

AUG 13 1962

T. 8/13/62

BN:8JB:arg 7429

144-100-12-4

AIR Jack F. F. Grenillion, Attorney General
MAIL State of Louisiana
Baton Rouge, Louisiana

Re: United States of America,
Amicus Curiae and Petitioner,
v. The Louisiana State Board
of Education, et al. Civil
Action No. 1638

Dear Mr. Grenillion:

This will confirm my telephone conversation with Mr. Pender, of your office, the latter part of last week regarding the time of taking the depositions in the above case. I will start taking the depositions in the United States Attorney's office in Lake Charles, Louisiana, at 9:00 a.m. on Friday, August 17, rather than as stated in the notice.

Although the subpoena duces tecum issued for Mr. Smelser is in the same form as those issued for other witnesses who are not respondents in the contempt proceeding, we do not intend to interrogate Mr. Smelser except insofar as is necessary to establish that he has responded to the duces tecum part of the subpoena. Unless his counsel wishes to go into the matter we will not seek to question him regarding the facts of the alleged contempt, nor cross-examine him on the contents of the documents he produced in response to the subpoena. The subpoena itself, of course, calls only for official documents of the trade school which Mr. Smelser possesses by virtue of his position as Director.

Sincerely,

CC: Records
Chron.
Mr. Barrett
USA; Shreveport
USA; New Orleans
✓ Mr. Barrett
Mr. Harlin
Trial File (Rm. 1180)

ST. JOHN BARRETT
Second Assistant
Civil Rights Division