

CIVIL DOCKET  
UNITED STATES DISTRICT COURT

JUDGE

Beyers

NB

D. C. Form No. 106 Rev.

~~CLOSED~~

Jury demand date:

WC70-36-K

## TITLE OF CASE

## ATTORNEYS

UNITED STATES OF AMERICA

VS.

THE STATE OF MISSISSIPPI, THE MISSISSIPPI  
STATE BOARD OF EDUCATION, Heber Ladner,  
A. F. Summer, G. H. Johnston, Members;  
G. H. Johnston, State Superintendent of  
Education; THE STATE EDUCATIONAL FINANCE  
COMMISSION; R. F. Haney, Chairman, Roy N. Lee,  
Dr. Otho Messer, W. B. Vance, Dr. W. B. Dribben,  
and Boyce Coleman, Members; T. H. Naylor, Jr.,  
Executive Secretary, State Educational  
Finance Commission,

For plaintiff:

H. M. Ray, U. S. Attorney, Oxford  
John Mitchell, Attorney General,  
Jerris Leonard, Assist. Atty. Gen.  
Brian K. Landsberg, Atty, Dept. o  
Ben L. Krage, Atty, Dept. of Just  
Washington, D.C.

REOPENED 04/03/88

~~CLOSED~~

EC84-274 CONSOLIDATED WITH WC70-36

FOR: Charles Thomas - Choctaw Co.

Hon. Nausead Stewart

POB 2086, Jackson, MS 39205

Atty for Webster

For: W. Tallahatchie Sch.

For defendant:

Co: W. C. Butler, Box 86, Eupora, Miss  
E. Tallahatchie: George Caesar, Char

Hon. Harvey Henderson, Attorney at Law,  
Sumner, Miss. 38957

Hon. W.A. Allain, Asst. Atty. Gen., St  
Miss., Jackson, Miss.

Hon. G. J. Thornton Box 658, Kosci

Hon. Thomas A. Coleman Box 268, Ack  
Crawley & Ford, Box 645, Kosciusko, MI

DENNIS C. SWEET, III

OWENS &amp; OWENS

P.O. Box 808

Jackson, MS 39205-0808

352-8443

For: State of Miss.

For: Kosciusko School District

For: Choctaw Cou nty

For: Attala Co.

Jurisdiction based on 28 USC 1345 and 42 USA 2000c-6.

## STATISTICAL RECORD

## COSTS

## DATE

NAME OR  
RECEIPT NO.

## REC.

## DI

J.S. 5 mailed

Clerk

J.S. 6 mailed

Marshal

Basis of Action:

Docket fee

Witness fees

Action arose at:

Depositions

WC70-36-K

*NB*  
*Biggers*  
**JUDGE KEADY**

DATE	PROCEEDINGS	Date Order or Judgment Noted
7-9-70	Filed Complaint. Issued Summons.	
7-9-70	Copies of Complaint and Order mailed by cert. mail to Supt. of Education at the following school districts: Attala County; Choctaw County, E. Tallahatchie Co., Kosciusko; Webster Co., W. Tallahatchie.	
7-9-70	Filed Application for Order Pendente Lite.	
7-9-70	Entered Order Pendente Lite. COB 19, page 277.	
7-14-70	Filed Summons with Marshal's Return - exec. on R. F. Haney, Baldwyn, Miss.	
7-17-70	Filed Motion to Intervene and Complaint in Intervention. Copy to Judge Keady.	
7-20-70	Filed Summons by Marshal's return - exec. - W.B. Dribben, Greenwood, Miss. (Hasting)	DUSM
7-20-70	Filed Summons by Marshal's return - exec - W.B. Vance, Carrolton, Miss. (Hasting)	DUSM
7-17-70	Filed Report to the Court submitted by office of the Attorney General.	
7-17-70	Filed Report of the United States. Copies of each report to Judge Keady.	
7-22-70	Received and entered Order signed by Judge Keady sustaining motion to intervene by E. Tallahatchie Con. School Dist., directing US to file objections by 8-1-70; setting case for hearing 8-11-70 before Judge Smith. COB 19, page 282. Notice of entry to counsel.	
7-22-70	Mailed notice setting case for hearing 8-11-70 at Clarksdale before Judge Smith at 9:00 AM to counsel of record.	
7-23-70	Filed Webster School District Board of Education Plan. Mailed copy of same to Judge Keady and Judge Smith. Filed Motion For Intervention.	
7-24-70	Filed Desegregation Plan submitted by the Division of Equal Educational Opportunities, U.S. Off. of Ed. for the following schools: Attala County School System Choctaw County School District East Tallahatchie School District West Tallahatchie Special School District Kosciusko Separate School District - <i>modified by order of NBB 2/15/94</i> Webster County School District	
7-24-70	Filed Complaint in Intervention together with Proposed Plan of Compliance of West Tallahatchie School District. Mailed copy of same to both law Clerks.	
7-27-70	Filed Complaint in Intervention of Attala Co. School District. Copy to law clerk.	
7-27-70	Filed Motion to Vacate Order Pendente Lite. Copy to law clerk.	
7-27-70	Mailed notice setting case for hearing on Motion to Vacate Order Pendente Lite for 2:00 Wednesday, July 29, 1970 at Greenville before Judge Keady.	
7-28-70	Rec. and Filed Summons by Marshal's return - exec - X the following at Jackson, Miss. State Board of Education, Coleman, G.H. Johnston, Heber Ladner, Roy N. Lee, Dr. Otho Messer, Miss. State Board of Education, T.H. Naylor, Jr., The State of Miss., The State Educational Finance Comm., and A.F. Summer.	
7-27-70	Filed Complaint in Intervention by Kosciusko School District. Copy to Judge and original to Mary for jacket file.	
7-28-70	Filed Defendants' Answer and Proposed Plan for Desegregation of Public Schools of the Choctaw County School District. Placed in Jacket File.	
7-29-70	Filed Motion to Intervene as Necessary Parties by Choctaw County Board of Education. Copy to Law Clerk.	
8-3-70	Filed Motion to Dismiss on behalf of depts, State Educational Finance Comm. and members of commission. Copy to law clerk.	
8-3-70	Filed Motion to Dismiss on behalf of Miss. State Bd. of Education and members, State of Mississippi, Sec. of State, Atty General, and State Supt. of Education. Copy to law clerk.	
8-3-70	Received and entered Order Granting Leave to Intervene as Parties Deft. (Choctaw County) COB 19, page 291. Notice of entry to counsel.	
8-3-70	Received and entered Order signed by Judge Keady 7-30-70. COB 19, page 292.	
8-3-70	Received and entered Order signed by Judge Keady 7-31-70. COB 19, page 293.	
8-3-70	Received and entered Order signed by Judge Keady 7-31-70. COB 19, page 302.	
	Notice of entry of above orders x to counsel of record.	

