

CLOSED, SuppressAnsRpt

**U.S. District Court  
District of Kansas (Topeka)  
CIVIL DOCKET FOR CASE #: 5:51-cv-04316-RDR**

Brown, et al v. USD 501 Topeka, et al  
Assigned to: Senior Judge Richard D. Rogers  
Demand: \$0  
Case in other court: USCA 10th Cir, 87-01668  
US Supreme Court, 89-01681  
Cause: 42:1983 Civil Rights Act

Date Filed: 02/28/1951  
Jury Demand: None  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff**

**Oliver Brown**

represented by **Christopher A Hansen**  
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ACLU National Legal Department  
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*TERMINATED: 12/19/1994*  
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**Plaintiff**

**Richard Lawton**  
*Mrs.*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
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**Plaintiff**

**Sadie Emmanuel**  
*Mrs.*

represented by **Christopher A Hansen**  
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*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
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**Plaintiff**

**Lucinda Todd**  
*Mrs.*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
*LEAD ATTORNEY*  
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**Plaintiff**

**Iona Richardson**  
*Mrs.*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
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*LEAD ATTORNEY*  
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**Plaintiff**

**Lena Carper**  
*Mrs.*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
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**Plaintiff**

**Shirley Hodison**  
*Mrs.*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
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**Plaintiff**

**Alma Lewis**  
*Mrs.*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Darlene Brown**  
*Mrs.*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
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**Plaintiff**

**Shirla Fleming**  
*Mrs.*

represented by **Christopher A Hansen**  
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*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
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**Plaintiff**

**Andrew Henderson**  
*Mrs.*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**

(See above for address)  
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**Plaintiff**

**Vivian Scales**  
*Mrs.*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
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**Plaintiff**

**Marguerite Emmerson**  
*Mrs.*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Linda Carol Brown**  
*an infant, by Oliver Brown, her father*  
*and next friend*

represented by **Christopher A Hansen**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Victoria Jean Lawton**  
*infant, by Mrs. Richard Lawton, her*  
*mother and next friend*

represented by **Christopher A Hansen**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Carol Kay Lawton**

represented by **Christopher A Hansen**

*infant, by Mrs. Richard Lawton, her  
mother and next friend*

(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**James Seldon Emmanuel**  
*an infant, by Mrs. Sadie Emmanuel, his  
mother and next friend*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
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**Plaintiff**

**Nancy Jane Todd**  
*an infant, by Mrs. Lucinda Todd, her  
mother and next friend*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Ronald Douglas Richardson**  
*an infant, by Mrs. Iona Richardson, his  
mother and next friend*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Katherine Louise Carper**  
*an infant, by Mrs. Lena Carper, her  
mother and next friend*

represented by **Christopher A Hansen**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)

*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Plaintiff**

**Charles Hodison**  
*an infant, by Mrs. Shirley Hodison, his  
mother and next friend*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
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**Plaintiff**

**Theron Lewis**  
*an infant, by Mrs. Alma Lewis, mother  
and next friend*

represented by **Christopher A Hansen**  
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**Richard E. Jones**  
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**Plaintiff**

**Martha Jean Lewis**  
*an infant, by Mrs. Alma Lewis, mother  
and next friend*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
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**Plaintiff**

**Arthur Lewis**  
*an infant, by Mrs. Alma Lewis, mother  
and next friend*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Plaintiff**

**Frances Lewis**  
*infant, by Mrs. Alma Lewis, mother and*

represented by **Christopher A Hansen**  
(See above for address)

*next friend*

*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Plaintiff**

**Saundria Dorstella Brown**  
*an infant, by Mrs. Darlene Brown, her  
mother and next friend*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
*LEAD ATTORNEY  
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**Plaintiff**

**Duane Dean Fleming**  
*infant, by Mrs. Shirla Fleming, mother  
and next friend*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
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ATTORNEY TO BE NOTICED*

**Plaintiff**

**Silas Hardrick Fleming**  
*infant, by Mrs. Shirla Fleming, mother  
and next friend*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY  
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**Richard E. Jones**  
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**Plaintiff**

**Donald Andrew Henderson**  
*infant, by Mrs. Andrew Henderson,  
mother and next friend*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Vicki Ann Henderson**  
*infant, by Mrs. Andrew Henderson,  
mother and next friend*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
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**Plaintiff**

**Rugh Ann Scales**  
*infant, by Mrs. Vivian Scales, her  
mother and next friend*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
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**Plaintiff**

