

**U.S. District Court
EASTERN DISTRICT OF NORTH CAROLINA (Old Washington Division)
CIVIL DOCKET FOR CASE #: 6:69-cv-00702-H**

Everett, et al v. The Pitt County Board of Education
Assigned to: Senior Judge Malcolm J. Howard
Case in other court: 4th Circuit Court of Appeals, 11-02000
4th Circuit Court of Appeals, 13-02312
Cause: 28:1331 Fed. Question: Civil Rights Violation

Date Filed: 11/12/1969
Date Terminated: 09/25/2013
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Rhonda Everett

represented by **Elizabeth McLaughlin Haddix**
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TERMINATED: 05/04/2011
LEAD ATTORNEY

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TERMINATED: 12/11/2013

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TERMINATED: 09/19/2013

Plaintiff

Melissa Grimes

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Mark Dorosin
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Susan Ashley Osment
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LEAD ATTORNEY

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Benita Nicole Jones
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TERMINATED: 08/15/2011

Julius LeVonne Chambers
(See above for address)
TERMINATED: 12/11/2013

Taiyyaba Qureshi
(See above for address)
TERMINATED: 09/19/2013

Plaintiff

Caroline Sutton

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Benita Nicole Jones
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TERMINATED: 08/15/2011

Julius LeVonne Chambers
(See above for address)
TERMINATED: 12/11/2013

Taiyyaba Qureshi
(See above for address)
TERMINATED: 09/19/2013

Plaintiff

Christopher W. Taylor
next friends of minor children attending
Pitt County Schools

represented by **Elizabeth McLaughlin Haddix**
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LEAD ATTORNEY
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Mark Dorosin
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TERMINATED: 08/15/2011

Julius LeVonne Chambers
(See above for address)
TERMINATED: 12/11/2013

Taiyyaba Qureshi
(See above for address)
TERMINATED: 09/19/2013

Plaintiff

The Pitt County Coalition For
Educating Black Children

represented by **Elizabeth McLaughlin Haddix**
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LEAD ATTORNEY
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TERMINATED: 08/15/2011

Julius LeVonne Chambers
(See above for address)
TERMINATED: 12/11/2013

Taiyyaba Qureshi
(See above for address)
TERMINATED: 09/19/2013

V.

Intervenor Plaintiff

Juvenile Female 1
TERMINATED: 01/24/2013

represented by **Charles L. McLawhorn , Jr.**
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Intervenor Plaintiff

The Greenville Parents Association
TERMINATED: 01/24/2013

represented by **Charles L. McLawhorn , Jr.**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John Warner Wells , II
(See above for address)
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V.

Defendant

The Pitt County Board of Education
public body corporate

represented by **Curtis H. Allen , III**
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/17/2008	<u>1</u>	Prior Paper Docket. All future filing and docketing will be done through CM/ECF. (admin,) (Entered: 03/17/2008)
03/18/2008	<u>2</u>	NOTICE of Appearance by Kenneth A. Soo on behalf of The Greenville City Board of Education (Soo, Kenneth) (Entered: 03/18/2008)
03/18/2008	<u>3</u>	NOTICE of Appearance by Curtis H. Allen, III on behalf of The Greenville City Board of Education (Allen, Curtis) (Entered: 03/18/2008)
03/18/2008	<u>4</u>	FINANCIAL DISCLOSURE STATEMENT by The Greenville City Board of Education. (Allen, Curtis) (Entered: 03/18/2008)
03/18/2008	<u>5</u>	MOTION to Substitute Party by The Greenville City Board of Education. (Attachments: # <u>1</u> Exhibit to Motion to Substitute) (Allen, Curtis) (Entered: 03/18/2008)
03/18/2008	<u>6</u>	Proposed Order <i>Allowing Motion to Substitute</i> filed by The Greenville City Board of Education. (Allen, Curtis) (Entered: 03/18/2008)

