

**U.S. District Court  
EASTERN DISTRICT OF NORTH CAROLINA (Western Division)  
CIVIL DOCKET FOR CASE #: 5:65-cv-01796-FL**

Coppedge et al v. The Franklin County Board of Education et al Date Filed: 12/08/1965  
Assigned to: District Judge Louise Wood Flanagan Jury Demand: None  
Cause: 28:1331 Fed. Question: Civil Rights Violation Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff**

**Harold Douglas Coppedge**  
*a minor, by his father and next friend,  
Rev. Luther Coppedge*

represented by **Adam Stein**  
Ferguson, Stein, Chambers, Adkins,  
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**ATTORNEY TO BE NOTICED**

**William G. Simpson, Jr.**  
Tin Fulton Walker & Owen  
1526 East Franklin St.  
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Chapel Hill, NC 27514  
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Fax: 919-240-7822  
Email: [wsimpson@tinfulton.com](mailto:wsimpson@tinfulton.com)  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Frances Narene Driver**  
*a minor, by her father and next friend,  
Booker T. Driver*

represented by **Adam Stein**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**William G. Simpson, Jr.**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Jacquelyn Rose Driver**  
*a minor, by her father and next friend,  
Booker T. Driver*

represented by **Adam Stein**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**William G. Simpson, Jr.**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Booker T. Driver, Jr.**  
*a minor, by his father and next friend,  
Booker T. Driver*

represented by **Adam Stein**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**William G. Simpson, Jr.**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Jesse L. Driver**  
*a minor, by his father and next friend,  
Booker T. Driver*

represented by **Adam Stein**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**William G. Simpson , Jr.**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Charles D. Gill**  
*a minor, by his father and next friend*  
*Otis Gill*

represented by **Adam Stein**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**William G. Simpson , Jr.**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Martha D. Gill**  
*a minor, by her father and next friend,*  
*Otis Gill*

represented by **Adam Stein**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**William G. Simpson , Jr.**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**James Gill**  
*a minor, by his father and next friend,*  
*Otis Gill*

represented by **Adam Stein**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**William G. Simpson , Jr.**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Patricia K. Gill**  
*a minor, by her father and next friend,*  
*Rufin Gill*

represented by **Adam Stein**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**William G. Simpson , Jr.**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Margie J. Kelley**  
*a minor, by her father and next friend,*  
*Willie Pettiford*

represented by **Adam Stein**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**William G. Simpson , Jr.**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Gwendolyn E. Kelley**  
*a minor, by her father and next friend,*  
*Willie Pettiford*

represented by **Adam Stein**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**William G. Simpson , Jr.**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

represented by

**Jean Carol Satterwhite**  
*a minor, by her father and next friend,*  
*Henry Satterwhite*

**Adam Stein**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**William G. Simpson , Jr.**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Carl Lee Satterwhite**  
*a minor, by his father and next friend,*  
*Henry Satterwhite*

represented by **Adam Stein**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**William G. Simpson , Jr.**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Bertha Ingram**  
*a minor, by her father and next friend,*  
*Paul Ingram*

represented by **Adam Stein**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**William G. Simpson , Jr.**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Paul Ingram, II**  
*a minor, by his father and next friend,*  
*Paul Ingram*

represented by **Adam Stein**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**William G. Simpson , Jr.**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Norine Arrington**  
*a minor, by her mother and next friend,*  
*Mrs. Irene Arrington*

represented by **Adam Stein**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**William G. Simpson , Jr.**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Carrie C. McKnight**  
*a minor, by her mother and next friend,*  
*Mrs. Carrie H. Comer*

represented by **Adam Stein**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**William G. Simpson , Jr.**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Nathaniel McKnight**  
*a minor, by his mother and next friend,*  
*Mrs. Carrie H. Comer*

represented by **Adam Stein**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**William G. Simpson , Jr.**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Charlie H. Jones**

*a minor, by his father and next friend,  
Sandy Jones*

represented by **Adam Stein**

(See above for address)  
**ATTORNEY TO BE NOTICED**

**William G. Simpson , Jr.**

(See above for address)  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Regina O. Woodson**

*a minor, by her mother and next friend,  
Mrs. Oseloa Cogswell*

represented by **Adam Stein**

(See above for address)  
**ATTORNEY TO BE NOTICED**

**William G. Simpson , Jr.**

(See above for address)  
**ATTORNEY TO BE NOTICED**

V.