CIVIL DOCKET

WC70-36 X

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORT EMOLUMENT RETURN
		PLAINTIFF	DEFENDANT	
8-6-70	Received and entered Consent Decree signed by Judge Smith as to Choctaw to counsel. COB 19, page 310. Certified copies to counsel by Judge's office.	8-5-70.	Notice of entry	
8-10-70	Received and entered Order signed by Judge Smith--Consent Decree ordering Attala County School District to intervene as parties deft. and submit desegregation plan. COB 19, page 334-336. 327-329			
8-10-70	Received and entered order signed by Judge Smith--Consent Decree ordering Kosciusko Municipal Sep. School Dist. to intervene as parties deft. and to submit desegregation plan. COB 19, page 344-346. 330-339			
8-10-70	Received and entered order signed by Judge Smith--Consent Decree granting Webster Co. School Dist. to intervene as parties deft., and ordering Webster Co. School Dist. to implement desegregation plan. COB 19, page 324-326. Certified copies of above order to counsel of record.			
10-14-70	Filed Reports Required by Attachment "C" - copy to Law Clerk. (West Tallahatchie)			
10-15-70	Filed East Tallahatchie School System, October 15th Report - copy to Law Clerk. Filed Report of Attala County Schools - copy to Law Clerk.			
10-19-70	Filed Webster County's Report - copy to Law Clerk.			
10-19-70	Filed Report of Kosciusko Municipal Separate School District, copy to Law Clerk.			
10-20-70	Filed Petition for Further Relief - with copy of order attached.			
10-22-70	Entered Temporary Restraining Order signed by Judge Smith on 10-20-70 has been entered in Civil Order Book 20, pgs. 1-5. Notice of Entry to Mr. Ray and Mr. Cossar, Attorneys at Law.			
10-28-70	Filed Return of Temporary Restraining Order served by E.R. Dogan, Sheriff, on the names listed in the TRO.			
10-28-70	Filed Defendants Answer to Petition for Further Relief - copy to Law Clerk.			
10-30-70	Entered Preliminary Injunction signed by Judge Smith on 10-29-70 has been entered in Civil Order Book 20, pages 11-13. Certified Copies were mailed by Certified Mail to Counsel of all Parties, by Judge's Office. Notice of Entry to all concerned.			
12-3-70	Filed Report of each grade, West Tallahatchie School District - copy to Law Clerk.			
12-4-70	Filed West Tallahatchie School District Faculty Resignations - copy to Law Clerk.			
3-11-71	Filed Reports Required by Attachment "C" (West Tallahatchie)			
3-12-71	Filed Report to the Court (March 15, 1971) Copy to Law Clerk. (Kosciusko)			
3-15-71	Filed Report to Court due March 15, 1971. (Kosciusko - Attala County Schools)			
3-17-71	Filed Report of East Tallahatchie School System required of March 15 - copy to Law Clerk.			
3-25-71	Filed Report of Webster County (March 15, 1971) - copy to Law Clerk.			
	OVER			

DATE	FILINGS--PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
4-15-71	Entered Consent Decree signed by Judge Keady on 4-14-71 in COB 20, pages 235-236, Notice of Entry to Counsel of Record. Certified copies mailed to counsel of record (Hon. John R. Scott, Hon. H.M. Ray., Hon. George Cossar, Jr.) on East Tallahatchie Consolidated School District.			
6-30-71	Filed Proposed Faculty Assignments (West Tallahatchie School District) - copy to Law Clerk			
7-6-71	Filed East Tallahatchie School System June 30, 1971 report to Clerk of the Court. Mailed copy to Judge Keady's Law Clerk.			
10-13-71	Filed Report of School (Attala County) - copy to Law Clerk.			
10-14-71	Filed Report of School (West Tallahatchie School District) - copy to be mailed to Judge by Attorney.			
10-15-71	Filed Report to the Court. (Kosciusko Mun. Sep. Sch. District) - copy to Law Clerk.			
11-9-71	Filed Motion on Behalf of H. L. Ryals, Pat Breazeale, Henry Lawrence, And George Kern To Intervene As Parties In Interest, Filed Petition To Intervene And Original Complaint. Exhibits Attached. Copies to Judge Keady.			
11-16-71	Hearing has been set for Nov. 23, 1971 at 9:00 A. M. in Greenville (Attala Co. people only involved) mailed file to Greenville.			
11-22-71	Filed Answer of Attala County School District - copy to Law Clerk.			
11-24-71	Entered Order signed by Judge Keady on 11-23-71 ordering: Granted Motion to Intervene directing petition to be filed; directing U. S. to file an answer in 20 days; directing Rep. of H. E. W. to confer with Board of Education then after submit recommendation to Court by Jan. 1, 1972; in COB21, pgs. 115-117. Copies of order have been sent to Counsel and Notice of Entry mailed.			
11-24-71	Placed Courtroom Sheet in jacket file: Motion of Petitioners to Intervene - Motion Sustained under Rule 24 - on Monday, Dec. 6, 1971, 2:00P. M. H. E. W. & Dept. of Justice to Meet with School Board and confer Respecting the school.			
12-15-71	Filed Answer of United States to Petition to Intervene - copy to Law Clerk.			
12-20-71	Mailed Notice of FULL EVIDENTARY HEARING, set for Wed., Dec. 29, 1971, 10 A.M., Greenville, Miss., to all concerned.			
1-7-72	Entered Consent Decree signed by Judge Keady on 1-6-72 ordering that the August 7, 1970 consent decree in this cause is amended to include the operation of the Zama Attendance Center as a regular elementary school serving grades one through eight, and Provisions in the August 7, 1970 order relating to the desegregation of faculty and staff, majority to minority transfer policy, transportation, school construction and site selection attendance outside the system, desegregation of classroom, non-classroom and extra curricular activities, and reports to the Court shall remain in full force and effect. Also the Clerk is directed to transmit certified copies of this Consent Decree to Counsel in COB 21, pgs. 196- 198. Copies of order have been sent and Notices mailed.			