03/18/2008	<u>7</u>	MOTION for Court Approval of Student Assignment Plan and School Attendance Area Policy by The Greenville City Board of Education. (Attachments: # <u>1</u> Exhibit Motion for Court Approval of Student Assignment Plan and School Attendance Area Policy) (Allen, Curtis) (Entered: 03/18/2008)
03/18/2008	<u>8</u>	Memorandum in Support of <i>Motion for Court Approval of Student Assignment Plan and School Attendance Area Policy</i> filed by The Greenville City Board of Education. (Allen, Curtis) (Entered: 03/18/2008)
03/18/2008	<u>9</u>	Proposed Order re <u>7</u> MOTION for Court Approval of Student Assignment Plan and School Attendance Area Policy filed by The Greenville City Board of Education. (Allen, Curtis) (Entered: 03/18/2008)
03/18/2008	<u>10</u>	MOTION to Reopen Case by The Greenville City Board of Education. (Attachments: # <u>1</u> Exhibit to Motion to Reopen) (Allen, Curtis) (Entered: 03/18/2008)
03/18/2008	<u>11</u>	Proposed Order re <u>10</u> MOTION to Reopen Case filed by The Greenville City Board of Education. (Allen, Curtis) (Entered: 03/18/2008)
03/19/2008		Motions Submitted: <u>10</u> MOTION to Reopen Case, <u>5</u> MOTION to Substitute Party, <u>7</u> MOTION for Court Approval of Student Assignment Plan and School Attendance Area Policy forwarded to Chief Judge Flanagan for consideration. (Deputy Clerk – DH,) (Entered: 03/19/2008)
04/10/2008		Case Reassigned to Judge Malcolm J. Howard. Honorable John D. Larkins, Jr no longer assigned to the case. (admin,) (Entered: 04/11/2008)
04/11/2008		Motions Submitted: <u>10</u> MOTION to Reopen Case, <u>5</u> MOTION to Substitute Party, <u>7</u> MOTION for Court Approval of Student Assignment Plan and School Attendance Area Policy forwarded to Judge Howard for consideration. (Deputy Clerk – DH,) (Entered: 04/11/2008)
05/08/2008	<u>12</u>	ORDER – To assist the court in ruling on the various motions pending in this action, the court hereby schedules a hearing in this matter on July 9, 2008 @ 10:00 a.m. in G'ville. The court INVITES any interested party to file a motion to intervene or a notice of intent to participate in the hearing. The court DIRECTS the Board to serve a copy of the Board's motions and this order upon all known, interested parties. The court further DIRECTS the Board to post a copy of this order in a conspicuous place available to the public at the Board's offices, at each of the schools within the school district, at the federal and county courthouses located in Pitt County, North Carolina, and at such other locations as the board deems appropriate to inform the public of the hearing in this matter. Counsel served by NEF. Calendar Copy. Copy to Becky Bowen for court reporter. Signed by Judge Malcolm J. Howard on 5/8/2008. (Deputy Clerk – DH,) (Entered: 05/08/2008)
06/17/2008	<u>13</u>	NOTICE of Filing Notice of Intent to Participate in Public Hearing July 9, 2008 with the Clerk's Office by Kay Godwin, Parent & Natural Guardian of public school children. (Deputy Clerk – DH,) (Entered: 06/17/2008)
07/02/2008	<u>14</u>	NOTICE of Filing Notice of Intent To Participate with the Clerk's Office. Copy to Judge Howard. (Deputy Clerk – DH,) (Entered: 07/02/2008)
07/02/2008	<u>15</u>	NOTICE of Filing Notice of Intent to Participate with the Clerk's Office by Randi Conner, Rhonda Everett, Caroline Sutton and Christopher W. Taylor, Pitt County citizens and parents. (Attachments: # <u>1</u> Part 2 – Continuation of Notice of Intent to Participate) (Deputy Clerk – DH,) (Entered: 07/03/2008)
07/03/2008	<u>16</u>	Proposed MOTION to Intervene by Juvenile Female 1, Greenville Parents Association. (Attachments: # <u>1</u> Text of Proposed Order Order on Juvenile Female Motion to Intervene) (Wells, John) (Entered: 07/03/2008)
07/03/2008	<u>17</u>	MOTION to Intervene <i>Supporting Memorandum</i> by Juvenile Female 1, Greenville Parents Association. (Attachments: # <u>1</u> Exhibit Daily Reflector Newspaper Article) (Wells, John) (Entered: 07/03/2008)
07/03/2008	<u>18</u>	FINANCIAL DISCLOSURE STATEMENT by Juvenile Female 1, Greenville Parents Association (Wells, John) (Entered: 07/03/2008)