**Intervenor Plaintiff**

**United States of America**

represented by **Ceala E. Breen–Portnoy**

United States Department of Justice – Civil  
Rights Division  
Educational Opportunities Section  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

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**TERMINATED: 10/23/2018**

**Megan G. Abbot**

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Civil Rights Division  
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**ATTORNEY TO BE NOTICED**

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**ATTORNEY TO BE NOTICED**

**Tamara H. Kassabian**

U.S. Department of Justice  
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Patrick Henry Building, Suite 4300  
Washington, DC 20530  
**TERMINATED: 05/13/2011**  
**ATTORNEY TO BE NOTICED**

**Tamica Daniel**

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**TERMINATED: 07/29/2013**

V.

**Defendant**

**The Franklin County Board of  
Education**  
*a public body corporate*

represented by **Conrad Boyd Sturges , III**  
Davis, Sturges, & Tomlinson  
P. O. Drawer 708  
Louisburg, NC 27549  
919-496-2137  
Fax: 919-496-6291  
Email: [bsturges@dstattys.com](mailto:bsturges@dstattys.com)  
**ATTORNEY TO BE NOTICED**

**John W. Davis**

David Sturges & Tomlinson  
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P. O. Box 708  
Louisburg, NC 27549  
919-496-2137  
Fax: 496-6291  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Warren W. Smith**  
*Superintendent*

represented by **Conrad Boyd Sturges , III**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**John W. Davis**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Mrs. T. H. Dickens**  
*Chairman*

represented by **Conrad Boyd Sturges , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**John W. Davis**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Jones H. Winston**  
*Member Franklin County Board of Education*

represented by **Conrad Boyd Sturges , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**John W. Davis**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Albert C. Fuller**  
*Member Franklin County Board of Education*

represented by **Conrad Boyd Sturges , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**John W. Davis**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Lloyd A. West**  
*Member Franklin County Board of Education*

represented by **Conrad Boyd Sturges , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**John W. Davis**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Horace W. Baker**  
*Member Franklin County Board of Education*

represented by **Conrad Boyd Sturges , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**John W. Davis**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

| Date Filed | #        | Docket Text   |
|------------|----------|---|
| 05/09/2011 | <u>1</u> | Prior Paper Docket. All future filing and docketing will be done through CM/ECF. (Edwards, S.) (Entered: 05/12/2011)                            |
| 05/09/2011 | <u>2</u> | MOTION to Substitute Attorney by United States of America. (Attachments: # <u>1</u> Text of Proposed Order) (Edwards, S.) (Entered: 05/12/2011) |
| 05/12/2011 |          | Motion Submitted to Senior Judge James C. Fox: <u>2</u> MOTION to Substitute Attorney. (Edwards, S.) (Entered: 05/12/2011)                      |