## CIVIL DOCKET

DATE	FILINGS--PROCEEDINGS	CLERK'S FEES			AMOUNT REPORT EMOLUMENT RETURN
		PLAINTIFF	DEFENDANT		
3-14-72	Filed Report to the Court (Attala County )				
	Filed Report to the Court ( Webster County)				
3-15-72	Filed Report to the Court (Kosciusko Mun. Sep. Sch. Dist) - copy to Law Clerk.				
	Filed Report to the Court ( West Tallahatchie Sch. Dist.)				
5-1-72	Filed Report to The Court (Charleston Elementary School) East Tallahatchie Sch				
	District- <u>October, 1971 Report</u> and <u>April 3, 1971 Report</u>				
10-13-72	Filed Report To The Court by Kosciusko Municipal Separate School District October 15, 1972 - (copies mailed to Judge Keady)				
10-16-72	Filed Report to the Court due Oct. 15, 1972 (copy mailed to Judge Keady)				
10-16-72	Filed Report to the Court for West Tallahatchie School Dist.				
10-27-72	Filed Report to the Court for Webster County				
11-27-72	Filed October Report To The Court from East Tallahatchie School District				
✓ 1-31-73	Filed Application For Order To Show Cause				
	Received and entered Order To Show Cause on February 22, 1973 at 9 A.M. in Greenville, Miss. - order signed 1-30-73 COB 22, Page 154-155				
	Mailed notice of order				
2-9-73	Mailed Notice of Hearing on Order to Show Cause (West Tallahatchie School District) set for Thursday, Feb. 9, 1973, 9 A.M., G'ville, Ms., before Chief Judge Keady to all concerned.				
2-23-73	Filed Civil Minutes - Hearing on pltf. application for show cause order Received and entered Consent Order signed 2-22-73 cob 22, pg. 189-191 Mailed notices of order to attorneys of record				
3-8-73	Filed Petition for Permission and Authority to Enter into Lease Contract Coverin McCool Attendance Center - copy to Law Clerk.				
3-14-73	Filed Report Reports required by Attachment "C"				
3-15-73	Filed Report to the Court - copy to Law Clerk.				
3-19-73	Filed U.S. Response To Defts. petition for permission and authority to enter into a lease agreement				
3-19-73	Filed Report To The Court by Kosciusko Municipal Separate School District				
3-21-73	Filed Report to the Court (East Tallahatchie School District)				
3-26-73	Received and entered order signed 3-23-73 allowing the Board of Trustees of the Attala Co. School District to enter into a lease contract and agreement with Shutzer Industries for the leasing of the property known as the McCool Attendance Center in Attala Co., Miss. cob 22, pg. 219-220 Mailed notices of order to attorneys of record				
4-30-73	Filed Webster County School District's Report to the Clerk				
8-15-73	Filed letter considered as proposed assignments of teachers by race of West Tallahatchie School District.				

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Page 6

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES			AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT		
10-1-73	Filed letter dated 9-29-73 from Supt. of West Tallahatchie School District concerning hiring of teachers (copy mailed to Judge Keady)				
10-10-73	Filed Reports Required by Attachment "C"				
10-11-73	Filed Webster County School Districts Report to Court				
10-17-73	Filed Report to the Court (East Tallahatchie School District)				
10-12-73	Filed Report to the Court (Kosciusko Municipal Separate School Dist) Copy to Law Clerk.				
10-15-73	Filed Report to the Court (Attala County) - copy to Law Clerk.				
3-11-74	Filed Report to the Court (Kosciusko Municipal Separate School Dist) - copy to Law Clerk.				
3-11-74	Filed Report to the Court (Webster County) - copy to Law Clerk.				
3-13-74	Filed Report to the Court (West Tallahatchie School District, et al) - copy to Law Clerk.				
3-14-74	Filed Report to the Court (Attala Co. Schools, Kosciusko, Ms.)				
3-20-74	Filed Report to the Court (East Tallahatchie School District) - copy to Law Clerk.				
9-13-74	Filed Report to the Court (Choctaw County Schools) - copy to Law Clerk.				
10-11-74	Filed Report Required by Attachment "C" dated 10-15-74				
10-15-74	Filed Report to the Court - Webster County School District.				
10-16-74	Filed Report to the Court - Attala County Schools.				
	Filed Report to the Court - Kosciusko Mun. Sep.Sch. Dist.				
1-9-75	Filed 1974 October Report To The Court				
2-19-75	Filed Petition to close Riverview Elementary School (copy handed to Law Clerk)				
3-10-75	Filed Report to the Court (Kosciusko Mun. Sep. Schl. Dist.) - copy to Law Clerk.				
3-13-75	Filed Report to the Court (Attala County Schools)				
	Filed Report to the Court (West Tallahatchie School District, et al)				
3-21-75	Filed Report to the Court (Webster County School District)				
4-2-75	Received and entered Consent Order signed 4-1-75 concerning the closing of the Riverview Elementary School cob 25, pg. 111-114				
	Mailed notice of order to attorneys				
4-10-75	Filed Report to the School by East Tallahatchie School				
10-2-75	Filed Report to Court by West Tallahatchie School District				
10-15-75	Filed Report of Attala County School				
10-16-75	Filed Report to the Court by Kosciusko Municipal Separate School District				
10-17-75	Filed corrected copies of Report to the Court for Kosciusko Public Schools				
10-22-75	Filed report from East Tallahatchie School District				
10-28-75	Filed report from Webster County School District				
3-10-76	Filed Report To The Court by Kosciusko Municipal Separate School District				
-11-76	Filed Report To The Court by West Tallahatchie School District				
3-15-76	Filed Report To The Court by Attala County School				
3-25-76	Filed Report To The Court for Webster County School District				
-6-76	Filed Report by East Tallahatchie School				

