### UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

CRATON LIDDELL,		)	
Plain	tiff,	)	No. 4:72-CV-100
V.		)	
	OF	)	
BOARD OF EDUCATION	OF	)	
THE CITY OF ST. LOUIS	, MISSOURI,	)	
et al.,		)	
		)	
Defe	ndants.	)	

# JOINT MOTION TO APPROVE AGREEMENT BETWEEN THE PARTIES AND ENTER AS COURT ORDER

COME NOW the undersigned parties and jointly move this Court for an Order approving the Agreement attached hereto as Exhibit 1 and enter it as an Order of the Court. Further grounds in support of this Motion and an explanation of the Agreement and its purposes are set forth in the accompanying Memorandum in Support, which is incorporated herein by reference.

The parties also request that any order issued by the Court with respect to the Agreement will allow the Court to retain jurisdiction to enforce the provisions of the Agreement pursuant to *Kokkonen v. Guardian Life Ins. Co.*, 511 U.S. 375, 114 S. Ct. 1673, 128 L. Ed. 2d 391 (1994).

WHEREFORE, for all the foregoing reasons, the parties jointly pray that this Court enter an Order approving the Agreement and adopting it as an Order of the Court, and providing such other and further relief as this Court deems just and proper.

Respectfully submitted,

## LEWIS, RICE & FINGERSH, L.C.

By: /s/ Evan Z. Reid Evan Z. Reid, #51123MO

600 Washington Avenue, Suite 2500 St. Louis, Missouri 63101 Telephone: 314-444-7600 Facsimile: 314-241-6056 ereid@lewisrice.com

Attorneys for the Special Administrative Board of the Transitional School District

#### HOWARD AND JOHNSON, LLC

By: /s/ Veronica Johnson

Veronica Johnson 393 North Euclid, Suite 220 St. Louis, MO 63108

Telephone: 314-454-1722 Facsimile: 314-454-1911

vjohnson@howardandjohnsonlaw.com

By: /s/ Michael Middleton

Michael Middleton
Deputy Chancellor and Professor of Law
101 Jesse Hall
University of Missouri
Columbia, Missouri 65211
Telephone: 573-882-33
MiddletonM@missouri.edu

Attorneys for Plaintiffs Caldwell/NAACP

1737881.1

#### By: /s/ William A. Douthit

William A. Douthit P.O. Box 6961 St. Louis, MO 63006-6961 Telephone: 314-434-7759 Facsimile: 314-434-7759

wadouthit@aol.com

Attorneys for Liddell Plaintiffs

## By: /s/ James R. Layton

James R. Layton, #45631MO

Solicitor General P.O. Box 899 Jefferson City, MO 65102-0899 Telephone: (573) 751-1800 Facsimile: (573) 751-0774 James.Layton@ago.mo.gov

Attorney for State of Missouri

THOMAS E. PEREZ Assistant Attorney General Civil Rights Division

#### By: /s/ Torey B. Cummings

ANURIMA BHARGAVA
EMILY H. MCCARTHY
TOREY B. CUMMINGS
U.S. Department of Justice
Civil Rights Division
Educational Opportunities Section
950 Pennsylvania Ave, PHB Suite 4300
Washington, DC 20530

Phone: (202) 305-4204 Fax: (202) 514-8337

Torey.Cummings@usdoj.gov

1737881.1

## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the above and foregoing was electronically filed with the Clerk of Court via the CM/ECF System this 3rd day of November 2011, with electronic service upon counsel of record.

/s/ Evan Z. Reid	
------------------	--

1737881.1 4