

## CIVIL DOCKET

## UNITED STATES DISTRICT COURT

Jury demand date:

D.C. Form No. 106 Rev.

No. 1482 Civil  
Raleigh Division

TITLE OF CASE		ATTORNEYS			
ALVIN TURNER and LAFAYETTE TURNER, minors by their father and next friend ERNEST A. TURNER; JAMES D. COLEMAN and ARNETT COLEMAN, minors, by their father and next friend ALFRED COLEMAN; DEXTER WILLIAMS and JACQUELYN WILLIAMS, minors, by their father and next friend OWEN WILLIAMS; DWIGHT DAVIS and DONALD DAVIS, minors, by their father and next friend JAMES R. DAVIS; CHARLES SOMERVILLE and ELIZABETH SOMERVILLE, minors, by their father and next friend EDWARD SOMERVILLE; KERMIT SOMERVILLE and RONNIE SOMERVILLE, minors, by their father and next friend K. S. SOMERVILLE; LEONARD L. DAVIS, JR., a minor, by his father and next friend LEONARD L. DAVIS, SR.; CHARLES RUSSELL and PATRICIA ANN RUSSELL, minors, by their father and next friend JUNIUS B. RUSSELL; MARYLAND V. WILSON, JR., and JOSEPH L. WILSON, minors, by their father and next friend MARYLAND V. WILSON; JOYCE DAVIS, a minor, by her father and next friend JACK J. DAVIS; HAYISTINE WILSON and THYDORA J. WILSON, minors, by their mother and next friend HASSIE WILSON; CONSTANCE WILSON, a minor, by her mother and next friend CASSIE WILSON; JEANETTE WILSON and VOIDELL WILSON, minors, by their mother and next friend GERTRUDE WILSON; ROBERT G. JONES and JACKLINA JONES, minors, by their father and next friend ROBERT M. JONES; ALBERT BROWN and CALVIN BROWN, minors, by their father and next friend ARTHUR BROWN; PETER M. COLLINS and THELMA A. COLLINS, minors by their father and next friend L. P. COLLINS; CARLTON E. WILSON and NORWELL D. WILSON, minors, by their father and next friend BOBBIE H. WILSON; LARRY KEARNEY and MIDDOCK KEARNEY, minors, by their father and next friend A. O. KEARNEY; JACQUELYN F. WILSON and GWEN-DOLYN K. WILSON, minors, by their father and next friend WENDELL H. WILSON; MARY G. COOPER, a minor by her mother and next friend FLORINE COOPER; RICHARD C. TUNSTALL and GIANNELLI TUNSTALL, minors, by their		For plaintiff: Theaosesus T. Clayton P. O. Box 612 Warrenton, N. C.  Conrad O. Pearson 203½ E. Chapel Hill St. Durham, N. C.  Jack Greenberg Derrick A. Bell, Jr. J. Levonne Chambers <del>XXXXXX XXXXXX</del> 216 West 2nd St. <del>XXXXXX XXXXXX</del> 405½ East Trade St. Charlotte, N. C. 28202  Intervieners: 12-19-69 James R. Walker, Jr. 501 W. Third St. Weldon, N. C. For defendant: Frank Banzet Banzet & Banzet Court House Square Warrenton, N. C.  Warrenton City Bd. of Ed.: <del>Discontinued</del> 12-19-69 Wm. W. Taylor, Jr. & Thomas F. Ellis Maupin, Taylor & Ellis P.O. Box 825, Raleigh, N.C. For Halifax Co. Bd. of Ed. <del>Dismissed</del> 9-8-69 W. Lunsford Crew of Crew & Moseley Roanoke Rapids, N. C. For Littleton-Lake Gaston Sch. Dist.: <del>Dismissed</del> 11-18-69 Wm. S. McLean of McLean & Stacy Drawer 1087, Lumberton, N. C. For Dr. Phillips & N.C. Bd. of Ed.: N.C. Atty. Gen.			
STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed	Clerk	11-4-63	62123-Pearson	15 00	
		11/5-63	Treas. U.S.		
			201 #31		15 00
J.S. 6 mailed	Marshal	6/24/70	#89009	5 00	15 00
Basis of Action: Fed. Question;	Docket fee	6/25/70	CD #41		5 00
Allege vio. 14th Amendment--					
Civil Rights	Witness fees				
Action arose at: Warren County	Depositions				

father and next friend MELVIN D. TUNSTALL; GLENDA  
WRIGHT and DURWOOD WRIGHT, minors, by their father  
and next friend ALFRED C. WRIGHT; WILBERT D. DANIELS  
and LINDA O. DANIELS, minors by their mother and next  
friend MRS. WILBERT DANIELS; CHARLES TERRY, a minor,  
by his mother and next friend FLORA W. TERRY; MILDRED  
ANDREWS and JOHN ANDREWS, minors, by their father and  
next friend EMANUEL ANDREWS; LIZZIE ANDREWS and JAMES  
ANDREWS, minors, by their mother and next friend  
MERLIN ANDREWS; NOLETHA D. ALSTON and DALE HAWKINS,  
minors, by their father and next friend AUGUSTUS ALSTON;  
JOSEPHINE JORDAN and DELORES JORDAN, minors, by their  
mother and next friend NANNIE ALSTON; TOMMIE HAWKINS  
and THEODORE HAWKINS, minors, by their mother and  
next friend ROSA HAWKINS

Plaintiffs

vs.

THE WARREN COUNTY BOARD OF EDUCATION, a public body  
corporate of Warren County, North Carolina; and  
J. R. PEELER, Superintendent of Warren County Schools,