## D. C. 110 Rev. Civil Docket Continuation

DATE	PROCEEDINGS	De Jud
7-15-76	Filed Petition for permission and authority to enter into lease contract covering McCool Attendance Center . Copy to Judge Keady.	
8-31-76	Received and entered Consent Order signed 8-30-76 concerning lease of property cob 27, pg. 15-16	
	Mailed notice of order to attorneys	
10-12-76	Filed Report to the Court by Kosciusko Municipal Separate School District	
10-15-76	Filed Report To the Court by West Tallahatchie School District	
10-15-76	Filed Report to Court by Attala County School	
10-18-76	Filed Webster County School District's report to the Court	
10-19-76	Filed East Tallahatchie School District Report to the Court	
3-7-77	Filed Report to the Court by Kosciusko Municipal Separate School District	
4-28-77	Filed Report by Webster Co. School District	
10/17/77	Report to the Court (Kosciusko Mun. Sep. Sch. Dist.)	
10/19/77	Report to the Court (Webster Co. Sch. Dist.)	
10/20/77	Report to the Court (W. Tallahatchie Sch. Dist.)	
11-30-77	Report to the Court East Tallahatchie School District (October)	
3-16-78	Report to the Court dated 3-15-78	
3/29/78	Report to the Court (Webster County School District) dated 3/15/78.	
5-22-78	Petition To Close Johnson Elementary School (copy to Judge Keady)	
5-26-78	Order signed 5-25-78 directing the U.S. to respond to petition above within 30 days. The terms of the petition to be published. ANY objections are to be filed by 6-26-78 - a hearing on petition, answer and objections, if any, is scheduled for 7-5-78 at 11 A.M. in Oxford cob 29, pg. 354-355 notice mailed	
5-30-78	Reports required by attachment "c" by West Tallahatchie School Dist.	
6-30-78	Pltfs. response to Court Order	
7-6-78	Consent Order signed 7-6-78 ; Proof of Publication, Affidavit by Harvey Henderson and copy of pltfs. response to court order - notice mailed COB 30, pg. 12-14	
7-14-78	Pltfs. response to court order of 5-25-78	
10-16-78	Report to the Court by Kosciusko Municipal Separate School District	
10-18-78	Report to the Court by West Tallahatchie School District	
10-31-78	Report to the Court by East Tallahatchie Schools	
3-21-79	Report to the Court by Webster Co. School District	
03/22/79	REPORT TO THE COURT (Kosciusko Mun. Sep. Sch. Dist.) dated 3/15/79.	
5-2-79	Report to the Court by East Tallahatchie Schools	
7-17-79	Defts. Petition to Close the Tippe Elementary School	
7-18-79	CONSENT ORDER signed 7-17-79 allowing the closing of the Tippe Elementary School	
10/11/79	REPORT TO THE COURT (Webster County School District)	
10/17/79	REPORT TO THE COURT (Kosciusko Mun. Sep. Sch. Dist.)	
10-30-79	REPORT TO THE COURT (West Tallahatchie School District)	
11-5-79	REPORT TO THE COURT BY EAST TALLAHATCHIE SCHOOL DISTRICT	
03/19/80	REPORT TO THE COURT by Webster County School District	
05/23/80	REPORT TO THE COURT by East Tallahatchie Schools	
05/30/80	REPORT TO THE COURT by Kosciusko Municipal Separate School District.	
06/04/80	REPORT TO THE COURT by West Tallahatchie School District, et al	
4/28/81	REPORT TO THE COURT (Kosciusko Mun Sep. Sch. District)	

DATE	PROCEEDINGS	Date Order Judgment
05/7/81	REPORT TO COURT (East Tallahatchie Sch Dist)	
06/2/81	REPORT TO COURT (Kosciusko Mun Sep Sch. Dist)	
05/7/81	REPORT TO THE COURT (East Tallahatchie School Dist)	
06/2/81	REPORT TO THE COURT (West Tallahatchie School Dist)	
10/22/82	APPLICATION FOR SUPPL RELIEF OR IN THE ALTER TO FIND DEFTS IN CONTEMPT OF COURT (intervenors)	
**	APPLICATION FOR LEAVE TO INTERVENE (copies to Judge Keady).	
12/20/82	RESPONSE of the US to the application for leave to intervene. (Choctaw)	
12/27/82	ORDER (12/22/82-WCK) ordering that ruling on the application to intervene be deferred until 03/01/83, to allow govt an opportunity to investigate the allegations made by applicants and to determine what course of action, if any, may be appropriate. Pltf is directed to advise the court, not later than 03/01/83, whether the intervention sought by petitioner should be allowed. (Choctaw County School District).	
05/19/83	REPORT OF THE UNITED STATES WITH RESPECT TO ISSUES RAISED BY PROPOSED INTERVENORS. (Choctaw-Webster Co.)	
** 11/8/82	ANSWER of Choctaw Co Bd of Educ to Application for Suppl Relief.	
12/17/84	MOTION to TERMINATE JURISDICTION AND TO CLOSE ZAMA ATTENDANCE CENTER (de	
03/07/85	MOTION of Applicants to Set Hearing on Application for Leave to leave to Intervene.	
04/01/85	MOTION of the Deft. Choctaw County School District to be adjudicated a Unitary School	
	RESPONSE of the Deft. Choctaw County School District to Motion to set hearing on appl for leave to intervene filed by applicatns for intervention	
	AFFIDAVIT of Ty A. Cobb	
05/15/85	AMENDMENT to MOTION TO INTERVENE	
05/20/85	NOTICE/MOTION to INTERVENE AND CONSOLIDATE (Pltf) (Choctaw)	
05/23/85	RESPONSE of the Deft. Choctaw County Board of Education, to Motion to Intervene and Consolidate Filed by Applicant for Intervention, Charles Thomas	
06/06/85	REPORT to Court - West Tallahatchie School District	
06/18/85	REPLY pltf's to deft's RESPONSE TO MOT TO INTERVENE.	
06/28/85	NOTICE - Hearing per Motions - 08/01/85 at 9 AM before Judge Keady in Oxford	
07/24/85	NOTICE CONTINUING HEARING UNTIL FURTHER ORDER OF THE COURT.	
12/14/92	MOTION To Convert Hopson Bayou Elementary School Into a Vocational Center and Shift grade	
1/11/93	RESPONSE of the USA to Motion Filed by the West Tallahatchie School District re: Hopson Elementary School.	



