

CLOSED

**U.S. District Court
Northern District of Alabama (Middle)
CIVIL DOCKET FOR CASE #: 4:63-cv-00574-LSC**

Miller v. Bd of Ed, Gadsden
Assigned to: Judge L Scott Coogler
Demand: \$0
Cause: 42:1983 Civil Rights Act

Date Filed: 11/18/1963
Date Terminated: 08/05/2004
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Catherine Ann Miller
*a minor by Pauline McAfee Mill, her
mother and next friend*

represented by **Elise Catharine Boddie**
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V.

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Date Filed	#	Docket Text
11/18/1963	1	COMPLAINT filed (BST) Modified on 09/20/2001 (Entered: 09/20/2001)
04/25/2000	<u>381</u>	NOTICE of appeal by plaintiff Catherine Ann Miller from District Court decision 378 ; notice of appeal, order appealed from and court copy of docket entries w/transmittal letter mailed cm (BST) (Entered: 09/20/2001)
09/10/2001	<u>383</u>	CERTIFIED copy of Appellate Court order: reversing and remanding the decision of the District Court [Appeal [381-1] filed (BST) (Entered: 09/20/2001)
09/13/2001	<u>384</u>	ORDER that the mandate of the 11th Circuit issued on 9/6/01 has been received, reassigning case to Judge H. Dean Buttram, filed cm (BST) (Entered: 09/20/2001)
09/14/2001	<u>385</u>	ORDER of recusal, case reassigned to Judge Robert B. Propst filed cm (BST) (Entered: 09/20/2001)
09/19/2001	<u>386</u>	ORDER of recusal, case reassigned to Edwin L. Nelson filed cm (BST) (Entered: 09/20/2001)
09/20/2001		Note to file: see images in windock under 2:98mc4066 (BST) (Entered: 09/20/2001)
10/04/2001	<u>387</u>	MOTION by intervenor USA for scheduling order filed cs (BST) (Entered: 10/05/2001)

10/09/2001	<u>388</u>	ORDER that the parties' responses to the motion for approval of scheduling order shall be filed by 10/19/01 filed (by Judge Edwin L. Nelson) cm (BST) (Entered: 10/09/2001)
10/10/2001	389	OBJECTIONS by defendant Bd of Ed, Gadsden to US' motion for approval of scheduling order [387-1] filed cs (BST) (Entered: 10/10/2001)
10/30/2001	<u>390</u>	389 – ORDER overuling objections [389-1] (by Judge Edwin L. Nelson) entered cm (BST) (Entered: 10/31/2001)
10/31/2001	<u>391</u>	ORDER granting motion for scheduling order [387-1]; the parties have 180 days to complete discovery, they shall then have 60 days to resolve outstanding issues; parties shall then submit recommendations to the Court as to the actions that should be taken filed (by Judge Edwin L. Nelson) cm (BST) (Entered: 10/31/2001)
10/31/2001	<u>392</u>	ORDER Status hearing to be held on 8:00am 11/15/01 the parties are to file a statement of the case by 11/13/01 filed (by Judge Edwin L. Nelson) cm (BST) (Entered: 10/31/2001)
11/13/2001	393	NOTICE (Statement of the Case) filed by defendant Bd of Ed, Gadsden cs (BST) (Entered: 11/13/2001)
11/13/2001	394	NOTICE (statement of the case on remand) filed by USA cs (BST) (Entered: 11/14/2001)
11/14/2001	395	NOTICE (plas' position on remand) filed by plaintiff Catherine Ann Miller cs (BST) (Entered: 11/14/2001)
11/15/2001		STATUS CONFERENCE held in chambers; written order to be entered by court; no ctrptr (ADF) (Entered: 11/15/2001)
11/15/2001	<u>396</u>	ORDER that the dfts are to submit a supplemental motion for a declaration of unitary status by 12/17/01; the plas are to file a response by 1/17/02; this order supercedes the 10/31/01 scheduling order filed (by Judge Edwin L. Nelson) cm (BST) (Entered: 11/15/2001)
11/29/2001	397	NOTICE of appearance for intervenor USA by Lisa M. Taylor filed cs (MAA) (Entered: 11/29/2001)
12/17/2001	398	FIFTH ANNUAL REPORT concerning the implementation and status of, as well as complaine with, each and every provision of the consent order of this court dated 5/24/95, as amended 8/2/95 filed by defendant Bd of Ed, Gadsden filed cs (BST) (Entered: 12/17/2001)
12/17/2001	399	SIXTH ANNUAL REPORT concerning the implementation and status of, as well as complaine with, each and every provision of the consent order of this court dated 5/24/95, as amended 8/2/95 filed defendant Bd of Ed, Gadsden [0-0] filed cs (BST) (Entered: 12/17/2001)
12/17/2001	<u>400</u>	MOTION by defendant Bd of Ed, Gadsden for order of declaration of unitary status and to dismiss case filed cs (BST) (Entered: 12/18/2001)
12/17/2001	401	EXHIBIT list by defendant Bd of Ed, Gadsden filed cs (2 sections, placed in expandable) (BST) (Entered: 12/18/2001)
01/17/2002	<u>402</u>	OPPOSITION by intervenor USA to dft's motion for order of declaration of unitary status [400-1] and motion to dismiss case [400-2] filed cs (motion for discovery, negotiations and hearing schedule filed w/i) (BST) Modified on 01/18/2002 (Entered: 01/18/2002)
01/17/2002	402	MOTION by intervenor USA for order for a discovery, negotiations and hearing schedule filed cs (filed w/i opposition) (BST) (Entered: 01/18/2002)
01/30/2002	<u>403</u>	ORDER scheduling that certain time limits apply as set out in this order; discovery cutoff 7/29/02 by Judge Edwin L. Nelson entered cm (BST) (Entered: 01/30/2002)
03/21/2002	404	NOTICE of appearance for intervenor USA by Margaret Hu filed cs (BST) (Entered: 03/21/2002)