Defendants

Additional plaintiffs and additional defendants

- Supplemental Complaint - filed 7/17/69

DATE	PROCEEDINGS	Date Order or Judgment Noted
11-4-63	Fil. & Ent. Plaintiff's PETITION requesting Court to appoint parents as NEXT FRIEND for the purpose of prosecuting and mainting this action; 1 copy	
11-4-63	Fil. & ent. ORDER maintaining that parents and Guardians of said minors are authorized to maintain this action as Next friend; 1 copy	
11-4-63	Fil. & ent. BOND FOR COSTS in the amount of \$200.00, Bankers Fire & Casualty Insurance Co as Surety; 1 copy	
11-4-63	Fil. & ent. COMPLAINT; 1 copy; 2 copies for service	
11-4-63	Fil. & ent. PLAINTIFFS' BRIEF IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION, copy	
11-4-63	Fil. & ent. MOTION FOR PRELIMINARY INJUNCTION; 1 copy	
11-4-63	Issued Summons, 1 copy, 2 copies for service.	
11-15-63	Fil. and Ent. Marshal's return on Summons; exec. on 11/8/63 at Warrenton, N. C., by serving Mr. J. R. Peeler, personally; at Inez, N. C., served Mr. E. R. Davis, personally, Chairman of Warren County Board of Education; by delivering copy of summons, complaint & injunction attached thereto.	
11-21-63	Fil. & Ent. MOTION FOR ENLARGEMENT OF TIME TO PLEAD, extending time to and including December 18, 1963, with STIPULATION ENLARGING TIME TO PLEAD attached thereto, 1 copy	
11-21-63	Fil. & Ent. ORDER FOR ENLARGEMENT OF TIME, extending time to and including December 18, 1963; 1 copy (BUTLER, J.) (Ent. 12-12-63)	
12/17/63	Fil. & Ent. ANSWER OF WARREN COUNTY BOARD OF EDUCATION, AND J. R. PEELER, SUPT. OF SCHOOLS OF WARREN COUNTY; copy; (Ent. 12/18/63) Certificate of Service filed and ent. attached; copy.	
1/13/64	Fil. & ent. INTERROGATORIES (Plaintiffs), with Certificate of service attached thereto, copy. (ent. 1/14/64)	
1/13/64	Fil. & ent. Plaintiffs Brief in Support of Preliminary Injunction with certificate of service attached thereto, copy. Copy of Brief mailed to Judge Butler on 1/14/64.	
1/29/64	Fil. & Ent. defendants' ANSWERS TO INTERROGATORIES numbered 1 to 19 directed to defendants by plaintiffs, with certificate of service attached; 1 copy	
4/29/64	NOTICES of hearing on May 6, 1964, at Raleigh, mailed by registered mail as required by T.28, USC, Sec. 2284. See copy of notice dated 4/29/64 in case file.	
4/30/64	Fil. & Ent. Defendants' REPLY BRIEF ON MOTION FOR PRELIMINARY INJUNCTION; 1 copy. Certificate of service thereon.	
7/7/64	Fil. CONSENT ORDER, copy. (BUTLER, J.) (Ent. 7/10/64)	
2/1/65	Fil. & ent. CONSENT AGREEMENT on Plan for Enrollment and Assignment of Pupils, Teachers and School Personnel for the School Year 1965-66. (BUTLER, J.) CC mailed to Atty J. LeVonne Chambers, 405 1/2 E. Trade St., Charlotte, N. C., and CC mailed to Atty Frank Banzet, P. O. Box 535, Warrenton, N. C. on 2/1/65 (Civ. O.B. #11, P. 3453) Clerk's copy in Order Book.	
6/15/65	Fil. & ent. INTERROGATORIES to defendants w/Certificate of Service. (Ent. 6-25-65) Copy. defendant's	
6/28/65	Fil. & ent. ANSWERS TO INTERROGATORIES, copy. Certificate of Service thereto.	
7/19/65	Fil. & ent. AMENDED ANSWERS TO INTERROGATORIES w/CERTIFICATE OF SERVICE attached, copy.	
8-5-66	Fil. & ent. Plaintiffs' MOTION FOR FURTHER RELIEF, asking speedy hearing and a decree directing defendants to adopt a new plan for desegregation w/ CERTIFICATE OF SERVICE, copy. (Case file to J. Butler)	
10-27-66	Fil. & ent. Plaintiff's NOTICE of taking depositions of J. R. Peeler, Supt. of Warren County Public Schools, on Nov. 1, 1966 at 4:00 P.M. in Courthouse Library, Raleigh, N. C. (U. S. District Courthouse Library) Original to J. Butler to be placed in case file. CERTIFICATE OF SERVICE thereon.	
11-30-66	Fil. & ent. DEPOSITION of J. R. Peeler. (sealed)	
3-13-67	Conference, w/ Atty. General, Lettice, Sherry, Mays, J. L. Taylor, J. P.	

ALVIN TURNER, ET AL  
V.  
WARREN COUNTY BOARD OF EDUCATION, ETC.

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RALEIGH DIVISION

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FPI ATLANTA-12-16-58-5M-377

DATE	PROCEEDINGS	Date Order or Judgment Note
3/21/67	Fil. & ent. ANSWER TO INTERROGATORIES with certificate of service thereon. copy.	
4/7/67	Fil. & ent. INTERROGATORIES of plaintiffs to defts., with certificate of service thereon. copy. <del>(original xxxxxx Butler xxxxxx folder)</del>	
4/21/67	Fil. & ent. ANSWERS TO INTERROGATORIES by defendants, with exhibits A thru E (copies of certain forms prescribed by U. S. Dept. of HEW and long range building program recommendations) Certificate of mailing attached thereto. copy.	
4/25/67	Fil. & ent. MEMORANDUM of issues and leading authorities on the motion of plffs. for further relief now pending before the Court, with certificate of service thereon. (copy to J. Harvey 4-25-67)	
5/1/67	NOTICE of hearing on motion mailed by registered mail, pursuant to Title 28, U.S.C., Sec. 2284, to all attorneys of record, Ramsey Clark, Atty. Gen. of U.S., U. S. Attorney, Dan K. Moore, Gov. of N.C., and T. Wade Bruton, Atty. Gen. of N. C.	
* 5/17/67	Fil. & ent. FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER: ordered that deft. disestablish segregation in Warren County and eliminate effects of dual school system heretofore operated within such county. (Order sets out guide to accomplish same). This Court shall retain jurisdiction, and either party may apply for further relief not inconsistent with terms of this Order. (HARVEY, Visit.J.) civ. o. b. #14, p. 4422.	
* 5-8-67	<i>Hearing on Motion: that testimony on Motion by plffs. (2 hrs, 35 mins)</i>	
* 5-12-67	<i>that Objections - testimony of J. Butler</i>	
7/20/67	Fil. & ent. REPORT prepared by The Warren County Board of Education, indicating percentage of non-whites in predominately white schools, with certificate of service attached thereto. copy.	
8/1/67	Fil. & ent. INTERROGATORIES to Frank Banzet, Esq., Court House Square, Warrenton, N. C., with certificate of service thereto. copy.	
8/11/67	Fil. & ent. OBJECTIONS TO INTERROGATORIES filed by defts. w/Cert. of Service Exhibits A, AA, B & C attached to interrogatories.	
8/11/67	Fil. & ent. NOTICE OF HEARING OBJECTIONS TO INTERROGATORIES to J. LeVonne Chambers, 400 1/2 E. Trade St., Charlotte, N. C. & Theoseus T. Clayton, P.O. Box 612, Warrenton, N. C. - to be presented to the Hon. Algernon L Butler, Chief Judge, in Raleigh, N. C. on 8/28/67, at 10:00 A.M. of that day or as soon thereafter as counsel can be heard.	
10/16/67	Fil. & ent. REPORT by Warren County Board of Education in compliance with Pars. 18 and 21 of Order dated 5/16/67 with Cert. of Service attached thereto.	
4/24/68	Fil. & ent. MOTION FOR PUNISHMENT OF DEFENDANTS, THE WARREN COUNTY BOARD OF EDUCATION, AND EACH MEMBER THEREOF, AND J. R. PEELER, SUPERINTENDENT OF WARREN COUNTY SCHOOLS FOR CONTEMPT AND MOTION FOR FURTHER RELIEF and MOTION FOR ATTORNEYS' FEES w/Cert. of Service (Clk's. copy fwd. to J. Butler)	
6/27/68	Fil. & ent. PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT and AFFIDAVIT of Attorney J. LeVonne Chambers w/Cert. of Service (Copy to J. Butler)	
7/5/68	Fil. & ent. NOTICE OF HEARING in City Hall, Clinton, N. C., on Wednesday, July 24, 1968, at 2:00 p.m. (BUTLER, J.) (Civ.O.B.#16,P.4952) (Copy mailed to each atty. of record by Registered Mail on 7/8/68)	
7/11/68	Fil. & ent. NOTICE to take deposition of J. R. Peeler, Superintendent of Warren County Schools, at 10:00 a.m. on Tuesday, 7/16/68 in the U. S. Courthouse, Raleigh, N. C. w/Cert. of Service (Orig. to J. Butler for filing in case folder) Issued Subpoena to U. S. Marshal for above deposition.	
7/16/68	Fil. & ent. MARSHAL'S RETURN on subpoena: Exec. on 7/15/68 at Mount Olive, N. C. serving Ben Hinton by delivering copy to Mrs. Daisy Hinton (wife) at the usual place of abode and \$10.40 check.	
7/16/68	Fil. & ent. MARSHAL'S RETURN on subpoena: Exec. on 7/15/68 at Mount Olive, N.C. by personal service on Elbert Leroy Bryant and by tendering to him the fee for one day's attendance.	