CLOSED

REPORTS TO THE COURT

DC 111A  
(Rev. 1/75)

Page A

7  
WC00-36-K

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. WC70
UNITED STATES OF AMERICA		THE STATE OF MISSISSIPPI, ET AL	PAGE ____ OF ____
DATE	NR.	PROCEEDINGS	
10/16/80		REPORT TO THE COURT ( Webster Co. Sch. Dist.)	
10/27/80		REPORT TO THE COURT (West Tallahatchie School District)	
		REPORT TO THE COURT (Kosciusko Mun. Sep. School District)	
11/17/80		REPORT TO THE COURT (East Tallahatchie School District)	
03/23/81		REPORT TO THE COURT (Webster County School District)	
5/7/81		REPORT TO THE COURT (East Tallahatchie School District)	
6/2/81		REPORT TO THE COURT (West Tallahatchie School District)	
10/21/81		REPORT TO THE COURT (Webster County School District)	
10/29/81		REPORT TO THE COURT (East Tallahatchie Schol Dist)	
		REPORT TO THE COURT (West Tallahatchie School Dist	
		REPORT TO THE COURT (Kosciusko Mun Sep Schol Dist)	
03/15/82		REPORT TO THE COURT (Webster County School District)	
05/05/82		REPORT TO THE COURT (East Tallahatchie School Dist)	
06/08/82		REPORT TO THE COURT (W. Tallahatchie Sch Dist)	
10/15/82		REPORT TO THE COURT (Webster County School District)	
11/03/82		REPORT TO THE COURT (East Tallahatchie Schools) Oct., 1982 Report	
11/05/82		REPORT TO THE COURT (West Tallahatchie Schools)	
11/19/82		REPORT TO THE COURT (Kosciusko Municipal Seperate School District) (March 15,	
		REPORT TO THE COURT (Kosciusko Municipal Seperate School District) (October 15	
03/14/83		REPORT TO THE COURT (Webster County School District)	
05/17/83		REPORT TO THE COURT (East Tallahatchie Schools)	
06/07/83		REPORT TO THE COURT (West Tallahatchie Schools)	
10/17/83		REPORT TO THE COURT (Webster County School District)	
10/31/83		REPORT TO THE COURT (West Tallahatchie School District)	
11/09/83		REPORT TO THE COURT (East Tallahatchie School District)	
04/12/84		REPORT TO THE COURT (Webster County School District)	

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DC 111A  
(Rev. 1/75)

WC70-36-WK

## CIVIL DOCKET CONTINUATION SHEET

Page B

PLAINTIFF		DEFENDANT	DOCKET NO. WC70-36-WK
USA		THE STATE OF MISSISSIPPI, ET AL	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
05/10/84		REPORT TO THE COURT (East Tallahatchie School District)	
05/16/84		REPORT TO THE COURT (KOSCIUSKO MUN SEP SCH DIST-dated 03/15/83) REPORT TO THE COURT (KOSCIUSKO MUN SEP SCH DIST-dated 10/15/83) REPORT TO THE COURT (KOSCIUSKO MUN SEP SCH DIST-dated 03/15/84)	
06/05/84		REPORT TO THE COURT (WEST TALLAHATCHIE SCHOOL DISTRICT-dated 5/31/84)	
10/17/84		REPORT TO THE COURT (Webster County School District)	
11/05/84		REPORT TO THE COURT ( West Tallahatchie School District)	
03/14/85		REPORT TO THE COURT (Webster Co Sch Dist)	
03/22/85		REPORT to the Court (Kosciusko Municipal Separate School District)	
04/01/85		REPORT OF the Dept. Choctaw County School District to be adjudicated RESPONSE of the Dept. Choctaw County School District to motion to set hearing on application for leave to intervene filed by [redacted] for intervention AFFIDAVIT of [redacted] A. Cobb	
04/29/85		REPORT TO COURT (East Tallahatchie)	
10/10/85		REPORT TO COURT (East Tallahatchie Schools - October 1985)	
10/18/85		REPORT TO THE COURT (Webster County School District)	
11/19/85		REPORT TO THE COURT (West Tallahatchie School District)	
03/24/86		REPORT TO THE COURT of Webster County School District	
05/20/86		REPORT TO COURT (East Tallahatchie School District) April 1986	
06/13/86		REPORT TO COURT (WEST TALLAHATCHIE SCHOOL DISTRICT) May 26, 1986.	
10/16/86		REPORT TO THE COURT - East Tallahatchie Schools October 1986	
10/17/86		Webster County REPORT TO THE COURT October 17, 1986	
11/04/86		REPORT TO THE COURT (W. Tallahatchie Sch Dist)	

DC 111A  
(Rev. 1/75)