**Claude Arthur Emmerson**  
*infant, by Mrs. Marguerite Emmerson,  
mother and next friend*

represented by **Christopher A Hansen**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**George Robert Emmerson**  
*infant, by Mrs. Marguerite Emmerson,  
mother and next friend*

represented by **Christopher A Hansen**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Intervenor Plaintiff**



**Linda Brown Smith**

*Mother and next friend of minor  
children Charles and Kimberly Smith  
other*

Charles Smith  
*other*  
Kimberly Smith

represented by **Christopher A Hansen**  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Richard E. Jones**  
(See above for address)  
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**Intervenor Plaintiff****Juda Gaines**

*Mother and next friend of minor child  
Danielle Threatt  
other*

Danielle Threatt

represented by **Christopher A Hansen**  
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**Richard E. Jones**  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Intervenor Plaintiff****Joyce Woods**

*Mother and next friend of minor  
children Shawn, Tanya and Tara Woods*

*other*  
Shawn Woods  
*other*  
Tanya Woods  
*other*  
Tara Woods

represented by **Christopher A Hansen**  
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**Richard E. Jones**  
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**LEAD ATTORNEY**  
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**Intervenor Plaintiff****Barbara Mitchell**

*Mother and next friend of minor  
children Cordellia Mitchell and Connie  
Maxwell*

*other*  
Cordellia Mitchell  
*other*  
Connie Maxwell

represented by **Christopher A Hansen**  
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**ATTORNEY TO BE NOTICED**

**Richard E. Jones**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Intervenor Plaintiff****Charlene Burkes**

*Mother and next friend of minor child  
Arlene Jackson  
other*

Arlene Jackson

represented by **Christopher A Hansen**  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Richard E. Jones**  
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*LEAD ATTORNEY*  
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**Intervenor Plaintiff**

**Patricia Robinson**  
*Mother and next of minor children*  
*Carlesia and Cheryl Robinson*  
*other*  
 Carlesia Robinson  
*other*  
 Cheryl Robinson

represented by **Christopher A Hansen**  
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*ATTORNEY TO BE NOTICED*

**Richard E. Jones**  
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**Intervenor Plaintiff**

**Rufus Kelley**  
*Father and next friend of minor*  
*children Rufus D. and Michelle Kelley*  
*other*  
 Rufus D Kelley  
*other*  
 Michelle Kelley

represented by **Christopher A Hansen**  
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**Richard E. Jones**  
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*ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff**

**Ruby Davis**  
*Mother and next friend of minor*  
*children John, Jackie, Johnny and Viola*  
*Davis*  
*other*  
 John Davis  
*other*  
 Jackie Davis  
*other*  
 Johnny Davis  
*other*  
 Viola Davis

represented by **Christopher A Hansen**  
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**Richard E. Jones**  
 (See above for address)  
*LEAD ATTORNEY*  
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V.

**Defendant**

**Unified School District #501, Topeka**  
*Board of Education of Topeka, Shawnee*  
*County, Kansas*

represented by **Anne L. Baker**  
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**Carl A. Gallagher**  
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*LEAD ATTORNEY*  
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**Defendant**

**Kenneth McFarland**  
*Superintendent of Schools of Topeka,  
Kansas*

represented by **Anne L. Baker**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Carl A. Gallagher**  
(See above for address)  
*LEAD ATTORNEY*  
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**Charles N. Henson**  
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**Charles D. McAtee**  
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**K. Gary Sebelius**  
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*LEAD ATTORNEY*  
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**Robert T. Stephan**  
(See above for address)  
*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Defendant**

**Frank Wilson**

*Principal of Sumner Elementary School*

represented by **Anne L. Baker**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Carl A. Gallagher**

(See above for address)

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**Charles N. Henson**

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**Dan Biles**

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**K. Gary Sebelius**

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**Robert T. Stephan**

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*ATTORNEY TO BE NOTICED*

**Defendant**

**Dorothy Groesbeck**

*Member of the State of Kansas Board of  
Education*

represented by **Anne L. Baker**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Carl A. Gallagher**

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**Charles N. Henson**

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**Dan Biles**  
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**K. Gary Sebelius**  
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**Robert T. Stephan**  
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**Defendant**

**Kay Groneman**  
*Member of the State of Kansas Board of  
Education*

represented by **Anne L. Baker**  
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**Carl A. Gallagher**  
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**Charles D. McAtee**  
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**K. Gary Sebelius**  
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**Robert T. Stephan**  
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**Defendant**