DATE	PROCEEDINGS	Date Order or Judgment Noted
7/16/68	Fil. & ent. MARSHAL'S RETURN on subpoena: Exec. on 7/15/68 at Mount Olive, N.C. by serving Walter Herring by delivering copy to Inez Melvin (Neighbor) at the request of Walter Herring and check in amount of \$10.40.	
* 7/19/68	Fil. & ent. DEFENDANT'S RESPONSE TO PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT w/AFFIDAVIT OF J. R. PEELER and Cert. of Service (Orig. to J. Butler for filing in case folder.)	
7/19/68	Fil. & ent. RESPONSE TO MOTION FOR PUNISHMENT OF DEFENDANTS, MOTION FOR FURTHER RELIEF and MOTION FOR ATTORNEYS' FEES w/Cert. of Service (Orig. to J. Butler for filing in case folder)	
7/19/68	Fil. & ent. DEPOSITION OF MR. J. R. PEELER, SUPT. OF WARREN COUNTY SCHOOLS (Unopened) (Forwarded to J. Butler for filing w/case folder)	
* 7/16/68	Fil. & ent. U. S. Marshal's Return on Deposition Subpoena: Executed on 7/12/68 at Warrenton, N. C., by service upon J. R. Peeler, Supt., Warren Co. Schools.	
8/1/68	Filed w/J. Butler: FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER - On or before Aug. 5, 1968, the defts. shall file with the Court a plan to effect a unitary non-racial school system based on geographical attendance zones or a plan for consolidation or pairing of schools or grades or both, or other effective plan -----on or before October 15 of each school year, pending further orders of the Court, the deft. shall file a report with the Court setting forth the number of students, teachers and school personnel, by race and grade at each school in the system.---- This order is a determination of all pending motions before the Court. (BUTLER, J.)(Civ.O.B.#16,P.5012) (Orig. returned to J. Butler for filing in case folder.)	
8/6/68	Fil. & ent. Defendants' PLAN FOR SCHOOLS FOR WARREN COUNTY. w/Cert. of Service (Orig. fwd. to J. Butler for filing in case folder.)	
8/8/68	Fil. with Judge Butler - ORDER that defts.' Plan for Schools of Warren County, filed 8/6/68 is disapproved. Defts. to file with the court on or before 8/19/68 a new and comprehensive plan to effect a unitary nonracial school system in Warren County to be accomplished by the opening of school year 1969-70, and except as herein modified the order of 7/31/68 remains in full force and effect Plff. to file with the court on or before 8/19/68 a comprehensive plan of desegregation with maps setting forth any proposed attendance zones. (BUTLER, J.) (Civ.O.B.#17,P.5023) (Copies served by J. Butler's office) (Orig. returned to J. Butler for filing in case folder.)	
** 8/20/68	Fil. & ent. A PLAN FOR SCHOOLS OF WARREN. w/Cert. of Service (Orig. only received in this office and forwarded to J. Butler for filing in case folder.)	
** 8/16/68	Fil. & ent. PLAN FOR DESEGREGATION OF WARREN COUNTY PUBLIC SCHOOLS and BRIEF (Proposed plan submitted by plaintiffs.)(Duplicate original rec'd. in this office - orig. & cy. mailed by atty. to J. Butler.)	
*** 8/22/68	Fil. & ent. DEFENDANTS' BRIEF ON DESEGREGATION PLAN in support of defendants' revised Plan and in opposition to the Plan submitted by plaintiffs. (Duplicate original received in this office - orig. fwd. to J. Butler) Cert. of Service attached.	
***8/21/68	Fil. & ent. TRANSCRIPT OF HEARING on 7/24/68 at Clinton, N. C. (mailed to J. Butler)	
8/28/68	Fil. & ent. INTERIM ORDER - Defts.' plan filed 8/20/68 is disapproved. Defts. to prepare & file with the Clerk on or before 12/1/68 a comprehensive plan to completely desegregate all elementary & secondary schools in Warren County School System by opening of school year 1969-70, in strict compliance with Orders of this court of 7/24/68 & 8/8/68. Court sets out guidelines to be followed pending court approval of new plan. Except as modified herein, prior orders of this court remain in full force & effect. Jurisdiction of cause retained. (BUTLER, J.) (Civ.O.B.#17,P.5061) Cy. mailed to Attys. Chambers & Banzett. (3 cys. to J. Butler) (Orig. to J. Butler for filing in case folder.)	