WC70-36-NB

**CLOSED****WC 70-36**

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT		DOCKET NO
USA		THE STATE OF MISSISSIPPI, et al		WC70-36
				PAGE 1 OF 9 P.
DATE	NR.	PROCEEDINGS		
		<i>Statute Conf 10-25-88</i>		
02/05/86		PETITION	TO CLOSE WEBB-SWAN LAKE ELEMENTARY SCHOOL	
04/10/86		RESPONSE	OF USA TO DEF'S PETITION FOR COURT APPROVAL TO CLOSE WEBB-SWAN LAKE ELEM SCH	
05/05/86		ORDER	(05/01/86-NBB) CLOSING WEBB-SWAN LAKE ATTENDANCE CENT	
12/16/86		NOTICE	OF APPEARANCE for Pltf Charles Thomas (Choctaw County School Dist) (Atty. Nausead Stewart, Jackson, MS)	
01/27/87		NOTICE	OF APPEARANCE of Frank M. Deramus, Special Asst. At General for the State of Mississippi	
03/19/87		REPORT	to the Court of Webster County School District	
04/15/87		SEMI-ANNUAL	REPORT (East Tallahatchie Sch Dist)	
06/08/87		REPORT	to the Court - West Tallahatchie School District	
10/13/87		SEMI-ANNUAL	REPORT TO THE COURT for the East Tallahatchie School District	
10/15/87		REPORT	TO THE COURT (Webster County Sch Dist)	
11/09/87		REPORT	TO THE COURT (W Tallahatchie Sch Dist)	
11/27/87		MOTION	of Plaintiff for Substitution of Counsel (Choctaw)	
03/15/88		REPORT	TO THE COURT. (Webster County School)	
04/04/88		ORDER	(JAD 4-1-88 sustaining Charles Thomas's Motions for intervention and consolidation.	
			Clerk directed to consolidate <del>EX</del> 84-274-D-D with WC70-36-B D, Pursuant to Rule 5 of the Uniform Local Rules of the District Courts for the Northern and Southern Districts of Ms.	
04/08/88		REOPENED CASE	AS TO CHOCTAW COUNTY. JS 5	
04/08/88		REPORT	TO THE COURT (Kosciusko Sch Dist)	
04/25/88		ORDER	(04/25/88-GHD) SETTING ASIDE PREVIOUS ORDER OF DISMISSAL and consolidating case with WC70-36. (Choctaw) (EC84 Notice mailed.	
06/09/88		REPORT	THE THE COURT as required by Attachment "C" (West Tallahatchie School District)	
08/17/88		NOTICE	STATUS CONFERENCE Oct. 25, 1988, 10AM, Oxford before Mag. Gillespie	

WC 70-36

DC 111A  
(Rev. 1/75)

WC70-36-B -D

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT		DOCKET NO. WC70-36-B-	
UNITED STATES OF AMERICA		STATE OF MISSISSIPPI		PAGE 2 OF 9 PAGES	
DATE	NR.	FINAL PTC	PROCEEDINGS	TRIAL	
		1-10-89		2-13-89	
10/14/88		REPORT	to the Court of Webster County School District		
10/25/88		CIVIL MINUTES	INITIAL PTC held 10/25/88 before Mag. Gillespie in Oxford		
		REPORT	Estimated length of trial -- 5 days		
10/26/88		NOTICE	of East Tallahatchie School District		
		NOTICE	NON-JURY TRIAL - 02/13/89 at 10 AM before Judge Biggers in Oxford		
11/01/88		NOTICE	FINAL PTC - 01/10/89, 10AM, OXFORD, MS before Mag. Gillespie.		
11/07/88		REPORT	to the Court (W Tallahatchie Cons Sch Dist).		
		ENTRY	OF APPEARANCE of Dennis C. Sweet, III as counsel for Pltf. Charles Thomas in EC84-274		
11/21/88		REPORT	to the Court of Kosciuko School District.		
01/11/89		CIVIL MINUTE ORDER	Initial PTC held - PTO due 1/20/89. Deft. will file motion to dismiss w/prejudice to original application for intervention filed on/about 10/20/82 for failure to prosecute 7 failure to appear.		
01/18/89		MOTION/NOTICE (D)	to Dismiss Intervenor's Appl for Leave to Intervene and their Appl for Suppl Relief or, in the Alter, to find Defts in Contempt of Court. d/Choctaw Co Bd of Educ.		
		MEMORANDUM (D)	of Auth which Support Deft's Motion to Dism. d/ Choctaw Co Be of Educ.		
01/23/89		PRETRIAL ORDER	(01/23/89-NBB) est length of trial - 3 days.		
01/24/89		ORDER	(01/20/89-JAD) DISMISSING for failure to prosecute the application for leave to intervene the following: Choctaw-Webster Co Bd of Nat Assoc for the Advancement of Colored People by its Pres. Consuelo Murray; Tanjanec Murray, by her parent & next friend, Shelly Woods; Devick Triplett & Kelvin Triplett, by their parent and next friend, Earlene Johnson; Daron Hinton & Marliss Rochell Hinton, by their parent & next friend, Ivy Jean Kennedy; and Sabina David & Willie Deshone Davis, by their parent & next friend, Jacqueline Lilley. COB#46 p. 67. Notice mailed.		
01/30/89		ENVELOPES (2)	RETURNED "NOT DELIVERABLE" to Atty Clark Arrington.		

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DC 111A  
(Rev. 1/75)WC70-36-~~B~~

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>WC70</u>
UNITED STATES OF AMERICA, et al		THE STATE OF MS, et al	PAGE <u>1</u> OF <u>10</u> P
DATE	NR.	PROCEEDINGS	
		TRIAL <u>2-13-89</u>	
		<u>VOLUME 2 (Choctaw Co)</u>	
02/15/89		CV MIN EXHIBITS LIST (2) WITNESS LIST	NON-JURY TRIAL held 2/13/89-2/15/89 before Judge Bi Oxford, MS. (WC70-36 Consolidated with EC84-274) (CASE TAKEN UNDER ADVISEMENT).
02/24/89		RETURNS	SUBPOENAS served 02/10/89 on the following: Jessie Davidson, Harold Whittington, Bryant White, Farrah Jones, Charlie Hunt, Loistene Ester, Albertha Brown Delores Baker, Janice Turner, Eula Chamberlin, Grad Ervin, Iscele Perteet, Myra Burton, Willie Robinson Nanilou Long, Gloria Guillary, Orville Breland, Gro Spencer. Served on 2/9/89 on Martha Finley. The fol were not found: Kenneth Henderson, Glen Swindoll, T.C. Nowell, David Chandler.
03/06/89		MOTION (D)	to Amend Answer to Conform to the Evidence.
03/10/89		REPORT	TO THE COURT (Webster County School District)
03/20/89		RESPONSE (P)	to Deft's Motion to Amend Answer to Conform to the Evidence.
03/27/89		MOTION (P)	to Withdraw as Counsel. (Fred L. Banks, Jr.). (copy to Judge Biggers).
03/29/89		ORDER	(NBB) 03/29/89 Granting Fred L. Banks, Jr. leave t withdraw as counsel
10/13/89		REPORT	TO THE COURT (Webster County School District)
10/19/89		REPORT	TO THE COURT (Kosciusko School District).
11/03/89		REPORT	TO THE COURT (West Tallahatchie Consolidated Sch District)
11/20/89		MEMORANDUM ORDER	OPINON. (NBB - 11/20/89) ORDERING that Pltf Charles Thom is AWARDED back pay, etc; that Choctaw Co Sch Di is directed to offer pltf Charles Thomas the fir principalship vacancy occuring either at Ackerma or Weir High School if he has not retired at tha time; that deft Choctaw Co Sch Dist is directed to submit annual reports to court as required by Consent Decree supplemented by information speci in order; that a hearing to determine whether Ch Co Sch Dist has achieved unitary status will be scheduled at a later date upon defendant's requ and that the United States must file a written