07/03/2008	<u>19</u>	Motion To Deny Student Assignment Plan and School Attendance Area Policy And For Declaration Of Unitary Status re <u>7</u> MOTION for Court Approval of Student Assignment Plan and School Attendance Area Policy <i>Motion to Deny Student Assignment Plan</i> filed by Juvenile Female 1, Greenville Parents Association. (Attachments: # <u>1</u> Exhibit 1/27/06 letter to US Dept of Education, # <u>2</u> Exhibit 2/14/06 email from OCR, # <u>3</u> Exhibit 2/15/06 US Dept of Educ ltr to McLawhorn, # <u>4</u> Exhibit 7/31/06 McLawhorn ltr to OCR, # <u>5</u> Exhibit 8/28/06 US Dept of Educ ltr to McLawhorn, # <u>6</u> Exhibit 4/4/07 McLawhorn ltr to Cong. Jones, # <u>7</u> Exhibit 11/21/07 US Dept of Education ltr) (Wells, John) Modified on 7/22/2008 (Deputy Clerk – DH) to correct name of document to select "Motion" rather than a "Response" as filed by counsel. (Entered: 07/03/2008)
07/03/2008	<u>20</u>	Memorandum in Support re <u>19</u> Response in Opposition to Motion,, <i>Memo Supporting Motion to Deny</i> filed by Juvenile Female 1, Greenville Parents Association. (Wells, John) (Entered: 07/03/2008)
07/03/2008		NOTICE OF DEFICIENCY re: <u>17</u> Motion to Intervene. It appears counsel filed their Memorandum In Support as a Motion to Intervene. Please refile the Memomorandum In Support using the "memorandum in support" event located on the main menu under "responses and replies". Should you have any questions, please contact Delsia Heath at 252-830-6009. Thank You. (Deputy Clerk – DH,) (Entered: 07/03/2008)
07/03/2008		Motions Submitted: <u>16</u> Proposed MOTION to Intervene forwarded to Judge Howard for consideration. (Deputy Clerk – DH,) (Entered: 07/03/2008)
07/07/2008	<u>21</u>	Memorandum in Support re <u>16</u> Proposed MOTION to Intervene filed by Juvenile Female 1, Greenville Parents Association. (Attachments: # <u>1</u> Exhibit The Daily Reflector Article) (Wells, John) (Entered: 07/07/2008)
07/07/2008	<u>22</u>	Memorandum in Support of <i>Motion for Court Approval of Student Assignment Plan and School Attendance Area Policy</i> filed by The Greenville City Board of Education. (Attachments: # <u>1</u> Exhibit to Supplemental Memorandum of Law) (Allen, Curtis) (Entered: 07/07/2008)
07/07/2008	<u>23</u>	Amended MOTION to Amend/Correct <i>Amended Motion for Court Approval of Student Assignment Plan and School Attendance Area Policy</i> by The Greenville City Board of Education. (Attachments: # <u>1</u> Exhibit to Amended Motion for Court Approval of Student Assignment Plan and School Attendance Area Policy) (Allen, Curtis) (Entered: 07/07/2008)
07/07/2008	<u>24</u>	Memorandum in Support of <i>Amended Motion for Court Approval of Student Assignment Plan and School Attendance Area Policy</i> filed by The Greenville City Board of Education. (Allen, Curtis) (Entered: 07/07/2008)
07/07/2008	<u>25</u>	MOTION for Leave to File Paper Pleading. (Attachments: # <u>1</u> Proposed Order for Paper Filing; # <u>2</u> Proposed Paper Filing: Motion to Enroll Counsel Pro Hac Vice; # <u>3</u> Text of Proposed Order Proposed Order re Pro Hac Vice) (Deputy Clerk – LL) (Entered: 07/07/2008)
07/07/2008		MOTIONS REFERRED: <u>25</u> MOTION for Leave to File Paper Pleading. Motions referred to Clerk of Court. (Deputy Clerk – LL) (Entered: 07/07/2008)
07/07/2008	<u>26</u>	ORDER granting <u>25</u> Motion for Leave to File Paper Pleading. Signed by Clerk of Court on 7/7/08. (Deputy Clerk – LL) (Entered: 07/07/2008)
07/07/2008	<u>27</u>	MOTION to Enroll Counsel (John Brittain) Pro Hac Vice filed by Respondents Randi Conner, Ronda Everett, Caroline Sutton and Christopher Taylor. Submitted by attorney Ashley Osment. (Attachments: # <u>1</u> Text of Proposed Order) (Deputy Clerk – LL) Modified on 7/7/2008 (Deputy Clerk – LL). (Entered: 07/07/2008)
07/07/2008		NOTICE OF CORRECTION re: <u>27</u> Motion for Leave to Appear – Clerk modified entry to include the motion was filed by Respondents Randi Conner, Ronda Everett, Caroline Sutton and Christopher Taylor on behalf of John Brittain asking to appear Pro Hac Vice. Submitted by attorney Ashley Osment. (Deputy Clerk – LL) (Entered: 07/07/2008)