(Continued on Page 3)

DATE	PROCEEDINGS	Date Order Judgment N
10/16/68	Fil. & ent. REPORT by Warren County Board of Education in compliance with Par. 21 of Order entered on 5/17/67 w/Cert. of Service. (Clk's. cy. to J. Butler)	
12/2/68	Fil. & ent. A PLAN FOR SCHOOLS OF WARREN (Orig. to J. Butler for filing in case folder.)	
7/3/69	Fil. & ent. MOTION FOR LEAVE TO FILE SUPPLEMENTAL COMPLAINT AND ADD ADDITIONAL PARTIES-PLAINTIFF AND DEFENDANT by plaintiffs. w/Cert. of Service. The following papers were submitted to the Judge along with a copy of the Motion: (Proposed:) Supplemental Complaint w/Exhibits A & B; Motion for Preliminary Injunction; Memorandum in Support of Plaintiffs' Motion for Preliminary Injunction; Petition for appointment of Next Friends for minor additional plaintiffs and Judgment (Order). Original also to J. Butler for filing in case folder.	
7/17/69	Fil. & ent. ORDER that plffs' motion for leave to file a supplemental complaint and to add additional parties plff. & deft. is granted. U.S. Marshal is directed to serve supplemental complaint and summons upon additional defts. (BUTLER, J.)(Civ.O.B.#19,P.5606)(Cy. of this order served w/complaint. )(Orig. to J. Butler for file.)	
	Fil. & ent. PETITION for appointment of Next Friends for minor additional plffs. (Orig. to J. Butler for file)	
	Fil. & ent. JUDGMENT (Order) - that parents & guardians of minor plffs. are hereby authorized to maintain this action as Next Friends. (BUTLER, J) (Civ.O.B.#19,P.5607)(Orig. to J. Butler for file w/cy. for the Judge)	
	Fil. & ent. SUPPLEMENTAL COMPLAINT - asking for declaratory judgment and injunction seeking a declaration of unconstitutionality and an injunction against operation & enforcement of Chapter 578, Session Laws of the 1969 N. C. Gen. Assembly & Chapter 628, Session Laws of 1969 N. C. Gen. Assembly.(Orig. to J. Butler for filing in case folder) 6 cc to U. S. Marshal for service.	
	Issued Summons w/Order & Suppl. Complaint to U. S. Marshal for service - Orig. & 1 cc to Marshal for each additional deft.	
	Fil. & ent. MOTION FOR PRELIMINARY INJUNCTION to restrain defts. from enforcing or applying Chapters 628 & 578 of Session Laws of 1969 Gen. Assembly of N.C.. Plffs. further pray that court allow them their costs herein, reasonable counsel fees & grant such further relief as may appear equitable & just to the Court. w/Cert. of Service as to Atty. Banzet (Orig. to J. Butler for file)	
	Fil. & ent. MEMORANDUM IN SUPPORT OF PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION w/Cert. of Service (Orig. to J. Butler for file)	
7/22/69	Fil. & ent. ANSWER TO SUPPLEMENTAL COMPLAINT by original defendants - praying that plffs. take nothing by their Supplemental Complaint and that same be dismissed at plffs.' costs. (Orig. to J. Butler for file)	
7/28/69	Fil. & ent. ORDER that proposed plan is approved as modified, without prejudice to rights of any party on account of order of this court, filed 7/17/69, making additional parties plff. and deft. & granting leave to plffs. to file a supplemental complaint-- further Ordered that jurisdiction of this cause is retained. (BUTLER, J.)(Civ.O.B.#19,P.5626) (Orig. returned to J. Butler for file.)(Ent. 7/30/69)	
7/30/69	Fil. & ent. U.S. Marshal's Return on Supplemental Complaint: On 7/23/69 service made on Halifax Co. Bd. of Ed., by delivering copies to Macon Moore, Chairman of said School Bd., At Littleton, N.C.; Warrenton City Bd. of Ed. served by service upon Dr. Sam H. Massey, Jr., Chairman of said Sch.Bd. at Warrenton, N.C.; Littleton-Lake Gaston Sch. Dist. served by serving Fred L. Owen, Chairman of Sch. Bd. at Littleton, N.C.; endeavor made on 7/23/69 to serve Board of Commrs. of Warrenton without success as well as A.Craig Phillips, State Superintendent of Public Instruction, St. of N.C. & N.C. St. Bd. of Ed. without success. (Next page)	

DATE	PROCEEDINGS	Date Order or Judgment Noted
	On 7/25/69 service made on Board of Commrs. of Warrenton by serving W. A. Miles, Mayor of City of Warrenton & Chairman of Bd. of Commrs. at Warrenton, N. C.	
	On 7/29/69 service made on A.Craig Phillips, St. Superintendent of Pub. Instruction, St. of N.C., by personal service in Education Bldg., Raleigh, N.C. & on same date N.C. St. Bd. of Ed. served by serving Dr. Phillips, Sect. to Bd., at Education Bldg., Raleigh, N.C.	
8/6/69	Fil. & ent. MOTION TO INTERVENE & MOTION FOR FURTHER RELIEF by applicants to intervene as parties-plff. w/Cert. of Service and proposed Complaint in Intervention. (Copy of each fwd. to J. Butler along with orig. of Motions to be placed in case file.)	
8/8/69	Fil. & ent. ANSWER OF DEFENDANTS, THE NORTH CAROLINA STATE BOARD OF EDUCATION & SUPERINTENDENT OF PUBLIC INSTRUCTION OF THE STATE OF N.C., TO THE SUPPLEMENTAL COMPLAINT.- praying that action be dismissed, that plffs. take nothing by their action & that these defts. have & recover costs to be taxed by the Clerk. (Orig. to J. Butler for file)	
8/12/69	Fil. & ent. ANSWER PRESENTING DEFENSES by Littleton-Lake Gaston School District - First Defense - this deft. moves the Court to dismiss supplemental complaint as to them or in the alternative, order separate trials. Second Defense - deft. prays that complaint against it be dismissed. Fil. & ent. JURY DEMAND w/Cert. of Service as to Answer & Jury Demand Fil. & ent. ANSWER TO A SUPPLEMENTAL COMPLAINT by Halifax County Board of Education - praying that this deft. be dismissed as a party and no preliminary or permanent injunction be issued against it & that plffs take nothing by their Supple. Complaint & plffs. pay costs. w/Cert. of Service attached. Fil. & ent. ANSWER OF WARRENTON CITY BOARD OF EDUCATION - praying that complaint against it be dismissed & deft. demands trial by jury of all issues of fact raised by the pleadings. w/Cert. of Service	
8/14/69	Fil. & ent. MOTION TO DISMISS by deft. The Board of Commissioners of the Town of Warrenton. w/Cert. of Service Fil. & ent. MEMORANDUM IN SUPPORT OF MOTION to Dismiss. w/Cert of Ser. Fil. & ent. MOTION of deft. Warrenton City Board of Education for an order dropping it as a party deft. w/Cert. of Service Fil. & ent. RESPONSE TO MOTION TO INTERVENE & MOTION FOR FURTHER RELIEF by defts. Warren County Bd. of Ed. & J.R. Peeler, Superintendent of Schools, responding to Motions of Eleanor Ellis, Emily Russell, Ada Johnson, Betty Keel & N.C. Teachers Asso., praying that applicants' motions be denied. w/Cert. of Service	
8/15/69	Original of the above filings on 8/12 & 14/69 fwd. to J. Butler for file.	
*8/14/69	Fil. & ent. ANSWER TO COMPLAINT IN INTERVENTION by Warren County Bd. of Ed. & J.R. Peeler, Super. of Schs. of Warren County - praying that Intv.-plffs. take nothing & that same be dismissed at their costs. Fil. & ent. DEMAND FOR JURY by defts. Warren County Bd. of Ed. & J.R. Peeler, Super. of Schs. of Warren County. w/Cert. of Service as to Answer and Demand for Jury.	
8/14/69	Fil. w/Judge Butler - NOTICE OF HEARING in U.S. Dist. Courtroom, P.O. Bldg., Raleigh, N.C., Thursday, Aug. 21, 1969, at 10:00 A.M. (Consolidated with U.S. vs. Halifax Co. Bd. of Ed.) Counsel directed to submit copy of brief or memorandum in support of their respective contentions to ea. dist. judge on or before noon Wednesday, 8/20/69. (BUTLER, J.)(Civ.O.B.#19, P.5655) Cy. mailed to attys. of record from J. Butler's Office. (Orig. returned to J. Butler for file) Fil. w/Judge Butler - MOTION of plffs. to take depositions of defts. at 10:00 A.M. on 8/18/69. (Orig. to J. Butler for file)	
	(SEE NEXT PAGE)	