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|------------|-----------|--|
| 05/13/2011 | <u>3</u>  | ORDER granting <u>2</u> Motion to Substitute Attorney. Added attorney Emily H. McCarthy, Tamica Daniel for United States of America. Attorney Tamara H. Kassabian terminated. Signed by Senior Judge James C. Fox on 5/13/2011. (Edwards, S.) (Entered: 05/13/2011)  |
| 07/26/2013 | <u>4</u>  | MOTION to Withdraw as Attorney by United States of America. (Attachments: # <u>1</u> Text of Proposed Order) (Daniel, Tamica) (Entered: 07/26/2013)  |
| 07/26/2013 |           | Motion Submitted to Senior Judge James C. Fox: <u>4</u> MOTION to Withdraw as Attorney . (Foell, S.) (Entered: 07/26/2013)   |
| 07/29/2013 | <u>5</u>  | ORDER granting <u>4</u> Motion to Withdraw as Attorney. Attorney Tamica Daniel terminated. Signed by Senior Judge James C. Fox on 7/29/2013. Copies served to the parties as listed in this matter. (Edwards, S.) (Entered: 07/29/2013)  |
| 11/12/2013 | <u>6</u>  | ORDER regarding Reports A through S (10/25/2013 Report). The Franklin County Board of Education is ORDERED to file the October 25, 2013 report on or before December 12, 2013 in the CM/ECF system. All future reports must be filed using the CM/ECF system. Counsel is reminded to read the order in its entirety for detailed information and deadlines. Signed by Senior Judge James C. Fox on 11/12/2013. (Edwards, S.) (Entered: 11/12/2013)   |
| 12/08/2013 | <u>7</u>  | STATUS REPORT 2012–2013 School Year by The Franklin County Board of Education. (Sturges, Conrad) (Entered: 12/08/2013)   |
| 12/09/2013 |           | NOTICE TO COUNSEL regarding: <u>7</u> Status Report. Counsel is reminded that on all future pleadings filed, the document must state the court and division in which this action was pending, bear the case number and contain the caption of the case. See Local Rule 10.1 for the Eastern District of North Carolina which may be obtained on our website at www.nced.uscourts.gov. (Edwards, S.) (Entered: 12/09/2013)  |
| 12/09/2013 |           | Submitted the Status Report at <u>7</u> to Senior Judge James C. Fox for his review. (Edwards, S.) (Entered: 12/09/2013)   |