**Ruthann Oelsner**  
*Member of the State of Kansas Board of  
Education*

represented by **Anne L. Baker**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Carl A. Gallagher**  
(See above for address)  
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**Charles N. Henson**  
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**Charles D. McAtee**  
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**Dan Biles**  
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**K. Gary Sebelius**  
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*LEAD ATTORNEY*  
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**Robert T. Stephan**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Dale Carey**  
*Member of the State of Kansas Board of  
Education*

represented by **Anne L. Baker**  
(See above for address)  
*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Carl A. Gallagher**

(See above for address)

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**Charles N. Henson**

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**Charles D. McAtee**

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**Dan Biles**

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**K. Gary Sebelius**

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**Robert T. Stephan**

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**Defendant**

**Ann Keener**

*Member of the State of Kansas Board of  
Education*

represented by **Anne L. Baker**

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*LEAD ATTORNEY*

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**Carl A. Gallagher**

(See above for address)

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*ATTORNEY TO BE NOTICED*

**Charles N. Henson**

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**Charles D. McAtee**

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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Dan Biles**  
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**K. Gary Sebelius**  
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**Robert T. Stephan**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Marilyn Harwood**  
*Member of the State of Kansas Board of  
Education*

represented by **Anne L. Baker**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Carl A. Gallagher**  
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*ATTORNEY TO BE NOTICED*

**Charles N. Henson**  
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*LEAD ATTORNEY*  
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**Charles D. McAtee**  
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**Robert T. Stephan**

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**Defendant**

**Theodore Von Fange**  
*Member of the State of Kansas Board of  
Education*

represented by **Anne L. Baker**  
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**Robert T. Stephan**  
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**Defendant**

**Jim Hiebert**  
*Member of the State of Kansas Board of  
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**Defendant**

**Denise Apt**  
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**Carl A. Gallagher**  
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**Defendant**

**Evelyn Whitcomb**

*Member of the State of Kansas Board of  
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**Charles N. Henson**

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*ATTORNEY TO BE NOTICED*

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**K. Gary Sebelius**

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*ATTORNEY TO BE NOTICED*

**Robert T. Stephan**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
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02/28/1951	1	COMPLAINT (ICMSUSER) (Entered: 03/15/1993)
05/07/1987	314	NOTICE OF APPEAL by plaintiffs from Dist. Court decision (ICMSUSER) (Entered: 03/15/1993)
05/18/1987	315	APPEAL DOCKETED in 10th Circuit and assigned Dkt No. 87-1668 (ICMSUSER) (Entered: 03/15/1993)
05/10/1990	342	LETTER from 10CCA stating petition for writ of cert filed 4/26/90 & assigned Supreme Court No. 89-1681 (ICMSUSER) (Entered: 03/15/1993)
04/27/1992	343	ORDER ENTERED-US SUPREME COURT: Petition for writ of cert in Supreme Court No. 89-1681 (USCA No. 87-1668) --granted. Judgment vacated & case remanded to USCA for further consideration. (ICMSUSER) (Entered: 03/15/1993)
03/12/1993	346	MANDATE, 10CCA: reversing decision of the district court & reinstating USCA's prior opinion. The cause is remanded to the USDC for the District of Kansas for further proceedings in accordance with the opinion of this court. [Appeal [314-1] (cc: all counsel) (ICMSUSER) (Entered: 03/15/1993)
04/15/1993	347	CERTIFICATE of service of interr to USD 501, by intervenor-plaintiffs (ICMSUSER) (Entered: 04/16/1993)
05/14/1993	348	LETTER from 10CCA stating petition for writ of cert was filed on 4/26/93 & assigned Supreme Court No. 92-1568 (USCA No. 87-1668) re: appeal [314-1] (ICMSUSER) Modified on 05/14/1993 (Entered: 05/14/1993)
05/17/1993	349	MOTION by defendant USD 501 Topeka to extend time to 6/17/93 to answer or object to pltfs' 5th interr; referred to Senior Judge Richard D. Rogers (ICMSUSER) (Entered: 05/17/1993)
05/18/1993	350	ORDER ENTERED: by Senior Judge Richard D. Rogers granting deft USD 501s motion to extend time to 6/17/93 to answer or object to pltfs' 5th interr [349-1] (cc: all counsel) (ICMSUSER) (Entered: 05/18/1993)
06/17/1993	351	MOTION by defendant USD 501 Topeka to extend time to 7/19/93 to respond to pltfs' 5th interr, referred to Senior Judge Richard D. Rogers (ICMSUSER) (Entered: 06/18/1993)
06/18/1993	352	ORDER ENTERED: by Senior Judge Richard D. Rogers granting deft USD 501 Topeka's motion to extend time to 7/19/93 to respond to pltfs' 5th interr [351-1] (cc: all counsel) (ICMSUSER) (Entered: 06/18/1993)
07/06/1993	353	LETTER from 10CCA stating petition for writ of cert was denied by Supreme Court on 6/21/93. Appeal #87-1668 (ICMSUSER) (Entered: 07/06/1993)
07/19/1993	354	MOTION by defendant USD 501 Topeka for order extending time to answer or object to pltf's 5th set of interrogatories referred to Senior Judge Richard D. Rogers (CAM) (Entered: 07/19/1993)