DATE	PROCEEDINGS	Date Order Judgment
8/14/69	<p>Fil. w/Judge Butler - ORDER that plffs. are granted leave to take depositions of defts. at 10:00 A.M. on 8/18/69 at Main Courtroom of the Warren County Courthouse, Warrenton, N. C. (BUTLER, J.)(Civ.O.B.#19, P.5654) (Orig. returned to J. Butler for file)</p> <p>Fil. w/Judge Butler - NOTICE OF DEPOSITION to be taken by plff. of J.R. Peeler, Super. of Schs., Warren Cy. Bd. of Ed.; Fred Bartholomew, Super. of Schs., Warrenton City Bd. of Ed.; Russell Manning, Super. of Schs., Littleton-Lake Gaston Sch Dist.; Samuel H. Massey, Jr., Chairman, Warrenton City Bd. of Ed.; Boyd Manfield, Chairman, Warren Cy. Bd. of Ed.; Fred L. Owen, Member of Bd. of Littleton-Lake Gaston Sch. Dist.; &amp; James Jordan, ESEA Drtr. of Warren Cy. Bd. of Ed. at Main Ct. Rm. of Warren Cy. Ct.Hse. at 10:00 A.M. on 8/18/69 before Margaret Raper, Reporter. (Orig. to J. Butler for file)</p> <p>Fil. w/Judge Butler - CERTIFICATE OF SERVICE as to foregoing Motion, Notice &amp; Order. (to J. Butler for file)</p>	
8/18/69	<p>Fil. &amp; ent. MOTION of additional defendant Littleton-Lake Gaston School Dist. - that depositions to be taken on 8/18/69 be set over for a period of at least 10 days &amp; pursuant to R.30(b), order that depositions, if taken, not be used as evidence at any trial or hearing subject to any agreement of parties that they be so used. (Orig. to J. Butler for file)</p> <p>Fil. &amp; ent. MOTION FOR CONTINUANCE by additional defendant The Warrenton City Board of Education &amp; the additional deft. designated in caption of supplemental complaint as The Board of Commissioners of Town of Warrenton - continuance to be for a sufficient length of time to give said defts. &amp; their counsel reasonable time within which to prepare for trial of this case. w/Cert. of Service. (Orig. to J. Butler for file)</p> <p>Fil. &amp; ent. U. S. Marshal's Returns on Deposition Subpoena to Testify or Produce Documents or Things: Executed on 8/15/69 as follows: J. R. Peeler, by talking w/Atty. Frank Banzet, Warrenton, N.C. - Boyd Mayfield &amp; James Jordan also served in the same manner. Russell Manning &amp; Fred L. Owen served by talking w/Atty. William S. McLean by phone at Lumberton, N.C.</p>	
8/19/69	<p>Fil. &amp; ent. ANSWER TO COMPLAINT IN INTERVENTION of Dr. A. Craig Phillips, Superintendent of Public Instruction of North Carolina &amp; The North Carolina State Board of Education praying that action be dismissed as to them. w/Cert. of Ser. (Orig. to J. Butler for file w/copy for Judge's convenience)</p> <p>Fil. &amp; ent. MEMORANDUM BRIEF OF THE DEFENDANTS STATE SUPERINTENDENT OF PUBLIC INSTRUCTION AND THE NORTH CAROLINA STATE BOARD OF EDUCATION w/Cert. of Service (Orig. to J. Butler for file w/copy for Judge's convenience)</p>	
8/21/69	Fil. & Ent. DEPOSITION of J. R. PEELER; 1 copy.	
* 8/21/69	Fil. & Ent. DEPOSITION of R. N. MANNING; 1 copy.	
8/22/69	Fil. & Ent. AFFIDAVIT of WILLIAM ROBERT RICHARDSON; 1 copy	
8/22/69	Fil. & Ent. STATEMENT of Warren Co. Bd of Ed. and J.R. PEELER, SUPT. OF SCHOOLS; 1 copy	
8/21/69	Fil. & Ent. MOTION TO INTERVENE by ROXIE ADELL CARTER, et al.	
8/21/69	Fil. & Ent. Certificate of Service of MOTION TO INTERVENE w/ Pleading in Intervention attached (by Applicant Roxie Adell Carter); 1 copy.	
8/23/69	Fil. & Ent. PLAINTIFFS' SUMMARY OF DEPOSITIONS; 1 copy	
8/23/69	Fil. & Ent. DEPOSITION OF F. BARTHOLOMEW; 1 copy.	
*8/21/69	Fil. in OPEN COURT: RESPONSE AND MOTION of plffs. asking that demand for jury trial made by defts. Littleton-Lake Gaston School District and the Warrenton City Board of Education be stricken. w/Cert. of Service	
8/22/69	<p>Fil. &amp; ent. U.S. Marshal's Return on Civ. Subpoena: Executed on 8/20/69 at Littleton, N.C., by service on Russell Manning w/check for \$37.60.</p> <p>Fred L. Owen served on 8/20/69 at Littleton, N.C. w/check for \$37.60</p> <p>Fred Bartholomew served on 8/20/69 at Warrenton, N.C. w/check for \$34.60</p> <p>J.R. PEELER served on 8/20/69 at Warrenton, N.C. w/check for \$34.60</p>	