03/21/2002		UTILITY event: terminates attorney Lisa Evans for Catherine Ann Miller (BST) (Entered: 03/21/2002)
05/24/2002	<u>405</u>	MOTION by defendant Bd of Ed, Gadsden to clarify obligations regarding evidentiary hearing filed cs (BST) (Entered: 05/24/2002)
05/31/2002	<u>406</u>	ORDER (Submission) that the motion to clarify obligations regarding evidentiary hearing [405-1] is submitted 6/24/02; Joint Responsive Brfs Due by 6/14/02, Reply Brfs Due by 6/21/02 , filed (Judge Edwin L. Nelson) cm (BST) (Entered: 05/31/2002)
06/14/2002	407	RESPONSE by plaintiff Catherine Ann Miller to dft's motion to clarify obligations regarding evidentiary hearing [405-1] filed cs (BST) (Entered: 06/14/2002)
06/21/2002	408	REPLY by defendant Bd of Ed, Gadsden to responses to dft's motion for clarification [407-1] filed cs (BST) (Entered: 06/24/2002)
06/26/2002	409	RESPONSE by intervenor USA to dft's motion to clarify obligations regarding evidentiary hearing [405-1] filed cs (BST) (Entered: 06/27/2002)
07/17/2002	410	ORDER terminating motion to clarify obligations regarding evidentiary hearing [405-1]; dft is ordered to reimplement the majority to minority transfer program & provide the annual reports called for by the consent order filed (by Judge Edwin L. Nelson) cm (KLL) (Entered: 07/17/2002)
07/31/2002		DOCKET modification (utility event) terminating motion for order for a discovery, negotiations and hearing schedule [402-1] (BST) (Entered: 07/31/2002)
09/03/2002	411	MOTION by dft Bd of Ed, Gadsden for clarification re its obligations under the "No Child Left Behing Act" filed cs (CTS) (Entered: 09/03/2002)
09/06/2002	412	ORDER -Response to Gadsden Bd of Educ's motion for clarification (doc #411) shall be filed by close of business Thursday 9/12/02 together with courtesy copy delivered to chambers filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 09/06/2002)
09/10/2002	413	RESPONSE by intervenor USA to dft's motion for clarification re its obligations under the "No Child Left Behing Act" [411-1] filed cs (BST) (Entered: 09/10/2002)
09/17/2002	414	ORDER terminating motion for clarification re its obligations under the "No Child Left Behing Act" [411-1]; the parties are to confer w/i 15 days and devise a transfer plan for the 15 families who have sought relief under the No Child Left Behind Act filed (by Judge Edwin L. Nelson) cm (BST) (Entered: 09/17/2002)
09/17/2002	415	REPLY by defendant Bd of Ed, Gadsden to US' response to motion for clarification [413-1] filed cs (BST) (Entered: 09/17/2002)
09/30/2002	416	JOINT MOTION by plaintiff Catherine Ann Miller, defendant Bd of Ed, Gadsden to extend time to continue good faith discussions filed cs (BST) (Entered: 09/30/2002)
10/01/2002	417	416 - ORDER granting motion to extend time to continue good faith discussions [416-1]; parties are directed to engage in good faith discussions (by Judge Edwin L. Nelson) entered cm (BST) (Entered: 10/01/2002)
10/07/2002	418	MOTION by plaintiff Catherine Ann Miller, intervenor USA, defendant Bd of Ed, Gadsden to extend time 30 days for negotiations period filed cs (BST) (Entered: 10/07/2002)
10/08/2002	419	ORDER granting motion to extend time 30 days for negotiations period [418-1] Telephone status conf to be held at 8:30am 11/13/02 filed (by Judge Edwin L. Nelson) cm (BST) (Entered: 10/08/2002)
10/28/2002	420	ORDER that the parties have reached a settlement agreement in regards to the No Child Left Behind Act filed (by Judge Edwin L. Nelson) cm (BST) (Entered: 10/28/2002)
10/30/2002	421	MOTION by plaintiff Catherine Ann Miller for attorney Lia B Epperson to appear pro hac vice filed cs (KSS) (Entered: 10/30/2002)