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DC 111A  
(Rev. 1/75)

WC70-36-B

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. WC70-36-B PAGE 2 OF 10 PAGES
USA/CHARLES THOMAS		THE ST OF MS, et al (CHOCTAW CO SCH DIST)	
DATE	NR.	PROCEEDINGS	
11/20/89 CONT'D		objection at the hearing. COB#46, pgs 319-320. Notice mailed. DKTD 11/20/89	
		JS 6	
03/22/91		MOTION	of Kosciusko Public School to Modify Desegregation Plan
05/31/91		ORDER	(NBB-05/31/91) ORDERING that the School District's DESEGREGATION PLAN be MODIFIED to Allow the Relocation of the Ninth Grade Class from the Junior High School to the High School for the 1991-1992 School Year. (as to Kosciusko Public School).
03/25/92		Notice of motion MOTION	to clarify and/or amend Judgment to state an amount certain for the fair rental value of principal's residence
02/01/93		CONSENT ORDER	(LTS - 1/29/93) re: The West Tallahatchie School District to allow the conversion of Hopson Bayou School to a Vocational Center.
12/23/93		NOTICE/MOTION (D)	to MODIFY DESEGREGATION PLAN. (Filed by Kosciusko Public School District). sjh
02/15/94		ORDER	(NBB - 02/15/94) granting motion of Kosciusko Public School for modification of its desegregation plan; that a new high school facility be constructed; that grade six be transferred to the existing high school to create a Middle School serving grades six through eight; that grade three be transferred from Middle Elementary to Upper Elementary; that grade two be transferred from Lower Elementary to Middle Elementary; and that the existing junior high facility be converted into an alternative school.
02/28/94		RESPONSE (G)	to Motion to modify Desegregation plan. (Copies to all concerned).

DC 111A  
(Rev. 1/75)

WC70-36-B

## CIVIL DOCKET CONTINUATION SHEET

Page C

PLAINTIFF		DEFENDANT	DOCKET NO. _____
UNITED STATES OF AMERICA		THE STATE OF MISSISSIPPI, et al	PAGE ____ OF ____
DATE	NR.	PROCEEDINGS	
03/30/89		REPORT TO THE COURT (Kosciusko Sch Dist).	
06/16/89		REPORT TO THE COURT (W Tallahatchie Sch Dist).	
06/27/89		SEMI-ANNUAL REPORT (E. Tallahatchie Sch Dist).	
12/20/89		REPORT TO THE COURT (E. Tallahatchie Sch Dist).	
03/16/90		REPORT TO THE COURT (Webster Co Sch Dist).	
03/26/90		REPORT TO THE COURT (Kosciusko Sch Dist).	
05/31/90		REPORT TO THE COURT (E. Tallahatchie School Dist).	
06/14/90		REPORT TO THE COURT (W. Tallahatchie School Dist).	
10/12/90		REPORT TO THE COURT (Webster Co Sch Dist).	
10/24/90		REPORT TO THE COURT (Kosciusko Sch Dist).	
12/13/90		REPORT TO THE COURT (W. Tallahatchie Sch Dist).	
03/01/91		REPORT TO THE COURT (Webster Co Sch Dist).	
03/25/91		REPORT TO THE COURT (Kosciusko School Dist).	
06/13/91		REPORT TO THE COURT (West Tallahatchie School District)	
10/17/91		REPORT TO THE COURT (E. Webster Attendance Center & Eupora Attendance Center)	
10/22/91		REPORT TO THE COURT (Kosciusko Sch Dist).	
11/04/91		REPORT TO THE COURT (West Tallahatchie Sch Dist).	
03/06/92		REPORT TO THE COURT (Webster County School District).	
03/23/93		REPORT TO THE COURT (Kosciusko School District).	
07/06/92		REPORT TO THE COURT (W Tallahatchie School District).	
10/19/92		REPORT TO THE COURT by Webster County School District.	
10/30/92		REPORT TO THE COURT by Kosciusko School District.	
11/20/92		REPORT TO THE COURT by West Tallahatchie School District.	
03/10/93		REPORT TO THE COURT by Webster County School District.	
03/26/93		REPORT TO THE COURT by Kosciusko School District.	

DC 111A  
(Rev. 1/75)