| 10/15/2014 | <u>8</u>  | STATUS REPORT 2014 by The Franklin County Board of Education. (Attachments: # <u>1</u> Supplement Status Report A–I, # <u>2</u> Supplement Status Report J–S) (Sturges, Conrad) (Entered: 10/15/2014)  |
| 10/16/2014 |           | Document submitted to Senior Judge James C. Fox: <u>8</u> 2014 Status Report. (Grady, B.) (Entered: 10/16/2014)  |
| 10/14/2015 | <u>9</u>  | STATUS REPORT 2015 by The Franklin County Board of Education. (Attachments: # <u>1</u> Appendix Part H, # <u>2</u> Appendix Part K, # <u>3</u> Appendix Part L, # <u>4</u> Appendix Part A and Certificate of Service) (Sturges, Conrad) (Entered: 10/14/2015)   |
| 10/14/2015 |           | Document Submitted to Senior Judge James C. Fox: <u>9</u> Status Report. (Grady, B.) (Entered: 10/14/2015)   |
| 10/17/2016 | <u>10</u> | STATUS REPORT 2016 by Defendant The Franklin County Board of Education (Attachments: # <u>1</u> Affidavit 2016 Annual Report Parts A–D(2), # <u>2</u> Affidavit 2016 Annual Report Parts E–I, # <u>3</u> Affidavit 2016 Annual Report Part J, # <u>4</u> Affidavit 2016 Annual Report Part K, # <u>5</u> Affidavit 2016 Annual Report Part K (cont), # <u>6</u> Affidavit 2016 Annual Report Parts L–R, # <u>7</u> Affidavit 2016 Copy of 2003 Consent Order) (Sturges, Conrad) Modified on 10/18/2016 to clarify docket text. (Grady, B.) (Entered: 10/17/2016) |
| 10/18/2016 |           | Document submitted to Senior Judge James C. Fox: <u>10</u> Status Report. (Grady, B.) (Entered: 10/18/2016)  |
| 09/29/2017 | 11        | TEXT ORDER REASSIGNING CASE. At the direction of the Court, this case is reassigned to United States District Judge Louise Wood Flanagan for all further proceedings. Senior United States District Judge James C. Fox is no longer assigned to the case. All future filings shall reflect the revised case number of 5:65–CV–1796–FL. Signed by Peter A. Moore, Jr., Clerk of Court on 9/29/2017. (Hockaday, A.) (Entered: 09/29/2017)  |
| 10/13/2017 | <u>12</u> | STATUS REPORT 2017 Annual Report by The Franklin County Board of Education (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit, # <u>8</u> Exhibit, # <u>9</u> Exhibit, # <u>10</u> Exhibit, # <u>11</u> Exhibit, # <u>12</u> Exhibit,  |