07/20/1993	355	ORDER ENTERED: by Senior Judge Richard D. Rogers granting deft 501's motion for order extending time 7/29/93 to answer or object to pltf's 5th set of interrogatories [354-1] (cc: all counsel) (CAM) (Entered: 07/20/1993)
08/02/1993	356	CERTIFICATE of svc by defendant USD 501 Topeka of answers to pltf-intervenor's interrogatories & objections to pltf-intervenor's interrogatory (CAM) (Entered: 08/03/1993)
08/19/1993	357	MOTION by plaintiffs for attorney fees and costs referred to Senior Judge Richard D. Rogers with attachments. EXPANSION FOLDER (KM) (Entered: 08/19/1993)
08/19/1993	358	MEMORANDUM of law in support by plaintiff re: motion for attorney fees and costs referred to Senior Judge Richard D. Rogers [357-1] (KM) (Entered: 08/19/1993)
08/19/1993	359	AFFIDAVIT of Charles S. Scott, Jr. re: motion for attorney fees and costs referred to Senior Judge Richard D. Rogers [357-1] (KM) (Entered: 08/19/1993)
08/20/1993	360	CERTIFICATE of mailing of affidavit and attached attorney fee statement by plaintiffs. (KM) (Entered: 08/20/1993)
08/30/1993	361	MOTION by deft USD 501 to extend time until 10/3/93 to respond to pltf's application for attorneys fees and cost referred to Senior Judge Richard D. Rogers (VLW) (Entered: 08/31/1993)
09/01/1993	362	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion by deft USD 501 to extend time until 10/3/93 to respond to pltf's application for attorneys fees and cost [361-1] (cc: all counsel) (LAK) (Entered: 09/02/1993)
09/01/1993	363	ORDER ENTERED: by Magistrate Judge Ronald Newman Status Conference 9/20/93 at 1:30 pm (cc: all counsel) (LAK) (Entered: 09/02/1993)
09/23/1993	364	SCHEDULING ORDER ENTERED: Magistrate Judge Ronald Newman Final Pretrial Conference set for 1:30 pm on 3/30/94. Trial set for 4/18/94 before RDR. Fact discovery ddl set for 1/15/94 (cc: all counsel) (LAK) (Entered: 09/23/1993)
09/30/1993	365	MOTION by defendant USD 501 Topeka to extend time to resp to pltf's application for attys' feses & costs; referred to Senior Judge Richard D. Rogers (LAK) (Entered: 10/01/1993)
10/04/1993	366	ORDER ENTERED: by Senior Judge Richard D. Rogers granting deft's (USD No. 501) motion to extend time (30) days or until 11/2/93 to resp to pltf's application for attys' fees & costs [365-1] (cc: all counsel) (CEL) (Entered: 10/04/1993)
10/20/1993	367	MOTION by plaintiffs to compel discovery & for costs referred to Magistrate Judge Ronald Newman (CAM) (Entered: 10/25/1993)