10/30/2002		PRO HAC VICE admission fee paid on 10/30/02 receipt # 200 184004 (KSS) (Entered: 10/30/2002)
10/30/2002	422	421 – ORDER granting motion for attorney Lia B Epperson to appear pro hac vice [421-1] (by Judge Edwin L. Nelson) entered cm (BST) (Entered: 10/31/2002)
11/01/2002	423	ORDER the parties are hereby notified that the telephone conference originally scheduled for 11/13/02 has been RESCHEDULED to 11/21/02 at 9:00 a.m. filed (by Judge Edwin L. Nelson) cm (KSS) (Entered: 11/01/2002)
11/22/2002	424	ORDER that the parties are to continue their negotiations Telephone status hearing to be held at 9:00am 3/4/03 filed (by Judge Edwin L. Nelson) cm (BST) (Entered: 11/22/2002)
02/21/2003	425	ORDER that the telephone status conf set for 3/4/03 is continued generally ; the parties are to file a joint status report by 3/28/03 filed (by Judge Edwin L. Nelson) cm (BST) (Entered: 02/21/2003)
02/24/2003	426	MOTION by intervenor USA to substitute attorney Reginald Sorrells for Michael White filed cs (BST) (Entered: 02/25/2003)
02/28/2003	427	426 – ORDER granting motion to substitute attorney Reginald Sorrells for Michael White [426-1] and substituting attorney (by Judge Edwin L. Nelson) entered cm (KAM) (Entered: 02/28/2003)
02/28/2003		UTILITY event: terminates attorney Michael R White for USA (KAM) (Entered: 02/28/2003)
03/26/2003	428	JOINT STATUE REPORT and MOTION by plaintiff and defendant to extend time for settlement negotiations filed cs (BST) (Entered: 03/26/2003)
03/26/2003	429	ORDER granting motion to extend time 30 days for settlement negotiations [428-1]; thereafter, the parties are to file a joint status report or a proposed consent order filed (by Judge Edwin L. Nelson) cm (BST) (Entered: 03/26/2003)
04/24/2003	430	MOTION by plaintiff Catherine Ann Miller to withdraw attorney Dennis Parker filed cs (BST) (Entered: 04/24/2003)
04/25/2003	431	NOTICE of compliance (joint status report) by plaintiff and defendant with [428-1] filed cs (BST) (Entered: 04/25/2003)
04/25/2003	432	ORDER granting motion to withdraw attorney Dennis Parker [430-1] filed (by Judge Edwin L. Nelson) cm (BST) (Entered: 04/25/2003)
04/25/2003		UTILITY event: terminates attorney Dennis D Parker for Catherine Ann Miller (BST) (Entered: 04/25/2003)
04/25/2003	433	ORDER–Parties shall have 21 days to provide court with simultaneous statements of position on remaining issues and a proposed consent order for court's consideration filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 04/25/2003)
05/16/2003	434	NOTICE of compliance (joint status report) by plaintiff, intervenor and defendant with [433-1] filed cs (BST) (Entered: 05/16/2003)
05/16/2003	435	NOTICE of compliance (statement of position) by plaintiff Catherine Ann Miller with [433-1] filed cs (BST) (Entered: 05/16/2003)
05/16/2003	436	NOTICE of compliance (statement on resolved issues) by defendant Bd of Ed, Gadsden with [433-1] filed cs (BST) (Entered: 05/16/2003)
06/03/2003	437	NOTICE of reassignment Case reassigned to Judge L S. Coogler cm (BST) (Entered: 06/03/2003)
06/25/2003	438	JOINT MOTION by plaintiff, intervenor, defendant for consent order filed cs (BST) (Entered: 06/25/2003)
07/14/2003	439	ORDER denying w/o prej motion for order of declaration of unitary status, to the right of dft to re–file that motion w/i 30 days of the end of the 2004–2005 school year[400-1]; denying motion to dismiss case [400-2]; filed (by Judge L S. Coogler) cm (BST) (Entered: 07/14/2003)