|            |           |   |
|------------|-----------|---|
|            |           | # <u>13</u> Exhibit, # <u>14</u> Exhibit, # <u>15</u> Exhibit, # <u>16</u> Exhibit, # <u>17</u> Exhibit, # <u>18</u> Exhibit, # <u>19</u> Exhibit) (Sturges, Conrad) (Entered: 10/13/2017)  |
| 10/16/2017 |           | NOTICE OF DEFICIENCY regarding <u>12</u> Status Report – Filing is not text searchable. Local Civil Rule 5.1 requires that all documents submitted for filing be in a text searchable format. Additionally, counsel failed to identify each exhibit or attachment pursuant to Section L(2)(b) of the Court's Electronic Policies and Procedures Manual. Counsel is instructed to refile the document making sure that each attached exhibit is properly identified using a complete description in the docket entry text. (Tripp, S.) (Entered: 10/16/2017)   |
| 10/17/2017 | <u>13</u> | STATUS REPORT by The Franklin County Board of Education (Attachments: # <u>1</u> Exhibit 2003 Consent Order, # <u>2</u> Exhibit Part A number/percentage of enrolled students by race as whole and by school, # <u>3</u> Exhibit Part B number by race/school of Majority/Minority transfers, # <u>4</u> Exhibit Part C1 number by race/school of intra district transfers excluding maj/min transfers; Part C2 number by race/school of denied intra district transfers, # <u>5</u> Exhibit Part D1 number by race/school of transfer to district from outside district; Part D2 number by race/school of denied outside transfers; Part D3 number by race/school of district students request out of district transfer, # <u>6</u> Exhibit Part E number/percentage of staff employed by race/position/school/grade level, # <u>7</u> Exhibit Part F cert/noncert Central Office staff by position/race, # <u>8</u> Exhibit Part G list of staff position by race/school filled by new hire/promotion within last 12 months, # <u>9</u> Exhibit Part H initiatives implemented to recruit/retain black personnel, # <u>10</u> Exhibit Part I list by school of advanced courses and number by race enrolled/completed/passed course, # <u>11</u> Exhibit Part J1 number by race/school of out of school suspensions(with repeat offenders) & top 5 indidnets including repeat and non repeat offenders; Part J2 individual students receiveing out of school suspensions(unduplicated); Part J3 repeat offenders; Part J4 number by race/school of students given option of alternative school, # <u>12</u> Exhibit Part K number of students by race/school/grade in gifted/talented programs, # <u>13</u> Exhibit Part L number of students by school by race referred for gifted/talented assessment, # <u>14</u> Exhibit Part M number of students by race/school/grade/gender classified as having specific learning disability/mental disabled, # <u>15</u> Exhibit Part N number of students by race/school/grade/gender referred for assessment for special education program, # <u>16</u> Exhibit Part O dropouts by school/race 4 year graduation rates by race/gender;enrollment data for 22 credit program, # <u>17</u> Exhibit Part P summary of result of monitoring of programs and steps taken based on monitoring, # <u>18</u> Exhibit Part Q practices/procedures identified and shared with schools, # <u>19</u> Exhibit Parts R&S other steps taken to comply with order and other information) (Sturges, Conrad) (Entered: 10/17/2017) |
| 10/18/2017 |           | NOTICE OF DEFICIENCY regarding: <u>13</u> Status Report – Exhibit 1 – 2003 Consent Order is not a complete copy of the Order. Counsel is directed to refile this Exhibit. (Collins, S.) (Entered: 10/18/2017)   |
| 10/19/2017 |           | Remark – Status Report <u>13</u> submitted to District Judge Louise Wood Flanagan for her review. (Collins, S.) (Entered: 10/19/2017)   |
| 10/20/2017 |           | TEXT ORDER – In adherence to the clerk's 10/18/17 notice, defendants shall file a complete copy of the consent order at issue on or before 10/25/17. Signed by District Judge Louise Wood Flanagan on 10/20/2017. (Collins, S.) (Entered: 10/20/2017)   |
| 10/23/2017 | <u>14</u> | STATUS REPORT <i>Additional Filing for 2017 Annual Report</i> by The Franklin County Board of Education (Attachments: # <u>1</u> Exhibit Complete 2003 Consent Order) (Sturges, Conrad) (Entered: 10/23/2017)   |
| 10/23/2017 |           | Remark – status report <u>14</u> submitted to District Judge Louise Wood Flanagan her review. (Collins, S.) (Entered: 10/23/2017)   |
| 10/31/2017 |           | <b>TEXT ORDER – Where the Franklin County Board of Education ("District") has filed its 2017 annual report in accordance with consent order entered June 17, 2003, detailing efforts to comply until such time as the District's school system is declared unitary, plaintiffs shall review and respond to said report identifying remaining area(s) of noncompliance, if any, on or before December 1, 2017. Defendants shall have 14 days thereafter to reply. Signed by District Judge Louise Wood Flanagan on 10/31/2017.</b> (Collins, S.) (Entered: 10/31/2017)   |



