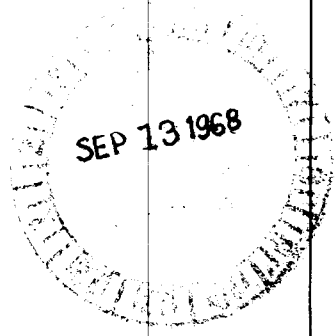


IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF TENNESSEE  
EASTERN DIVISION



BRENDA K. MONROE, et al,                    X  
  Plaintiffs,

vs.   X

NO. 1327 - Civil

COUNTY BOARD OF EDUCATION,                X  
MADISON COUNTY, TENNESSEE,                X  
et al,   X  
  Defendants.

ORDER

This cause was heard on September 3, 1968, before the Honorable Robert M. McRae, United States District Judge, without intervention of a jury, upon the motion for further relief filed by plaintiffs on August 13, 1968, the answer of the defendants to said motion, the opening statements of counsel, the evidence introduced by the respective parties in open Court, and the entire record, from all of which the Court FINDS, HOLDS, ORDERS, ADJUDGES AND DECREES as follows:

1. The application of plaintiffs for a temporary restraining order and/or preliminary injunction is denied for the reasons stated in the Court's statement from the bench which is ordered to be transcribed and filed and is hereby incorporated by reference and made a part of this order.

2. The defendants are directed to conduct a survey of the Madison County, Tennessee, and report to the Court and the plaintiffs not later than December 1, 1968, the result of such survey. The report shall include:

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(a) A map of the district showing each school (by type: elementary, junior or senior high) and the residence, by race of each student in the system during the 1967-68 School Year and, if available, projected for the 1968-69 School Year;

(b) A separate description of each school showing type of school, grades taught, whether accredited, acreage, number of regular and portable classrooms (excluding gynasium, laboratories and other specialized facilities);

(c) A list of all sites currently owned or which the district plans to acquire, their sizes and intended use;

(d) For each building now under construction or planned, the location, date of construction will commence or has commenced, expected date of opening, type of school intended, anticipated capacity, number of regular and portable classrooms; and

(e) A list of all teachers in the System showing: age, race, educational training, including degrees held, dates of employment, certification areas, school to which assigned, and subjects taught.

3. The defendants are directed to file with the Clerk and serve upon the plaintiffs not later than December 15, 1968, the following:

(a) A plan for the assignment of all students for the 1969-70 School Year upon the basis of a unitary school system of non-racial geographic attendance zones or a plan for the consolidation of grades or schools, or both;

(b) A description of the criteria used in determining zone lines or for consolidating schools;

(c) A report to be appended to the plan showing the enrollment or expected enrollment for the 1968-69 School Year by grade and by race, for each school;

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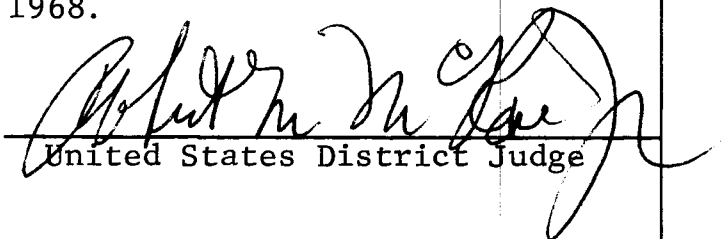
(d) A plan for the employment, assignment and utilization of faculty, staff personnel and other employees in all categories throughout the system which will insure against racial discrimination and exclusion of Negroes from such employment.

(e) A plan for programing, planning and construction of new schools and school facilities in such manner and locations that will not increase segregated racial residential patterns and that will not perpetuate racial segregation in the School System.

4. Upon the filing of said reports and plan, the Court will set the matter for hearing, allowing the plaintiffs time within which to file objections or amendments to the plan. The plaintiffs will serve upon the defendants, at least ten days prior to the date for a hearing to be established by the Court, a statement setting forth in detail any plan, proposal or scheme of desegregation, if any, which the plaintiffs will urge upon the Court as a substitute for the plan offered by the defendant School Board in order to provide the said defendant School Board an adequate opportunity to analyze same.

5. All other matters are reserved, including an application by either party for variation from the requirements of this order, upon a showing of good cause.

This 13th day of September, 1968.

  
United States District Judge