WC70-36-NB

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <b>WC70-36</b>
UNITED STATES OF AMERICA		STATE OF MISSISSIPPI, ET AL	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
07/02/93		REPORT TO THE COURT (WEST TALLAHATCHIE SCHOOL DISTRICT) May 25, 1993	
10/18/93		REPORT TO THE COURT (Webster County School District)	
11/15/93		REPORT TO THE COURT (Kosciusko School District)	
03/28/94		REPORT TO THE COURT (Kosciusko School District)	
10/24/94		REPORT TO THE COURT (Webster County School District)	
10/28/94		REPORT TO THE COURT (Webster County School District)	
0/31/94		REPORT TO THE COURT (Kosciusko School District).	
03/06/95		REPORT TO THE COURT (Webster County School District).	
03/31/95		REPORT TO THE COURT (Kosciusko School District)	
10/16/95		REPORT TO THE COURT (Webster County School District)	
10/31/95		REPORT TO THE COURT (Kosciusko School District)	
3/11/96		REPORT TO THE COURT (Wester County School District)	
04/02/96		REPORT TO THE COURT (Kosciusko School District).	
10/25/96		REPORT TO THE COURT (Webster County School District)	
12/16/96		REPORT TO THE COURT (Kosciusko School District - 10/15/96).	
03/24/97		REPORT TO THE COURT (Webster Co Sch Dist - 03/15/97)	
04/14/97		REPORT TO THE COURT (Kosciusko School District - 01/15/97)	
10/20/97		REPORT TO THE COURT (Webster County School District)	
11/07/97		<p>PETITION by West Tallahatchie School District to reassign students at Black Bayou Elementary School and Sumner Elementary School to Bearden Elementary School; re-assign instructional staff, administrative staff, and other personnel to Bearden Elementary School; close Black Bayou Elementary School and Sumner Elementary School; convert Sumner Elementary School into the North Delta Alternative School; move the 7th grade students currently attending Bearden Elementary School to the West Tallahatchie High School; operate two schools within the District instead of four: one elementary school (K-6) and one high school (7-12) beginning with the 1998-99 school year; and construct additional classroom space at Bearden Elementary School and West Tallahatchie High School as needed; (copy handed to Judge Biggers)</p> <p>REPORT required by Attachment "C".</p>	
11/14/97		<p>CONSENT Order that, until further order of this Court, the West Tallahatchie School District may, in its discretion and without regard to racial motivations, do the following if it finds them educationally sound:</p> <p style="text-align: right;">(over)</p>	

sjh

sjh

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DC 111A  
(Rev. 1/75)  
WC70-36-NB

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT		DOCKET NO. WC
UNITED STATES OF AMERICA		STATE OF MISSISSIPPI, ET AL		PAGE ____ OF ____
DATE	NR.	PROCEEDINGS		
11/14/97	(cont.)	A) Reassign students presently located at Black Bayou and Sumner Elementary Schools to Bearden Elementary School; B) Convert Sumner Elementary School into the North Delta Alternative School; C) Close Black Bayou Elementary and Sumner Elementary School, as proposed by the West Tallahatchie School District's Board of Trustees; D) Move the 7th grade to West Tallahatchie High School; E) Operate two schools instead of four within the District, one elementary school (K-6) and one high school (7-12) beginning with the 1998-99 school year; F) Construct additional classroom space at Bearden Elementary School and Tallahatchie High School as needed to meet the proposed needs of the West Tallahatchie School District's Board of Trustees; and G) Reassign instructional, administrative and other staff within the District to meet the needs of educational services; signed by Judge Neal B. Biggers Jr., on 11/14/97); (Letter from U. S. Department of Justice attached).		
02/02/98		Resolution	Of Board of Trustees Finding The Closing of Sumner and Black Bayou Elementary Schools Educationally Sound	
03/09/98		REPORT OF THE COURT	Webster County, MS	
10/16/98		REPORT OF THE COURT	- Webster County	
03/08/99		REPORT OF THE COURT	- WEBSTER COUNTY, MS	
05/03/99		MOTION (D)	For Authority to Sell Black Bayou Elementary School. (Copy given to Judge Biggers)	
6/11/99		RESPONSE (G)	To Defendant-Intervenors' Petition To Sell Black Bayou Elementary School. (Copy given to Judge Biggers).	
6/15/99		CONSENT ORDER	(NBB, 6/13/99) that West Tallahatchie School District for the sum of \$50,000.00 may sell and convey the property and facilities of its Black Bayou Elementary School to Institute of Community Services, Inc. by QUIT-CLAIM DEED in substance the form attached to the within Petition of West Tallahatchie School District. In all other respects, said Order dated 7/31/70 is in full force & effect as well as any subsequent Orders with respect thereto.	
10/14/99		REPORT OF THE COURT	- WEBSTER COUNTY, MS	
03/06/00		REPORT OF THE COURT	- WEBSTER COUNTY, MS	
10/17/00		REPORT TO THE COURT	- WEBSTER COUNTY	
03/12/01		REPORT TO THE COURT	- WEBSTER COUNTY, MS	

DC 111A  
(Rev. 1/75)

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <b>WC70-36-K</b>
UNITED STATES OF AMERICA		THE STATE OF MISSISSIPPI	PAGE ___ OF ___ PAGES
DATE	NR.	PROCEEDINGS	
10/19/01		REPORT TO THE COURT (WEBSTER COUNTY SCHOOL DISTRICT)	
03/13/02		REPORT TO THE COURT (Webster County School District)	
10/18/02		REPORT TO THE COURT (Webster County School District).	
03/19/03		REPORT TO THE COURT (Webster County School District).	
10/20/03		REPORT OF THE COURT (Webster County School District).	
11/07/03		JOINT MOTION	For Entry of Agreed Order of Unitary Status and Dismissal.
11/13/03		AGREED ORDER	(GHD, 11/12/03) Of Unitary Status and Dismissal that the East Tallahatchie Consolidated School District has met the legal standard for a declaration of unitary status, and accordingly it is ORDERED THAT ALL PRIOR INJUNCTIONS in this case are DISSOLVED, jurisdiction is TERMINATED, and this case is DISMISSED WITH PREJUDICE.
4/2/04		REPORT TO COURT	Webster County School District
10/18/04		REPORT TO COURT	(Webster County School District)
03/28/04		REPORT TO COURT	(Webster County School District)
11/14/05		REPORT TO COURT	- Webster County School District
01/10/06		AGREED ORDER	(1/6/06, GHD) Of Unitary Status and Dismissal.
04/24/06		REPORT TO THE COURT	WEBSTER COUNTY SCHOOL DISTRICT.
11/13/06		REPORT TO THE COURT	Webster County School District.
03/26/07		REPORT TO THE COURT	Webster County School District.
10/15/07		REPORT TO THE COURT	Webster County School District
04/24/08		REPORT TO THE COURT	Webster County School District.
10/23/08		REPORT TO THE COURT	Webster County School District.
03/27/09		REPORT TO THE COURT	Webster County School District.
10/16/09		REPORT TO THE Court	Webster County School District.