|            |           |   |
|------------|-----------|---|
| 11/03/2017 | <u>15</u> | Notice of Appearance filed by Ceala E. Breen-Portnoy on behalf of United States of America. (Breen-Portnoy, Ceala) (Entered: 11/03/2017)  |
| 11/07/2017 | <u>16</u> | Joint MOTION for Extension of Time to File Response filed by United States of America. (Attachments: # <u>1</u> Exhibit Letter from Franklin County Schools, # <u>2</u> Text of Proposed Order) (Breen-Portnoy, Ceala) (Entered: 11/07/2017)  |
| 11/08/2017 |           | Motion Submitted to District Judge Louise Wood Flanagan: regarding <u>16</u> Joint MOTION for Extension of Time to File Response. (Collins, S.) (Entered: 11/08/2017)   |
| 11/13/2017 | <u>17</u> | <b>ORDER granting <u>16</u> Motion for Extension of Time to File Response to Order entered 10/31/17. The parties shall have up to and including 1/12/18 in which to file their response to the Court's order and to the extent the parties do not file a joint response with the court, the defendant District shall have 14 days thereafter to file a reply. Signed by District Judge Louise Wood Flanagan on 11/13/2017.</b> (Collins, S.) (Entered: 11/13/2017)  |
| 11/17/2017 | <u>18</u> | Notice of Appearance filed by G. Norman Acker, III on behalf of United States of America. (Acker, G.) (Entered: 11/17/2017)   |
| 01/09/2018 | <u>19</u> | STATUS REPORT by The Franklin County Board of Education (Attachments: # <u>1</u> Exhibit supplement Sect I Advance Course Enrollment Data, # <u>2</u> Exhibit supplement Sect J Discipline, # <u>3</u> Exhibit supplement Sect K&L gifted & talented programs) (Sturges, Conrad) (Entered: 01/09/2018)  |
| 01/09/2018 | <u>20</u> | Notice of Appearance filed by Megan G. Abbot on behalf of United States of America. (Abbot, Megan) (Entered: 01/09/2018)  |
| 01/10/2018 |           | Remark – Status report <u>19</u> submitted to District Judge Louise Wood Flanagan for her review. (Collins, S.) (Entered: 01/10/2018)   |
| 01/12/2018 | <u>21</u> | RESPONSE regarding <u>13</u> Status Report filed by United States of America. (Breen-Portnoy, Ceala) (Entered: 01/12/2018)  |
| 01/12/2018 | <u>22</u> | JOINT MOTION FOR DECLARATION OF PARTIAL UNITARY STATUS AND FOR APPROVAL OF STIPULATION REGARDING STUDENT ASSIGNMENT <i>Submitted for Court Approval by Franklin County Board of Education and by United States of America</i> (Attachments: # <u>1</u> Exhibit Stipulation Regarding Student Assignment, # <u>2</u> Exhibit Text of Proposed Order) (Breen-Portnoy, Ceala) Modified on 1/17/2018 to correct event used and designate filing as a motion rather than a stipulation. (Collins, S.) (Entered: 01/12/2018)  |
| 01/12/2018 | <u>23</u> | RESPONSE to Order regarding <u>17</u> Order on Motion for Extension of Time to File Response/Reply, Order., <u>21</u> Response, <u>22</u> Stipulation, filed by Norine Arrington, Harold Douglas Coppedge, Booker T. Driver, Jr, Frances Narene Driver, Jacquelyn Rose Driver, Jesse L. Driver, Bertha Engram, Paul Engram, II, Charles D. Gill, James Gill, Martha D. Gill, Patricia K. Gill, Charlie H. Jones, Gwendolyn E. Kelley, Margie J. Kelley, Carrie C. McKnight, Nathaniel McKnight, Carl Lee Satterwhite, Jean Carol Satterwhite, United States of America, Regina O. Woodson. (Simpson, William) (Entered: 01/12/2018) |
| 01/17/2018 |           | Notice to Counsel regarding: <u>22</u> JOINT MOTION FOR DECLARATION OF PARTIAL UNITARY STATUS AND FOR APPROVAL OF STIPULATION REGARDING STUDENT ASSIGNMENT. Counsel is reminded that a Memorandum in Support should be filed as a separate entry using event codes located under "Motions and Related Filings: Responses and Replies". In future filings, be sure to file each pleading separately and link the memorandum to the underlying motion. No need to refile at this time. (Collins, S.) (Entered: 01/17/2018)  |
| 02/02/2018 |           | Motion Submitted to District Judge Louise Wood Flanagan: regarding <u>22</u> MOTION for Declaration of Partial Unitary Status. (Collins, S.) (Entered: 02/02/2018)  |
| 02/06/2018 | <u>24</u> | <b>ORDER denying <u>22</u> Motion For Declaration of Partial Unitary Status and for Approval of Stipulation. The parties are DIRECTED to confer and develop a form of notice in accordance with enumerated criteria, to file same within 21 days hereof, and thereafter to make joint report and file any renewed motion all as provided by this court. The clerk is DIRECTED to return comment letter delivered February 2, 2018, to the court on behalf of Mr. Ira Harris to this</b>   |