10/22/1993	368	MOTION by plaintiffs for attorney Victor A. Bolden to appear pro hac vice referred to Magistrate Judge Ronald Newman (CAM) (Entered: 10/25/1993)
10/25/1993	369	SUPPLEMENTAL AFFIDAVIT by plaintiffs re: motion for attorney fees and costs referred to Senior Judge Richard D. Rogers [357-1] (CAM) (Entered: 10/26/1993)
11/02/1993	370	MOTION by defendant USD 501 Topeka to extend time to respond to pltf's application for attorneys' fees & costs; referred to Senior Judge Richard D. Rogers (LAK) (Entered: 11/02/1993)
11/04/1993	371	ORDER ENTERED: by Senior Judge Richard D. Rogers granting deft's motion to extend time to respond to pltf's application for attorneys' fees & costs to 11/17/93 [370-1] (cc: all counsel) (LAK) (Entered: 11/04/1993)
11/05/1993	372	RESPONSE by defendant to motion to compel discovery & for costs referred to Magistrate Judge Ronald Newman [367-1] (CAM) (Entered: 11/05/1993)
11/12/1993	373	REPLY by plaintiffs to response to motion to compel discovery & for costs referred to Magistrate Judge Ronald Newman [367-1] (CAM) (Entered: 11/12/1993)
11/12/1993	374	MOTION by defendant USD 501 Topeka for determination of issue of law prior to trial, referred to Senior Judge Richard D. Rogers (DO) (Entered: 11/15/1993)
11/12/1993	375	MEMORANDUM/BRIEF in support by defendant USD 501 Topeka re: motion for determination of issue of law prior to trial, referred to Senior Judge Richard D. Rogers [374-1] (DO) (Entered: 11/15/1993)
11/16/1993	376	ORDER ENTERED: by Magistrate Judge Ronald Newman overruling w/o prej for reassertion in compliance w/local rules motion for attorney Victor A. Bolden to appear pro hac vice [368-1] (cc: all counsel) (CAM) (Entered: 11/16/1993)
11/17/1993	377	CERTIFICATE of svc by intervening pltf's Charles Smith & Kimberly Smith of interrogatories & request for admission to be answered by authorized representative of USD (CAM) (Entered: 11/17/1993)
11/17/1993	378	RESPONSE by defendant USD 501 Topeka to pltf's motion for attorney fees and costs; referred to Senior Judge Richard D. Rogers [357-1] (LAK) (Entered: 11/19/1993)
11/24/1993	379	MOTION by plaintiffs to extend time until 12/30/93 to reply to defts' response to pltf's application for attorneys' fees and costs, referred to Senior Judge Richard D. Rogers (DO) (Entered: 11/26/1993)
11/29/1993	380	ORDER ENTERED: by Senior Judge Richard D. Rogers granting pltf's motion to extend time until 12/30/93 to reply to defts' response to pltf's application for attorneys' fees and costs [379-1] (cc: all counsel) (LAK) (Entered: 11/29/1993)

12/03/1993	381	MEMORANDUM AND ORDER: by Senior Judge Richard D. Rogers granting motion for determination of issue of law prior to trial, consistent with the above-stated opinion [374-1] 6 pages (cc: all counsel) (DO) (Entered: 12/06/1993)
12/03/1993	382	MOTION by plaintiffs for attorney Victor A. Bolden to appear pro hac vice; referred to Magistrate Judge Ronald Newman (LAK) (Entered: 12/07/1993)
12/03/1993		FILING FEE PAID: on 12/3/93 in the amount of \$ 25.00, receipt # 033140 for pro hac vice fees for Victor A. Bolden (LAK) (Entered: 12/07/1993)
12/10/1993	383	ORDER ENTERED: by Magistrate Judge Ronald Newman granting motion for attorney Victor A. Bolden to appear pro hac vice [382-1] (cc: all counsel) (LAK) (Entered: 12/10/1993)
12/13/1993	384	CERTIFICATE of svc by defendant USD 501 Topeka of objections to pltf-intervenors' 6th set of interrogatories & request for production of documents (CAM) (Entered: 12/14/1993)
01/03/1994	385	REPLY MEMORANDUM by plaintiffs to response to motion for attorney fees and costs referred to Senior Judge Richard D. Rogers [357-1] (CAM) (Entered: 01/03/1994)
01/03/1994	386	REPLY by Charles S Scott to defendant's response to plaintiff's motion for attorney fees and costs referred to Senior Judge Richard D. Rogers [357-1] (LH) (Entered: 01/04/1994)
01/12/1994	387	MOTION by defendant USD 501 Topeka for permission to file surreply in response to pltf's reply in support of pltf's motion for fees & expenses referred to Senior Judge Richard D. Rogers (CAM) (Entered: 01/13/1994)
01/13/1994	388	ORDER ENTERED: by Senior Judge Richard D. Rogers granting deft USD 501's motion for permission to file surreply in response to pltf's reply in support of pltf's motion for fees & expenses [387-1] (cc: all counsel) (CAM) (Entered: 01/13/1994)
01/18/1994	389	MOTION by plaintiffs to compel defts to respond to pltf's 6th set of interrogatories w/brief in support referred to Magistrate Judge Ronald Newman (CAM) (Entered: 01/19/1994)
01/24/1994	390	SURREBUTTAL MEMORANDUM IN SUPPORT by defendant USD 501 Topeka of deft's opposition to pltf's motion for fees and costs, referred to Senior Judge Richard D. Rogers [357-1] (DO) (Entered: 01/25/1994)
01/24/1994	391	SURREBUTTAL MEMORANDUM IN SUPPORT by defendant USD 501 Topeka of deft's opposition to the motion of Charles Scott, Jr. for an award of attorney's fees and costs, referred to Senior Judge Richard D. Rogers [357-1] (DO) (Entered: 01/25/1994)
01/29/1994	392	RESPONSE by defendant USD 501 Topeka to motion to compel defts to