07/07/2008		Motions Submitted: <u>27</u> MOTION for Leave to Appear Pro Hac Vice to Judge Howard. (Deputy Clerk – LL) (Entered: 07/07/2008)
07/08/2008	<u>28</u>	Statement of the Pitt County Coalition for Educating Black Children in Support of the School Board's Diversity Policies filed by Ozie Hall, President, Pitt Co. Coalition for Educating Black Children. (Deputy Clerk – LL) (Entered: 07/08/2008)
07/09/2008	<u>29</u>	Minute Entry for proceedings held before Judge Malcolm J. Howard in Greenville: Motion Hearing held on 7/9/2008 as to pending motions – The following were present for the hearing: Kenneth Soo, Trey Allen and Rob Sonnenberg Attorneys for Pitt Co. Bd. of Education; Charles McLawhorn, Attorney for Juvenile Female 1 & Greenville Parents Association; Kay Godwin; Ashley Osment, Leah Aden, & John Brittain, Attorneys for Respondents Conner, Everett, Sutton & Taylor; DeMyra McDonald Attorney for Pitt Co. Coalition for Educating Black Children and Ozie Hall, Jr. – Court GRANTED DE #5 Motion to Substitute Pitt Co. Board of Education as successor-in-interest to defendant Greenville City Board of Education; GRANTED DE #10 Motion to Reopen Case (Court directs both the Edwards and Teel cases be reopened and consolidated); GRANTED DE #27 Motion for John Brittain to appear Pro Hac Vice – After the hearing, the court held an administrative conference with counsel, Kay Godwin and Ozie Hall – After the conference, the court announced the parties represented by Chambers, Osment & Brittain as well as the Pitt Co. Coalition for Educating Black Children shall have until noon on 7/14/08 to file a motion to intervene or substitute parties – The School Board shall have until noon 7/18/08 to respond and the court will enter a written order the following week – As future proceedings in this matter will be strictly legal in nature, non-attorney participants in today's hearing will not be allowed to participate in those hearings other than in a witness/interested party capacity – The motion to approve the school board's plan is held in abeyance at this time. (Court Reporter: Miriam Dutton) (Deputy Clerk – LL) (Entered: 07/09/2008)
07/09/2008	<u>30</u>	ORDER granting <u>27</u> Motion for Leave for John C. Brittain to Appear Pro Hac Vice as Co-Counsel for Respondents Randi Conner, Ronda Everett, Carolina Sutton and Christopher W. Taylor. Signed by Judge Malcolm J. Howard on 7/9/08. (Deputy Clerk – LL) (Entered: 07/09/2008)
07/09/2008	<u>31</u>	ORDER granting <u>5</u> Motion to Substitute Party. Pitt County Board of Education represented by Kenneth A. Soo, Curtis H. Allen, III added as successor-in-interest to defendant Greenville City Board of Education. The Greenville City Board of Education terminated. Signed by Judge Malcolm J. Howard on 7/9/08. (Deputy Clerk – LL) (Entered: 07/09/2008)
07/10/2008	<u>32</u>	ORDER GRANTING <u>10</u> Motion to Reopen Case – The court further ORDERS on it's own motion, that Civil Action No. 6:65-CV-569 be reopened and that Civil Action No. 6:69-CV-702 and 6:65-CV-569 be CONSOLIDATED for purposes of all proceedings. Counsel are DIRECTED to use the joint caption for all pleadings and to docket all pleadings ONLY IN THE LEAD CASE, Civil Action No. 6:69-CV-702-H. Signed by Judge Malcolm J. Howard on 7/10/08. (Deputy Clerk – LL) (Entered: 07/10/2008)
07/14/2008	<u>33</u>	MOTION To File In Paper Form by Ashley Osment. Counsel wishes to file a Motion to Substitute. (Attachments: # <u>1</u> Proposed Order) (Deputy Clerk – DH,) (Entered: 07/16/2008)
07/17/2008	<u>34</u>	ORDER granting <u>33</u> Motion To File Paper Pleading. Counsel served by NEF. Hard copy forwarded to Ms. Osment via regular mail. Signed by Delsia Heath, Deputy Clerk, for Dennis P. Iavarone, Clerk of Court on 7/17/2008. (Deputy Clerk – DH,) (Entered: 07/17/2008)
07/17/2008	<u>35</u>	MOTION to Substitute Party filed by Ashley Osment on behalf of Ronda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor and The Pitt County Coalition for Educating Black Children as successors-in-interest to Juvenile Male 1. Hard copy forwarded to Ms. Osment via regular mail. (Attachments: # <u>1</u> Proposed Order) (Deputy Clerk – DH,) (Entered: 07/17/2008)
07/17/2008	<u>36</u>	Memorandum in Support of [#35] Motion to Substitute filed by Ashley Osment. Hard copy forwarded to Ms. Osment via regular mail. (Deputy Clerk – DH,)