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|            |           | <b>commentator, so that Mr. Harris may, if he wishes, provide his comments to the parties directly for their consideration in accordance with the foregoing procedures where there is no procedural mechanism now in place for lodging any comments directly on the courts docket. Signed by District Judge Louise Wood Flanagan on 2/6/2018.</b> (Collins, S.) (Entered: 02/06/2018)   |
| 02/26/2018 | <u>26</u> | Joint MOTION Approval of Notice Form regarding <u>24</u> Order on Motion for Miscellaneous Relief filed by United States of America. (Attachments: # <u>1</u> Notice Form (Newspaper), # <u>2</u> Notice Form (Parents), # <u>3</u> Text of Proposed Order) (Breen-Portnoy, Ceala) (Entered: 02/26/2018)  |
| 02/27/2018 |           | Motion Submitted to District Judge Louise Wood Flanagan: regarding <u>26</u> Joint MOTION Approval of Notice Form regarding <u>24</u> Order on Motion for Miscellaneous Relief. (Edwards, S.) (Entered: 02/27/2018)   |
| 02/27/2018 | <u>27</u> | <b>ORDER granting <u>26</u> Joint Motion Approval of Notice Form – Signed by District Judge Louise Wood Flanagan on 2/27/2018.</b> (Tripp, S.) (Entered: 02/27/2018)  |
| 10/15/2018 | <u>28</u> | <b>**Disregard – Corrected and refiled at <u>30</u> **RESPONSE by Defendant The Franklin County Board of Education <i>2018 Annual Report</i> (Sturges, Conrad) Modified on 10/24/2018 (Collins, S.).</b> (Entered: 10/15/2018)  |
| 10/15/2018 |           | NOTICE OF DEFICIENCY regarding <u>28</u> Response. The Annual Report indicates that there are attachments, however none were attached. Counsel shall refile using the event Notice – Other. (Collins, S.) (Entered: 10/15/2018)   |
| 10/22/2018 |           | SECOND NOTICE OF DEFICIENCY regarding <u>28</u> Response. The Annual Report indicates that there are attachments, however none were attached. Counsel shall refile using the event Notice – Other. (Collins, S.) (Entered: 10/22/2018)  |
| 10/22/2018 | <u>29</u> | Notice of Substitution of Counsel filed by Joshua B. Royster on behalf of United States of America substituting for G. Norman Acker III, Assistant U.S. Attorney. (Royster, Joshua) (Entered: 10/22/2018)   |
| 10/23/2018 | <u>30</u> | RESPONSE to Order regarding <u>24</u> Order on Motion for Miscellaneous Relief,,, <i>Joint Status Report</i> filed by United States of America. (Attachments: # <u>1</u> Exhibit A – Written Comment, # <u>2</u> Exhibit B – Transcript of Public School Board Meeting) (Breen-Portnoy, Ceala) (Entered: 10/23/2018)  |
| 10/29/2018 |           | <b>TEXT ORDER – This matter comes now before the court upon its receipt and review of the parties' joint status report. <u>30</u> . For reasons noted therein, the court holds in abeyance the District's 2018 annual reporting obligations and sets a deadline 60 days from this date for the parties to file anticipated joint motion. Signed by District Judge Louise Wood Flanagan on 10/29/2018.</b> (Collins, S.) (Entered: 10/29/2018)   |
| 12/14/2018 | <u>31</u> | Joint MOTION Declaration of Partial Unitary Status filed by United States of America. (Attachments: # <u>1</u> Text of Proposed Order) (Breen-Portnoy, Ceala) (Entered: 12/14/2018)   |
| 12/14/2018 | <u>32</u> | Memorandum in Support regarding <u>31</u> Joint MOTION Declaration of Partial Unitary Status filed by United States of America. (Breen-Portnoy, Ceala) (Entered: 12/14/2018)  |
| 12/17/2018 |           | Motion Submitted to District Judge Louise Wood Flanagan regarding <u>31</u> Joint MOTION Declaration of Partial Unitary Status. (Tripp, S.) (Entered: 12/17/2018)   |
| 12/18/2018 | <u>33</u> | <b>ORDER granting <u>31</u> Joint Motion for Declaration of Partial Unitary Status. Signed by District Judge Louise Wood Flanagan on 12/18/2018.</b> (Castania, M) (Entered: 12/18/2018)  |
| 02/13/2019 | <u>34</u> | STATUS REPORT by The Franklin County Board of Education (Attachments: # <u>1</u> Exhibit Majority to Minority transfer, # <u>2</u> Exhibit out of school suspensions, # <u>3</u> Exhibit Gifted and Talented program, # <u>4</u> Exhibit Assessment for Gifted & Talented program, # <u>5</u> Exhibit Monitoring of Academic Achievement/Discipline, # <u>6</u> Exhibit Additional steps towards achievement, # <u>7</u> Exhibit 2003 Consent Order, # <u>8</u> Exhibit 2018 Court Order) (Sturges, Conrad) (Entered: 02/13/2019) |