07/14/2003	440	CONSENT ORDER regarding desegregation of the Gadsden City School District and the creation of a unitary school district [438-1] filed (by Judge L S. Coogler) cm (BST) (Entered: 07/14/2003)
08/04/2003	441	ORDER amending the 7/14/03 consent order as further set out filed (by Judge L S. Coogler) cm (BST) (Entered: 08/04/2003)
09/16/2003	442	NOTICE of compliance (REPORT) by defendant Bd of Ed, Gadsden with, [440-1] filed cs (BST) (Entered: 09/16/2003)
10/14/2003	444	NOTICE of appearance for defendant Bd of Ed, Gadsden by Gregory M Biggs filed cs (BST) (Entered: 10/22/2003)
10/21/2003	443	ORDER that all pleadings filed after 10/21/03 shall be in 14 point type filed (by Judge L S. Coogler) cm (BST) (Entered: 10/21/2003)
02/13/2004	445	NOTICE of compliance (report) by defendant Bd of Ed, Gadsden with, [440-1] filed cs (BST) (Entered: 02/13/2004)
02/13/2004	446	NOTICE of compliance (supporting documentation to report) by defendant Bd of Ed, Gadsden with, [440-1] filed cs (in expandable) (BST) (Entered: 02/13/2004)
03/16/2004	447	MOTION by defendant Bd of Ed, Gadsden for modification of consent order regarding consolidation of the District's High Schools filed cs (BST) (Entered: 03/16/2004)
03/26/2004	448	ORDER regarding the motion for modification of consent order regarding consolidation of the district's high schools In-court hearing set for 9:30am 4/1/04 filed (by Judge L S. Coogler) cm (BST) (Entered: 03/26/2004)
03/30/2004	449	MOTION by intervenor USA for order for telephone status conference filed cs (BST) (Entered: 03/30/2004)
03/31/2004	450	RESPONSE by intervenor USA to motion for modification of consent order regarding consolidation of the District's High Schools [447-1] filed cs (BST) (Entered: 03/31/2004)
04/05/2004	451	44 - ORDER finding the motion for order for telephone status conference [449-1] moot (by Judge L S. Coogler) entered cm (BST) (Entered: 04/05/2004)
04/13/2004	452	JOINT MOTION by plaintiff and defendant for order modifying the 7/14/03 consent order filed cs (BST) (Entered: 04/13/2004)
04/16/2004	453	ORDER granting motion for order modifying the 7/14/03 consent order [452-1]; 7/14/03 consent order is amended as further set out filed (by Judge L S. Coogler) cm (BST) (Entered: 04/16/2004)
04/21/2004		DOCKET modification (utility event) terminating motion for modification of consent order regarding consolidation of the District's High Schools [447-1] (BST) (Entered: 04/21/2004)
08/05/2004		DOCKET modification (utility event) terminating case see Consent order regarding desegregation dated 7/14/03 (KAM) (Entered: 08/05/2004)
09/15/2004	454	NOTICE of compliance (semi-annual report) by defendant Bd of Ed, Gadsden with, [440-1] filed cs (BST) (Entered: 09/15/2004)
09/15/2004	455	SUBMISSION of discovery to 9/15/04 semi-annual report by defendant Bd of Ed, Gadsden filed cs (in expandable) (BST) (Entered: 09/15/2004)
12/29/2004	<u>456</u>	MOTION to Withdraw Anita Kelly as Attorney by Board of Education of Gadsden, Alabama. (BST,) (Entered: 01/04/2005)
01/07/2005		ORDER granting <u>456</u> Motion to Withdraw as Attorney. Attorney Anita L Kelly terminated . Signed by Judge L Scott Coogler on 1/7/2005. (BST,) (Entered: 01/07/2005)
01/24/2005	<u>458</u>	MOTION to Withdraw Gregory M. Biggs as Attorney by Board of Education of Gadsden, Alabama. (MAA,) (Entered: 01/26/2005)