DATE	PROCEEDINGS	Date Order or Judgment Noted
*8/22/69	Fil. & ent. U.S. Marshal's Return on Civil Subpoenas: Service upon Samuel H. Massey made on 8/20/69 at Warrenton, N.C. w/check for \$34.60.	
X- See page 9 of docket	Service upon Boyd Mayfield made on 8/20/69 at Warrenton, N.C. (Endeavored at RFD, Norlina) Tendered check for \$34.60	
8/25/69	Fil. & ent. ORDER (With Findings of Fact & Conclusions of Law)- restraining defts., employees, etc. from continuation of any acts pursuant to Chap. 578 & 628 of 1969 Session Laws of N.C., & from operation of public schools in Warrenton City Admin. Unit & Littleton-Lake Gaston Sch. Dist. FURTHER: pending further orders of Court, Warren County Bd. of Ed. operate all public schools in Warren County in strict compliance with its plan for desegregation as approved by this Court. FURTHER: this order effective from & after 12:00 noon, Mon., Aug. 25, 1969. FURTHER: plffs. to file their bond, with surety to be approved by the Clk. in sum of \$500 -----FURTHER: motion of plffs. for judgment declaring Chap. 578 & 628 of 1969 Session Laws of N.C. to be unconstitutional is continued until final hearing----- (Judges-BUTLER & LARKINS) (Civ.O.B.#19,P.5727) Copies served in Clerk's Office upon Banzet, Crew & Taylor. Service made in Clerk's office either personally or through representatives - Peeler, Littleton-Lake Gaston Sch. Dist. & Don Casper for N.C. State Bd. of Ed. Attorneys served through the mail: Stein, Johnson, Morgan (Atty. Gen. of N.C.), Kennedy & McLean. Remaining defts. were served by U.S. Marshal pursuant to instructions of Chief Judge Butler.	
8/27/69	Fil. & ent. U. S. Marshal's Return on Deposition Subpoena to Testify or Produce Documents: Service upon Samuel H. Massey on 8/15/69 at Raleigh, N.C., (By telephone). Service upon Fred Bartholomew on 8/15/69 at Raleigh, N.C., (By telephone).	
	Fil. & ent. U.S. Marshal's Return on <del>XXXXXXXXXX</del> Civil Supoena: Endeavor made on 8/20/69 at Raleigh, N.C., to serve George Monaghan without success. Advised that witness was on vacation & would return to Raleigh on or about 8/24/69. Service on 8/20/69 at Raleigh, N.C., upon Harold Love.	
8/27/69	Fil. & ent. COST BOND by plffs. (as ordered in order filed 8/25/69) in amt. of \$500.00 with U.S. Fidelity & Guaranty Co. of Baltimore, Md., as surety, with proper conditions of obligation set out and Power of Attorney attached. Bond approved by Clerk.	
8/29/69	Fil. & ent. U.S. Marshal's Return on Order of 8/25/69: Service made on 8/26/69 upon following: Dr. Samuel H. Massey, Jr., Chairman Warrenton City Bd. of Ed., at Warrenton, N.C. <del>M</del> Boyd Mayfield, Chairman Warren Co. Bd. of Ed., at RFD Norlina, N.C. Macon Moore, Chairman Halifax Co. Bd. of Ed., at Littleton, N.C. Endeavor made this date at Raleigh, N.C., to serve Dr. Craig Phillips, Supt. of Public Instruction & as Sect. to N.C. State Bd. of Ed., without success. On August 27, 1969, at Raleigh, N.C., service made upon Dr. Craig Phillips as Supt. of Pub. Instruction & as Sect. to N.C. State Bd. of Ed.	
	Fil. & ent. ORDER that deft. Littleton-Lake Gaston School Dist. have to and including 10/1/69 within which to complete discovery. (BUTLER, J.) (Civ.O.B.#19,P.5728)	
** (9/2/69)		
9/5/69	Fil. & ent. RESPONSE of plffs. to motion filed on 8/28/69 by defts. Warren Co. Bd. of Ed. & J.R. Peeler, Supt. of Schs. of Warren Co. and MOTION of plffs. moving the Court for an order requiring defts. to open school on a date certain. Plffs. request that pending motions be heard at earliest possible date. Cert. of Service attached.	
9/8/69	Fil. & ent. ORDER denying motion of defts., Warren Co. Bd. of Ed. & J.R. Peeler, Supt. of Schs. of Warren Co., for an interim order directing said defts. to operate schs. of Warren Co., including schs. in Warrenton City Unit & Littleton-Lake Gaston Sch. Dist., in accordance with order dtd. 8/28/68, pending final determination of constitutionality of Chaps. 578 & 628 of 1969 Session Laws of N.C. (Judges BUTLER & LARKINS) (Civ.O.B.#19,P.5729) Cys. served fr. J. Butler.	