		respond to pltfs' 6th set of interrogatories w/brief in support referred to Magistrate Judge Ronald Newman [389-1] (DO) (Entered: 01/31/1994)
03/03/1994	393	WITNESS & EXHIBIT list by defendant USD 501 Topeka (ICMSUSER) (Entered: 03/04/1994)
03/03/1994	394	WITNESS & EXHIBIT LIST submitted by plaintiffs (CAM) (Entered: 03/04/1994)
03/16/1994	395	AMENDED WITNESS & EXHIBIT LIST submitted by plaintiffs (CAM) (Entered: 03/17/1994)
03/23/1994	396	SUPPLEMENTAL MEMORANDUM in support by plaintiffs re: [389-1] motion to compel defts to respond to pltfs' 6th set of interrogatories w/brief in support referred to Magistrate Judge Ronald Newman [389-1] (CAM) (Entered: 03/24/1994)
03/30/1994	397	MEMORANDUM AND ORDER: by Magistrate Judge Ronald Newman granting & overruling in part pltfs' motion to compel discovery & for costs [367-1] & overruling in its entirety pltfs' notice of motion to compel defts to respond to pltfs' 6th set of interrogatories 389-1] 4 pages (cc: all counsel) (CAM) (Entered: 03/31/1994)
04/01/1994	398	MEMORANDUM AND ORDER: by Magistrate Judge Ronald Newman granting pltfs' motion for reconsideration of court's order entered 4/30/94 related to pltfs' motions to compel discovery [367-1] & [389-1] 2 pages (cc: all counsel) (CAM) (Entered: 04/01/1994)
04/01/1994	399	NOTICE by USD 501 Topeka of taking deposition duces tecum of Dr. Leonard B. Stevens on 4/8/94 (CAM) (Entered: 04/04/1994)
04/06/1994	400	SUPPLEMENTAL WITNESS LIST submitted by plaintiffs (CAM) (Entered: 04/07/1994)
04/08/1994	401	CERTIFICATE of service by defendant USD 501 Topeka of: answers to plaintiff-intervenors' interrogatory no. 23 and 24; answers to plaintiff-intervenors' interrogatory no. 25 and 26 answered by Rome Mitchell; and answers to plaintiff-intervenors' interrogatory no. 25 and 26 answered by Scott McCully. (DO) (Entered: 04/11/1994)
04/13/1994	402	PRE-TRIAL BRIEF submitted by plaintiffs (CAM) (Entered: 04/13/1994)
04/13/1994	403	TRIAL BRIEF submitted by defendant USD 501 Topeka (CAM) (Entered: 04/14/1994)
04/18/1994	404	RETURN OF SERVICE by defendant of subpoena - Served Curtis Hartenberger 4/18/94 (CAM) (Entered: 04/19/1994)
04/21/1994	405	MINUTE SHEET of trial to Court at Topeka, KS, RDR: (Bertelli, CSR) Trial began 4/18/94 & reconvened 4/19/94, 4/20/94 & 4/21/94. Counsel to report back to court within 2 weeks (CAM) Modified on 10/05/1998 (Entered: 04/22/1994)
06/14/1994	406	TRANSCRIPT of testimony held 4/20/94 before Hon. RDR; I volume