01/25/2005	<u>457</u>	NOTICE of Appearance by Larry E Craven on behalf of Board of Education of Gadsden, Alabama (MAA,) (Entered: 01/26/2005)
01/26/2005	<u>459</u>	ORDER granting <u>458</u> Motion to Withdraw Gregory M. Biggs as Attorney. . Signed by Judge L Scott Coogler on 1/26/2005. (KSS,) (Entered: 01/26/2005)
02/14/2005	<u>460</u>	MOTION to Substitute Attorney by United States of America. (Simmons, Sharon) (Entered: 02/14/2005)
02/14/2005	<u>461</u>	STATUS REPORT <i>February 15, 2005, Report Pursuant to Paragraph X of the Consent Order of This Court Entered July 14, 2003 and as Amended August 4, 2003</i> by Board of Education of Gadsden, Alabama. (Attachments: # <u>1</u> Supporting Document Submission# <u>2</u> Supporting Document Submission Section 1# <u>3</u> Supporting Documents Submission Section 2# <u>4</u> Supporting Documents Submission Section 3# <u>5</u> Supporting Documents Submission Section 4# <u>6</u> Supporting Documents Submission Section 5a# <u>7</u> Supporting Documents Submission Section 5b# <u>8</u> Supporting Documents Submission Section 5c# <u>9</u> Supporting Documents Submission Section 6# <u>10</u> Supporting Documents Submission Section 7# <u>11</u> Supporting Documents Submission Section 8# <u>12</u> Supporting Documents Submission Section 9)(Knowles, Christie) (Entered: 02/14/2005)
02/15/2005		ORDER granting <u>460</u> Motion to Substitute Attorney. Added attorney Sharon D Simmons for United States of America. Attorney Herbert J Lewis, III terminated . Signed by Judge L Scott Coogler on 2/15/05. (DRR) (Entered: 02/15/2005)
03/14/2005		Mail Returned as Undeliverable to Bill Lann Lee (BST,) (Entered: 03/16/2005)
06/10/2005	<u>462</u>	MOTION For Declaration of Unitary Status and Order of Dismissal by Board of Education of Gadsden, Alabama. (Knowles, Christie) (Entered: 06/10/2005)
06/17/2005	<u>463</u>	ORDER on [#462] MOTION For Declaration of Unitary Status scheduling STATUS Conference for 6/23/2005 at 2:15 PM in chambers; parties may participate in person or by phone (see order for telephone instructions); Signed by Judge L Scott Coogler on 6/17/2005. (ADF,) (Entered: 06/17/2005)
06/20/2005	<u>464</u>	NOTICE of Appearance by Juliana Faria Teixeira Dean on behalf of United States of America (Dean, Juliana Faria) (Entered: 06/20/2005)
06/21/2005	<u>465</u>	MOTION for Leave to Appear Pro Hac Vice by <i>Elise Boddie</i> by Catherine Ann Miller. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing)(Boddie, Elise) (Entered: 06/21/2005)
06/21/2005	<u>466</u>	Certificate of Service by Catherine Ann Miller. (Boddie, Elise) Modified on 6/21/2005 (BST,). (Entered: 06/21/2005)
06/21/2005	<u>467</u>	NOTICE of Appearance by Elise Catharine Boddie on behalf of Catherine Ann Miller (Boddie, Elise) (Entered: 06/21/2005)
06/23/2005	<u>468</u>	ORDER rescheduling status conference re:motion for declaration of unitary status; Status Conference reset for 6/28/2005 03:15 PM before Judge L Scott Coogler.. Signed by Judge L Scott Coogler on 6/22/2005. (BST,) (Entered: 06/23/2005)
06/23/2005	<u>469</u>	RESPONSE to Motion re <u>462</u> MOTION For Declaration of Unitary Status and Order of Dismissal filed by United States of America. (Taylor, Lisa) (Entered: 06/23/2005)
06/27/2005		PHV Fee paid: \$ 50, receipt number 200 216611 (BST,) (Entered: 06/28/2005)
06/28/2005		ORDER granting <u>465</u> Motion for Leave to Appear pro hac vice. Signed by Judge L Scott Coogler on 06/28/05. (LIB,) (Entered: 06/28/2005)
06/28/2005	<u>470</u>	ORDER. Status Conference set for 7/13/2005 03:30 PM before Judge L Scott Coogler. Signed by Judge L Scott Coogler on 06/28/05. (LIB,) (Entered: 06/28/2005)
06/30/2005	<u>471</u>	MOTION to Withdraw as Attorney <i>Elaine R. Jones and Lia Epperson</i> by Catherine Ann Miller. (Boddie, Elise) (Entered: 06/30/2005)

