

78 S.Ct. 1399
Supreme Court of the United States

John AARON et al., Petitioners,
v.
William G. COOPER et al., Members of the Board
of Directors of the Little Rock, Arkansas
Independent School District, and Virgil T.
Blossom, Superintendent of Schools.
William G. COOPER et al., Members of the Board
of Directors of the Little Rock, Arkansas
Independent School District, and Virgil T.
Blossom, Superintendent of Schools, Petitioners,
v.
John AARON et al.

No. 1 Misc. and No. 1,
|
August Special Term, 1958.
|
Argued August 28 and Sept. 11, 1958.
|
Decided Sept. 12, 1958.

Synopsis

Proceedings on application for permission to suspend for specified period a judicially-approved school integration plan. The United States District Court for the Eastern District of Arkansas, 163 F.Supp. 13, granted the permission sought, and an appeal was taken. The Court of Appeals for the Eighth Circuit, 257 F.2d 33, reversed, and certiorari was granted. On application for vacation of order of Court of Appeals staying issuance of its mandate, for stay of order of District Court, and for such other orders as (certiorari) petitioners might be entitled to, the Supreme Court, Per Curiam, announced its judgment affirming the Court of Appeals.

Judgment accordingly.

See, also, 357 U.S. 566, 78 S.Ct. 1189, 2 L.Ed.2d 1544.

West Headnotes (1)

[1] **Education**

🔑 Time for desegregation

Judgment of Court of Appeals, reversing District Court order granting permission to suspend operation of judicially-approved school integration plan, was affirmed by Supreme Court, and prior judgments of District Court, enforcing school board's plan for desegregation in compliance with Supreme Court decision, were reinstated.

3 Cases that cite this headnote

Attorneys and Law Firms

**1399 Mr. *3 Richard C. Butler, Little Rock, Ark., for Cooper and others.

Mr. Thurgood Marshall, New York City, for Aaron.

Mr. J. Lee Rankin, Sol. Gen., Washington, D. C., by invitation of the Court.

Opinion




*5 PER CURIAM.

The Court, having fully deliberated upon the oral arguments had on August 28, 1958, as supplemented by the arguments presented on September 11, 1958, and all the briefs on file, is unanimously of the opinion that the judgment of the Court of Appeals for the Eighth Circuit of August 18, 1958, must be affirmed. In view of the imminent commencement **1400 of the new school year at the Central High School of Little Rock, Arkansas, we deem it important to make prompt announcement of our judgment affirming the Court of Appeals. The expression of the views supporting our judgment will be prepared and announced in due course.

It is accordingly ordered that the judgment of the Court of Appeals for the Eighth Circuit, 257 F.2d 33, dated August 18, 1958, reversing the judgment of the District Court for

Aaron v. Cooper, 358 U.S. 1 (1958)

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the Eastern District of Arkansas,  163 F.Supp. 13, dated June 20, 1958, be affirmed and that the judgments of the District Court for the Eastern District of Arkansas, dated August 28, 1956, and September 3, 1957, enforcing the School Board's plan for desegregation in compliance with the decision of this Court in  **Brown v. Board of Education**, 347 U.S. 483, 74 S.Ct. 686, 98 L.Ed. 873,  349 U.S. 294, 75 S.Ct. 753, 99 L.Ed. 1083, be reinstated. It follows that the order of the Court of Appeals dated August 21, 1958, staying its own mandate

is of no further effect.

The judgment of this Court shall be effective immediately, and shall be communicated forthwith to the District Court for the Eastern District of Arkansas.

All Citations

358 U.S. 1, 78 S.Ct. 1399, 79 Ohio Law Abs. 451

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