORDER Granting Larry Wilson leave to withdraw as atty. of record for the state defts. effective the date of order (8-9); state defts. will continue to be represented by members of the staff of the Atty. Gen.	
1/18/00		MAILED Original record (2 boxes) to Aberdeen's Clerk's Office per customer request	
11/05/01		MOTION OF STATE DEFENDANTS' to end 1979 Consent Decree in light of changed federal law and to ensure continued federal funding.	
11/19/01		MOTION for leave to appear Pro Hac Vice as counsel for the plaintiffs and Class in Mattie T. by James E. Comstock-Galagan; Filing fee paid.	
11/19/01		NOTICE OF APPEARANCE and Motion to appear as Co-Counsel of Record for Plaintiff Class by Attorney David L. Calder.	
11/19/01		MOTION OF PLAINTIFFS for Extension of Time to Respond to Defendant's Motion to End 1979 Consent Decree.	
11/29/01		ORDER Granting Extension of Time to File Responsive Memorandum until 12/10/01.	
11/29/01		ORDER Granting James E. Comstock-Galagan permission to appear pro hac vice as Attorney for Plaintiffs. (LTS)	
11/29/01		ORDER Granting Motion by Attorney David L. Calder to be Designated as Co-Counsel for the Plaintiff Class. (LTS)	
11/30/01		ORDER The Court on its own motion hereby transfers and reassigns the above case to U.S. District Judge Mike Mills (LTS)	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DC75-31-MPM DOCKET NO. _____ PAGE ____ OF ____ PAGES
MATTIE T.		CHARLES HOLLIDAY, ET AL	
DATE	NR.	PROCEEDINGS	
12/10/01		MOTION TO WITHDRAW AS COUNSEL of record for plaintiff and class by Children's Defense Fund and Daniel Yohalem.	
12/17/01		ORDER (granting) Daniel Yohalem, Esq. and the Children's Defense Fund and all of its attorneys of record to withdraw as counsel of record for the plaintiffs and class.	
12/26/01		JOINT MOTION To Suspend Briefing To Facilitate Negotiations filed by Dr. Richard Thompson in his official capacity as State Superintendent of Education	
01/02/02		ORDER (granting) Motion to Suspend Briefing Schedule. Parties shall keep the Court apprised of the status of the negotiations in a timely manner. The briefing schedule shall resume at the unsuccessful conclusion of the negotiation between the parties or upon further order of the Court. MPM	
04/04/02		MOTION for Leave to Appear Pro Hac Vice as Attorney for Plaintiffs. (filing fee pd	
04/05/02		ORDER (granting) Motion for James A. Tucker to appear PHV as one of the attorneys for Plaintiffs. MPM 04/05/02	
04/24/02		ORDER (GRANTING) Motion for James A. Tucker to appear PHV. MPM 04/23/02	
10/24/03		JT. MOTION TO APPROVE MODIFIED CONSENT DECREE	
12/23/04		<p>CONSENT DECREE (MPM, 12/23/03) 2003 MODIFIED CONSENT DECREE that the parties agree that the Child Find, LRE and Non-Discriminatory Assessment/Evaluation provisions of this Decree shall be terminated in the manners provided in paragraphs 11,14, and 20 respectively and each section may be terminated at separate times. Once the Child Find, LRE and Non-Discriminatory Assessment/Evaluation provisions are each terminated the Decree will be considered to have been terminated as a whole with no provisions of the Decree remaining in force.</p>	
01/12/05		MOTION To Appear Pro Hac Vice as Substitute Counsel for James A. Tucker	
3/08/05		ORDER GRANTING Motion to Appear PHV. Attorney Rhonda Brownstein shall be substituted for James A. Tucker for Plaintiffs.	
08/01/07		REPORT to the Court by the Mississippi Department of Education.	
01/15/08		NOTICE OF ATTORNEY APPEARANCE BY COURTNEY A. BOWIE ON BEHALF OF PLAINTIFFS	
01/22/08		CORRECTED APPENDIX A TO THE 2007 Report by the Mississippi Department of Education	
03/19/08		PLAINTIFF'S MOTION for Interim Attorney's Fees and Costs	
03/19/08		MEMORANDUM IN SUPPORT OF MOTION FOR INTERIM ATTORNEYS' FEES AND COSTS	
04/10/08		DEFENDANTS' MOTION FOR LEAVE TO FILE OUT OF TIME RESPONSE AND FOR ADDITIONAL TIME	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. _____
MATTIE T., ET AL.	HENRY JOHNSON, ET AL.	PAGE ____ OF ____ PAGES

DATE	NR.	PROCEEDINGS
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04/21/08		ORDER (MPM, 04/21/08) Defendant's Motion for Leave to File Out of Time Response and For Additional Time to Respond to Plaintiff's Motion for Interim Attorneys' Fees and Costs be GRANTED. Defendants shall respond to Plaintiffs' motion for fees and costs on or before April 28, 2008.
04/30/08		DEFENDANT'S MEMORANDUM OF AUTHRORITIES IN OPPOSITION TO PLAINTIFFS' MOTION FOR INTERIM ATTORNEYS FEES AND COSTS.
05/06/08		UNOPPOSED MOTION (P) For Additional Time to File Reply Brief. (Copy given to Chief Judge Mills).
05/28/08		MOTION (P) To Withdraw Counsel. (Copy given to Chief Judge Mills).
05/30/08		REPLY (P) To Defendants' Opposition to Motion For Interim Attorney's Fees and Costs. (Copy given to Chief Judge Mills).
08/04/08		REPORT TO THE Court by the Mississippi Dept. of Education. (5 volumes)
10/29/08		JOINT MOTION To Dismiss With Prejudice Certain Provisions of the 2003 Modified Consent Decree. (Copy given to Chief Judge Mills).
01/16/09		NOTICE (P) Of Appearance by Attorney Courtney A. Bowie on behalf of plaintiffs.
05/07/09		ORDER (MPM, 5/7/09) that Section V of the Consent Decree (Paragraphs 12 through 14) is terminated with prejudice. The "Mattie T. Plan" in section III need no longer address the requirements of Section V. All reporting, consulting, data collection, monitoring, and other requirements regarding Section V need not be continued. All other provisions of the Consent Decree remain in full force and effect.
05/22/09		STIPULATED ORDER (MPM, 5/18/09) Awarding Fees & Expenses
07/31/09		Report to the Court Mississippi Dept. of Education (5 Volumes, placed in file room, Delta Division).