06/30/2005	<u>472</u>	CERTIFICATE OF SERVICE by Catherine Ann Miller (Boddie, Elise) (Entered: 06/30/2005)
06/30/2005	<u>473</u>	CERTIFICATE OF SERVICE by Catherine Ann Miller <i>CORRECTED</i> (Boddie, Elise) (Entered: 06/30/2005)
06/30/2005	<u>474</u>	MOTION to Withdraw as Attorney by United States of America. (Taylor, Lisa) (Entered: 06/30/2005)
07/05/2005		ORDER granting <u>471</u> <u>474</u> Motion to Withdraw as Attorney; Attorney Elaine R Jones; Bill Lann Lee; Michael Maurer; Lia B Epperson and Margaret Hu terminated . Signed by Judge L Scott Coogler on 7/5/2005. (BST,) (Entered: 07/05/2005)
07/07/2005	<u>475</u>	RESPONSE to Motion re <u>462</u> MOTION For Declaration of Unitary Status and Order of Dismissal filed by Catherine Ann Miller. (Attachments: # <u>1</u>)(Boddie, Elise) (Entered: 07/07/2005)
07/12/2005	<u>476</u>	RESPONSE to <i>Board's Petition for Unitary Status (Plaintiffs' Supplemental Response)</i> filed by Catherine Ann Miller. (Boddie, Elise) (Entered: 07/12/2005)
07/13/2005	<u>477</u>	ORDER setting Status Conference for 8/18/2005 at 1:30 PM in chambers(parties may participate by phone). Signed by Judge L Scott Coogler on 7/13/2005. (ADF,) (Entered: 07/13/2005)
07/13/2005	<u>478</u>	ORDER re <u>462</u> MOTION For Declaration of Unitary Status and Order of Dismissal filed by Board of Education of Gadsden, Alabama; Public Hearing set for 8/24/2005 09:00 AM before Judge L Scott Coogler in Gadsden, Alabama, with an additional day 8/25/05; dft shall publish notices and provide documents as set out in order. Signed by Judge L Scott Coogler on 7/13/2005. (BST,) (Entered: 07/13/2005)
08/25/2005		Minute Entry for proceedings held before Judge L Scott Coogler : FAIRNESS HEARING held on 8/25/2005 re <u>462</u> MOTION For Declaration of Unitary Status and Order of Dismissal filed by Board of Education of Gadsden, Alabama; pla's testimony; testimony by members of the public; written order to be entered by the court(Court Reporter Lindy Fuller.) (ADF,) (Entered: 08/25/2005)
08/26/2005	<u>479</u>	MEMORANDUM OPINION. Signed by Judge L Scott Coogler on 8/26/05. (MAA,) (Entered: 08/26/2005)
08/26/2005	<u>480</u>	ORDER –In accordance with memo opinion entered this day,it is the ORDER, JUDGMENT and DECREE of the court that motion for declaration of unitary status and dismissal filed by dfts Board of Education of Gadsden, Alabama and members is GRANTED; Gadsden City Schools is DECLARED to be unitary; orders and injunctions are DISSOLVED as to Board of Education of Gadsden, Al, litigation DISMISSED with prejudice, Motions terminated: <u>462</u> MOTION For Declaration of Unitary Status and Order of Dismissal filed by Board of Education of Gadsden, Alabama,.. Signed by Judge L Scott Coogler on 8/26/05. (MAA,) (Entered: 08/26/2005)
05/03/2006		EXHIBITS from 8/24/05 fairness hrg destroyed(ADF) (Entered: 05/03/2006)