		(Bertelli, CSR) (CAM) (Entered: 06/15/1994)
07/05/1994	407	MINUTE SHEET: Topeka, KS, 7/5/94, RDR: Telephone conference (CAM) (Entered: 07/05/1994)
07/12/1994	408	EXHIBIT list by plaintiffs (CAM) (Entered: 07/14/1994)
07/13/1994	409	MINUTE SHEET of court trial @ Topeka, KS: Horenkamp, CSR - U/A Court to issue order (CAM) (Entered: 07/15/1994)
07/14/1994	410	ORDER ENTERED: by Senior Judge Richard D. Rogers: Re the motion for attorney fees and costs [357-1] (See order for details) (cc: all counsel) (CAM) (Entered: 07/15/1994)
07/25/1994	411	ORDER ENTERED: by Senior Judge Richard D. Rogers. Desegregation plan submitted by deft in response to mandate of 10CCA addresses nature & scope of constitutional violation in equitable manner. Deft's plan is therefore approved with modifications suggested in opinion. Deft to submit formal order directing remedial action for court's signature within 10 days. 26 pages terminating case (cc: all counsel) (ADMIN) (Entered: 03/16/1999)
08/08/1994	412	ORDER ENTERED: by Senior Judge Richard D. Rogers. Court approves Remedy Plan dated 6/16/94. For details, see order (cc: all counsel) (LAK) (Entered: 08/08/1994)
08/17/1994	413	MOTION w/memorandum in support by plaintiffs for reconsideration of order entered 8/8/94; referred to Senior Judge Richard D. Rogers (LAK) (Entered: 08/17/1994)
08/19/1994	414	RESPONSE by defendants to pltfs' motion for reconsideration of order entered 8/8/94; referred to Senior Judge Richard D. Rogers [413-1] (MB) (Entered: 08/22/1994)
09/23/1994	415	SUPPLEMENT MOTION by plaintiffs re: [357-1] motion for attorney fees and costs referred to Senior Judge Richard D. Rogers [357-1] (CAM) (Entered: 09/23/1994)
10/07/1994	416	MOTION by defendant USD 501 Topeka to extend time to respond to pltfs' supplemental motion for atty fees & costs; referred to Senior Judge Richard D. Rogers (LAK) (Entered: 10/11/1994)
10/14/1994	417	RESPONSE by defendant re: supplemental motion for atty's fees & costs [415-1] (CAM) (Entered: 10/17/1994)
10/17/1994	418	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion to extend time until 10/14/94 to respond to pltfs' supplemental motion for atty fees & costs [416-1] (cc: all counsel) (CAM) (Entered: 10/17/1994)
10/24/1994	419	REPLY MEMORANDUM by plaintiffs in support of pltfs' supplemental motion for attys' fees & costs [415-1] (CAM) (Entered: 10/24/1994)
10/26/1994	420	MEMORANDUM AND ORDER: by Senior Judge Richard D. Rogers granting in part pltf's motion for reconsideration of order entered 8/8/94 [413-1]. (See order for details) 3 pages (cc: all counsel) (CAM) (Entered: 10/26/1994)

		10/26/1994)
11/01/1994	421	NOTICE of svc by defendant of annual monitoring report (CAM) (Entered: 11/02/1994)
11/14/1994	422	MOTION by plaintiffs to withdraw attorney Victor A. Bolden referred to Senior Judge Richard D. Rogers (CAM) Modified on 12/13/1994 (Entered: 11/14/1994)
12/19/1994	423	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion to withdraw attorney Victor A. Bolden [422-1] attorney Victor A Bolden for Oliver Brown (cc: all counsel) (CAM) (Entered: 12/19/1994)
02/21/1995	424	MEMORANDUM AND ORDER: by Senior Judge Richard D. Rogers: Pltfs' motion & supplemental motion for attorneys' fees & costs--granted, & deft shall pay pltfs' fees & costs based on following calculations (see order for details) 17 pages (cc: all counsel) (CAM) (Entered: 02/22/1995)
06/05/1995	425	NOTICE by defendant of attendance boundary change & modification to M-to-M transfer policy re: [412-1] order [412-1] (CAM) (Entered: 06/06/1995)
08/14/1995	426	SATISFACTION by intervenor-plaintiffs of order regarding attorneys' fees and expenses dated 2/21/95 (Doc. 424) (MB) (Entered: 08/15/1995)
09/14/1995	427	SATISFACTION of order regarding attys' fees & expenses by intervenor-plaintiff re: Order filed 2/21/95 [424-1] (CAM) (Entered: 09/15/1995)
11/01/1995	428	CERTIFICATE of svc on 11/1/95 by defendant of Annual Monitoring Report of deft (CAM) (Entered: 11/02/1995)
06/03/1996	429	APPLICATION by deft USD 501 Topeka for order for expansion of school placement of elementary school ESL program; referred to Senior Judge Richard D. Rogers (MS) (Entered: 06/04/1996)
06/03/1996	430	NOTICE of modification to enhanced M to M transfer policy and to ESL staff training requirements by defendant USD 501 Topeka (MS) (Entered: 06/04/1996)
06/13/1996	431	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion by deft USD 501 Topeka for order for expansion of school placement of elementary school ESL program; [429-1] (cc: all counsel) (MS) (Entered: 06/13/1996)
11/01/1996	432	NOTICE of svc of Annual Monitoring Report by defendants with attached Annual Monitoring Report of deft Unified School District No. 501, Shawnee County, KS (MS) (Entered: 11/04/1996)
06/23/1997	433	NOTICE of change of address by American Civil Liberties Union, 125 Broad Street, 18th Floor, New York, NY 10004-2400 (MB) (Entered: 06/23/1997)
08/08/1997		RECEIVED ORIGINAL APPEAL RECORD exhibits (maps) from CCA 10th circuit [314-1] (ICMSUSER) Modified on 08/11/1997 (Entered: 08/08/1997)