DATE	PROCEEDINGS	Date Order (Judgment No)
9/8/69	Fil. & ent. STIPULATION and ORDER dismissing deft. Halifax County Board of Education as a deft. in this proceeding. ( Judges - BUTLER & LARKINS) (Civ.O.B.#19,P.5730)	
9/9/69	Fil. & ent. ORDER that discovery on all matters pertaining to plffs." supplemental complaint be completed on or befofe 10/1/69. (BUTLER, J.) (Civ.O.B.#19,P.5731) 1 cc ea. to J. Butler, Chambers, Banzet, McLean, Atty. Gen. of N.C. & Wm. Taylor.	
9/15/69	Fil. & ent. MOTION TO DISMISS by deft. Warrenton City Board of Education w/Cert. of Service	
9/18/69	Fil. & ent. ORDER that defts. "Plan for Schools of Warren County" approved as modified by order of July 23, 1969, is further modified as set out in this order-----On or before 9/15/69. Warren County Bd. of Ed. shall submit a new map showing sub-zones of Warrenton Attendance Zone in relation to principal attendance zones. (Map attached to this order) (BUTLER, J.) (Civ.O.B.#19,P.5732) Cys. mailed from J. Butler's office to Attys. Clayton & Ballance, Chambers, Stein, Ferguson & Lanning, and Banzet & Banzet.	
**9/2/69	Fil. & ent. Duplicate Original MOTION of defts. Warren County Bd. of Ed. & J. R. Peeler, Supt. of Schs. of Warren County, moving the Court to enter an interim order directing the Warrenton City Bd. of Ed. and the Littleton-Lake Gaston School Dist. to deliver all of the property transferred to the Warrenton City Bd. of Ed. & the Littleton-Lake Gaston Sch. Dist. by virtue of Chapters 578 & 628 of Session Laws of N.C., 1969, pending further orders of this Court. These defts. further move the Court to enter interim order directing them along w/its co-defts. to operate the schs. of Warren County in accordance w/ Judge Butler's order of 8/28/68, pending final determination of constitutionality of said acts of N.C. Gen. Assembly. (Cy. of Cert. of Service attached thereto)	
9/19/69	Fil. & ent. RESPONSE TO MOTION TO INTERVENE AND MOTION FOR FURTHER RELIEF by deft. Littleton-Lake Gaston Sch. Dist. responding to motion of Eleanor Ellis, Emily Russell, Ada Johnson, Betty Keel and the N.C.Teachers Asso., defts. asking that motion be denied. w/Cert. of Service	
9/24/69	Fil. & ent. NOTICE OF TAKING DEPOSITION OF A.P.Rodwell, Jr., Auditor of Warren County, Warrenton, N.C., in behalf of deft. Littleton-Lake Gaston Sch. Dist., at 2:30 p.m., Sept. 29, 1969, Warrenton, N.C.; along with the following persons on the same date, same time & place: Carl Hoag from Littleton, N.C.; Russel Manning of Littleton, N.C; E.A. Daniel of Littleton, N. C.; Paul A. Johnston of Littleton, N.C.; Marvin Newsom of Littleton, N. C., & Joe Newsom of Littleton, N. C. Certificate of Service as to each of the aforementioned Notices attached.	
10/7/69	Fil. & ent. DEPOSITIONS OF A. P. Rodwell, Jr., Tax Collector & Auditor of Warren County, Paul A. Johnston, Carl Hoag, Marvin Newsom, Russell Manning, E. A. Daniel & Joe Newsom. (Unopened)	
10/8/69	Fil. & ent. ORDER - that order entered 8/25/69 is modified to extent that defts. Warrenton City Bd. of Ed. & Littleton-Lake Gaston Sch. Dist. are not prohibited or enjoined from paying all indebtedness incurred by them prior to entry os said Order & from paying fees to their counsel & other expenses incident to this litigation. (BUTLER & LARKINS, J.) (Civ.O.B.#19,P.5761) (CONSENTED TO) 1 cc to J. Larkins add Attys. Ellis, McLean, Banzet & Stein.	
10/30/69	Filed & Ent. ORDER - allow Roxie Adell, Philip, Walter, Tyron Carter, to *** intervene as party plaintiffs. (Judge Butler & Judge Larkins) (Civ. O.B. 19 P.5796)	
11/24/69	Issued Notice of Hearings: copies to all counsel of record, notice hearing set for	
12-17-69	***	
***10/30/69	Fil. & ent. PLEADING IN INTERVENTION for Roxie Adell Carter, herself & infant children, Philip Shelton, Walter R. & Tyron Carter & on behalf of other Haliwa Indians in Wrrren & Halifax Counties.	

DATE	PROCEEDINGS	Date Order o Judgment Not
12-17-69	File. & Ent. - MOTION TO INTERVIEW - PATTIE BLACK COTTON et al (Under Advisment of Judge Larkins) (Motion entered in #1128 Wilson Division)	
12/18/69	Filed in open court: SUPPLEMENTAL MEMORANDUM BRIEF ON BEHALF OF THE WARRENTON CITY BOARD OF EDUCATION. (Copy to Judge Butler)	
	Filed in open court: MEMORANDUM - stating present status of Littleton-Lake Gaston School District. (Copy to Judge Butler).	
12/19/69	Filed in open court: Plaintiff's MOTION FOR FURTHER RELIEF - retract all releases for white children attending school in other counties. reassign facilities in Warren County so negro and white faculty will be at same ratio. (Cy. Judge Butler)	
12/19/69	Filed & Ent. ORDER - Clerk file complaint in intervention on motion of Eleanor Ellis, et al. (Judge Butler) (Civ. O.B. 20 - P. 5900)	
12/19/69	Filed & Ent. ORDER - Complaint in Intervention of Intervenor dismissed as to additional defendants, Warrenton City Board of Education and Littleton-Lake Gaston School District. (Judge Butler) (Civ. O. B. 20 - P.5898).	
12/19/69	Filed & Ent. ORDER - Dismiss additional defendant Town of Warrenton. (Judge Butler) (Civ. O.B. 20 - P.5899).	
1/27/70	Mailed to Judge Butler by certified mail No. 022074: All affidavits, depositions & summaries of depositions, and Exhibits (at the request of Law Clerk, DeRamus)	
5/26/70	File. & ent. OPINION and JUDGMENT that Chap. 578, Session Laws of N. C. 1969, creating Warrenton City Administrative Unit, & Chap. 628, Session Laws of N.C. 1969, creating Littleton-Lake Gaston Sch. Dist. are declared unconstitutional & null & void. That defts., their respective officers, agents, etc. are permanently enjoined from any & all further proceedings pursuant to said statutes. (BUTLER, J. & LARKINS, J.) (Civ.O.B.#20, Pgs. 6100 & 6101, respectively)	
6/24/70	File. & ent. NOTICE OF APPEAL by deft. Littleton-Lake Gaston Sch. Dist. Attys. Clayton, Chambers, Walker, Banzet, Taylor, Crew & McLean & Atty. Gen. of N.C. served & advised of Local Rule 10A & B & R. 10 & 12, F.R.A.P.	
6/25/70	File. & ent. CASH BOND FOR COSTS ON APPEAL (Rec. #89012 - \$250.00)	
7/22/70	File. & ent. ORDER that defts. "Plan for Schools of Warren County" is further amended and modified by transferring the 9th grade of Warrenton attendance zone from John Graham High School to John R. Hawkins High School. (BUTLER, J) (Civ.O.B.#20,P.6161) Cert. cy to Attys. Clayton, Chambers & Banzet	
7/30/70	File. & ent. MOTION of Littleton-Lake Gaston Sch. Dist. praying that Court order Clk. to temporarily retain the record in this matter for use by the parties in preparing appellate papers pursuant to R.11(c) of F.R.A.P.	
	File. & ent. ORDER that Clk. of this court temporarily retain record in this matter for use by parties in preparing appellate papers in accordance with R. 11(c) of F.R.A.P. (BUTLER, J.) (Civ.O.B.#20,P.6164)	
7/31/70	File. & ent. TRANSCRIPT OF HEARING at Raleigh, N. C., 12/17/69	
	File. & ent. TRANSCRIPT OF HEARING at Raleigh, N. C., 8/22/69	
* 12/19/69	File. & ent. COMPLAINT IN INTERVENTION for Eleanor Ellis, Emily Russell, Ada Johnson, Betty Keel and The North Carolina Teachers Association, Plffs.	
X8/24/69	(See page 7 of Docket) File. & ent. DEPOSITIONS of W. Boyd Mayfield, Dr. S.H. Massey, Jr. & Fred L. Owen, taken on 8/19/69.	
8/3/70	File. & ent. CERTIFICATE of attorney for appellant Littleton-Lake Gaston School District certifying that the record is complete for purposes of the appeal.	
10/2/70	File. & ent. ORDER authorizing Clerk to deliver two volumes of transcript to Court Reporter for her use, to be returned on or before Wednesday, Oct. 7, 1970. (BUTLER, J.) (Civ.O.B.#21,P.6310)	
12/3/70	Mailed Record on Appeal to 4th Cir. Ct. of Appeals at request of appellants Atty. McLean - Cy. of Index w/transmittal letter to Attys. of Record and Judges Butler and Larkins.	
	Next Page	