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| 10/15/2019 | <u>35</u> | <p>2019 ANNUAL REPORT by Defendant The Franklin County Board of Education (Attachments: # <u>1</u> Exhibit 2018–19 Principal Reports, # <u>2</u> Exhibit 2018–19 Discipline Overview, # <u>3</u> Exhibit In School Suspension Totals, # <u>4</u> Exhibit In School Suspension Unduplicated Totals, # <u>5</u> Exhibit Out of School Suspensions Totals, # <u>6</u> Exhibit Out of School Suspensions Unduplicated Totals, # <u>7</u> Exhibit Vine Academy Totals, # <u>8</u> Exhibit AIG Important Dates, # <u>9</u> Exhibit All Schools 2018–19 High Performer–Nurtured, # <u>10</u> Exhibit Bunn HS Advanced Course Enrollment, # <u>11</u> Exhibit Bunn HS Advanced Courses Composition, # <u>12</u> Exhibit Early College HS Advanced Courses Composition, # <u>13</u> Exhibit Early College HS Advanced Courses Enrollment, # <u>14</u> Exhibit Franklinton HS Advanced Courses Composition, # <u>15</u> Exhibit Franklinton HS Advanced Courses Enrollment, # <u>16</u> Exhibit Louisburg HS Advanced Courses Composition, # <u>17</u> Exhibit Louisburg HS Advanced Courses Enrollment, # <u>18</u> Exhibit Bunn MS AIG Status of Referrals, # <u>19</u> Exhibit Terrell Lane MS AIG Status of Referrals, # <u>20</u> Exhibit Edward Best ES AIG Status of Referrals, # <u>21</u> Exhibit Franklinton ES AIG Status of Referrals, # <u>22</u> Exhibit Franklinton MS AIG Status of Referrals, # <u>23</u> Exhibit Laurel Mill ES AIG Status of Referrals, # <u>24</u> Exhibit Long Mill ES AIG Status of Referrals, # <u>25</u> Exhibit Royal ES AIG Status of Referrals, # <u>26</u> Exhibit Youngsville ES AIG Status of Referrals, # <u>27</u> Exhibit Bunn ES AIG Status of Referrals, # <u>28</u> Exhibit All Schools – AIG Students by Grade Level, # <u>29</u> Exhibit All Schools– AIG Students by Race, Gender, &amp; Exceptionality, # <u>30</u> Exhibit All Schools – AIG Students with Dual Exceptionalities, # <u>31</u> Exhibit All Schools–Total AIG Students by Race &amp; Gender, # <u>32</u> Exhibit All Schools– Total Percentage of AIG Students by Race &amp; Gender, # <u>33</u> Exhibit All Schools– Total Percentage of AIG Students by Gender, # <u>34</u> Exhibit Bunn ES Spring 2019 AIG Students by Race &amp; Gender, # <u>35</u> Exhibit Bunn HS Spring 2019 AIG Students by Race &amp; Gender, # <u>36</u> Exhibit Bunn MS Spring 2019 AIG Totals by Race &amp; Gender, # <u>37</u> Exhibit Cedar Creek MS. Spring 2019 AIG Students by Race &amp; Gender, # <u>38</u> Exhibit Edward Best ES Spring 2019 AIG Students by Race &amp; Gender, # <u>39</u> Exhibit Early College HS Spring 2019 AIG Students by Race &amp; Gender, # <u>40</u> Exhibit Franklinton ES Spring 2019 AIG Students by Race &amp; Gender, # <u>41</u> Exhibit Franklinton HS Spring 2019 AIG Students by Race &amp; Gender, # <u>42</u> Exhibit Franklinton MS Spring 2019 AIG Students by Race &amp; Gender, # <u>43</u> Exhibit Louisburg ES Spring 2019 AIG Students by Race &amp; Gender, # <u>44</u> Exhibit Louisburg HS Spring 2019 AIG Students by Race &amp; Gender, # <u>45</u> Exhibit Laurel Mill ES Spring 2019 AIG Students by Race &amp; Gender, # <u>46</u> Exhibit Long Mill ES Spring 2019 AIG Students by Race &amp; Gender, # <u>47</u> Exhibit Terrell Lane MS Spring 2019 AIG Students by Race &amp; Gender, # <u>48</u> Exhibit Youngsville ES Spring 2019 AIG Students by Race &amp; Gender, # <u>49</u> Exhibit All Schools 5 Year Comparisons of Referrals, # <u>50</u> Exhibit August 2019 Discipline Update, # <u>51</u> Exhibit All Schools AIG Staff Trainings) (Sturges, Conrad) Modified on 10/17/2019 to revise docket text. (Collins, S.). (Entered: 10/15/2019)</p> |
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