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IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
NORTHERN DIVISION

THE UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
v. ) CIVIL ACTION NO. \_\_\_\_\_  
 )  
BLANCHARD McLEOD, et al., )  
 )  
Defendants, )

STATEMENT PURSUANT TO RULE 65 OF THE FEDERAL  
RULES OF CIVIL PROCEDURE AS TO WHY THE  
ATTACHED ORDER WAS GRANTED WITHOUT NOTICE

The foregoing Temporary Restraining Order has been issued without notice since it appears that immediate and irreparable injury, loss or damage will result to the United States of America if the officers or attorneys of the Civil Rights Division of the Department of Justice are commanded or compelled to appear before the Grand Jury of the Circuit Court of Dallas County on November 13, 1963, pursuant to subpoenas issued by said Court and that this date will arrive before defendants can be served with notice of a hearing and a hearing held on plaintiff's motion for a temporary restraining order. If the attached order were not granted without notice, plaintiff would be irreparably injured either by the compelled compliance with the subpoenas of the aforesaid Circuit Court, which would render moot the relief sought in the complaint, or by subjecting its attorneys to state sanctions by their failure to appear.

The foregoing circumstances warrant and require granting of the temporary restraining order until the hearing on plaintiff's application for a preliminary injunction.

\_\_\_\_\_  
UNITED STATES DISTRICT JUDGE

Dated: \_\_\_\_\_