DATE	PROCEEDINGS	Date Order Judgment N
3/24/71	<p>           Fil. &amp; ent. OPINION of 4th Cir.Ct. of Appeals - affirming decision of this court which enjoined the carving out of a new sch. dist. containing approximately 50% white students &amp; 50% black students from a county sch.dist. containing a substantial majority of black students.         </p>	
4/20/71	<p>           Fil. &amp; ent. Certified copy of Judgment of 4th Cir. Ct. of Appeals in lieu of a mandate affirming decision of this Court. (Cy. to J. Butler &amp; J. Larkins)         </p>	<p> <i>Just</i> jw         </p>
9/23/71	<p>           Fil. &amp; Ent. Bill of Costs against Warren County Board of Education and J. R. Peeler in the amount of \$398.96. orig. 1 cc         </p>	
9/23/71	<p>           Fil. &amp; Ent. Bill of Costs against Warren Co. Board of Education and J. R. Peeler; The Warrenton City Board of Education; The Littleton-Lake Gaston School District; Dr. A. Craig Phillips; N. C. Board of Education in the amount of \$1,330.68. orig. 1 cc         </p>	
9/23/71	<p>           Fil. and Ent. Bill of Costs against Littleton-Lake Gaston School District; Dr. A. Craig Phillips; N. C. Board of Education in the amount of \$905.55 orig. 1 cc         </p>	
10/4/71	<p>           Fil. and Ent. Objections to certain items in the proposed bills of costs and a motion to apportion costs according to the interests of the respective parties, and request for itemized statement of costs incident to the taking of depositions in the total amount of \$922.22 by defendant Attorney General of N.C.         </p>	
10/5/71	<p>           Issued Notice of hearing on Objections and Motion and requesting itemized statement of the costs incident to the taking of depositions. Hearing to be held on Oct. 18, 1971 at 2:30 p.m. in the office of the Clerk, Room 776, US Courthouse and Post Office Building, 310 New Bern Avenue, Raleigh, N. C.         </p>	
10/18/71	<p>           Fil. &amp; Ent. Plaintiffs' MEMORANDUM ON COSTS, together with CERTIFICATE OF SERVICE; 1 copy.         </p>	
10/18/71	<p>           HEARING upon objections to certain items in proposed Bills of Costs held in Clerk's office, Raleigh, N. C., per Notice issued 10/5/71.         </p>	
10/22/71	<p>           Fil. &amp; Ent. CLERK'S MEMORANDUM UPON TAXING OF COSTS; 1 copy. Cert. Copy mailed to each attorney of record as listed on Memorandum Upon Taxing of Costs.         </p>	
10/22/71	<p>           TAXED Bill of Costs No. 1 against WARREN COUNTY BOARD OF EDUCATION AND J. R. PEELER in the amount of \$398.96. Cert. copy mailed to Attorney Adam Stein, Charlotte, N.C.         </p>	
10/22/71	<p>           TAXED Bill of Costs No. 2 against WARREN COUNTY BOARD OF EDUCATION AND J. R. PEELER; THE WARRENTON CITY BOARD OF EDUCATION; THE LITTLETON-LAKE GASTON SCHOOL DISTRICT; DR. A. CRAIG PHILLIPS; NORTH CAROLINA BOARD OF EDUCATION, in the amount of \$1,330.68. Cert. copy mailed to Plffs Attorney, Adam Stein, Charlotte, N.C.         </p>	
10/22/71	<p>           TAXED Bill of Costs No. 3 against LITTLETON-LAKE GASTON SCHOOL DISTRICT only in the amount of \$905.55. Cert. copy to Plffs Attorney, Adam Stein, Charlotte, N.C.         </p>	
2/25/72	<p>           Issued Fieri Facias Littleton-Lake Gaston School District for Bill Cost No. 111 taxed 10/22/71 for \$905.55, Original 2 cy to US Marshal.         </p>	
	<p>           Issued Fieri Facias State of North Carolina, for Bill of Cost No. 11 filed 10/22/71 for \$1,330.68, Original 2 cy to US Marshal.         </p>	
	<p>           Issued Fieri Facias Warren County Board Education for Bill Cost No. 1 filed 10/22/71 for \$398.96, Original and 2 cy to US Marshal.         </p>	
4/19/72	<p>           Fil. and Ent. MOTION that the execution be stayed or withheld until office of the Attorney General can obtain voucher for payment of costs. orig. 1 cc         </p>	
4/19/72	<p>           Fil. and Ent. ORDER that U. S. Marshal withhold service of execution in this matter until the State can procure the necessary vouchers to pay costs and that no property of the State be levied upon.         </p>	
4/21/72	<p>           Civ. OB &amp; 24 P. 7508 (J. Larkins,) cc to attys. of record            Fil. &amp; ent. U.S.MARSHAL'S RETURN on Fi Fa: State of N.C. served 4/19/72 by service upon Mr. Burley Mitchell, Jr., Asst. Atty.Gen. of N.C., Justice Bldg., Raleigh N.C. (State of N.C. check dtd 4/19/72, Voucher #862, payable to U.S. Marshal in Amt. of \$1,330.68)         </p>	

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