		08/11/1997)
11/03/1997	434	NOTICE of svc of Annual Monitoring Report with attached Annual Monitoring Report pursuant to Court's Order filed 8/8/94 - by defendant USD 501 Topeka (MS) Modified on 11/03/1998 (Entered: 11/05/1997)
11/02/1998	435	NOTICE OF SERVICE of Annual Monitoring Report by defendants filed pursuant to the court's order of 8/8/94 (with attached Annual Monitoring Report) (MS) (Entered: 11/03/1998)
12/01/1998	436	NOTICE (ERRATA) by defendant re: the Annual Monitoring Report (Doc. 435) (MS) (Entered: 12/03/1998)
04/14/1999	437	NOTICE OF ELEMENTARY SCHOOL GIFTED PROGRAM CHANGE by defendant (MS) (Entered: 04/15/1999)
04/16/1999	438	MOTION for unitary status by defendant USD 501 Topeka; referred to Senior Judge Richard D. Rogers (MS) (Entered: 04/19/1999)
04/16/1999	439	MEMORANDUM BRIEF by defendant USD 501 Topeka in support of motion for unitary status by defendant USD 501 Topeka; referred to Senior Judge Richard D. Rogers [438-1] (MS) (Entered: 04/19/1999)
04/26/1999	440	MOTION to extend time to 5/28/99 to file their response to deft's motion for unitary status by plaintiffs; referred to Senior Judge Richard D. Rogers (MS) (Entered: 04/27/1999)
04/27/1999	441	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion to extend time to 5/28/99 to file their response to deft's motion for unitary status by plaintiffs [440-1] (cc: all counsel) (MS) (Entered: 04/27/1999)
05/25/1999	442	MOTION to extend time to 6/28/99 to file their response to the deft's motion for unitary status by plaintiffs; referred to Senior Judge Richard D. Rogers (MS) (Entered: 05/25/1999)
05/25/1999	443	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion to extend time to 6/28/99 to file their response to the deft's motion for unitary status by plaintiffs [442-1] (cc: all counsel) (MS) (Entered: 05/25/1999)
06/28/1999	444	RESPONSE by plaintiffs to motion for unitary status by defendant USD 501 Topeka; referred to Senior Judge Richard D. Rogers [438-1] (MS) (Entered: 06/28/1999)
07/27/1999	445	MEMORANDUM AND ORDER: by Senior Judge Richard D. Rogers granting motion for unitary status by defendant USD 501 Topeka [438-1]; the court ceases further supervision of deft stemming from past mandates in this case; and the court directs that this case be closed. 4 pages (cc: all counsel) (MS) (Entered: 07/27/1999)
07/27/1999	446	JUDGMENT ON DECISION BY THE COURT ENTERED BY CLERK re [445-1], Memorandum and Order - The court grants deft's motion for a declaration of unitary status; the court ceases further supervision of deft stemming from past mandates in this case; and the court directs that this

case be closed. (cc: all counsel) (MS) (Entered: 07/27/1999)

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