		(Entered: 07/17/2008)
07/17/2008		Motions Submitted: <u>35</u> MOTION to Substitute Party forwarded to Judge Howard for consideration. (Deputy Clerk – DH,) (Entered: 07/17/2008)
07/22/2008	<u>37</u>	ORDER granting <u>35</u> Motion to Substitute Party. Ronda Everett, and Melissa Grimes, and Caroline Sutton, and Christopher W. Taylor, and Pitt County Coalition For Educating Black Children, and The Greenville Parents Association added. Juvenile Male 1 as a plaintiff and Juvenile Male 2 terminated and granting <u>16</u> Motion to Intervene. The clerk is directed to amend the joint caption as follows: In The United States District Court, For The Eastern District of North Carolina, Old Washington Division, No. 6:69–CV–702–H, No. 6:65–CV–569–H. Ronda Everett, Melissa Grimes, Caroline Sutton, and Christopher W. Taylor, next friends of minor children attending Pitt County Schools, and The Pitt County Coalition For Educating Black Children, as plaintiffs; Juvenile Female 1 and The Greenville Parents Association as Plaintiffs–Intervenors; and The Pitt County Board of Education, public body corporate as Defendant. The parties are directed to use this caption in all filings and as previously ordered, to file all documents only in the lead case, No. 6:69–CV–702–H. Remaining before the court are deft's requests for court approval of its 2006–07 student assignment plan and its revised school attendance area policy {DE #7 & DE #23} and Plaintiff's–Intervenors' motion for declaration of unitary status {DE #19}. The court orders that discovery be had on these motions and directs the parties to comply with the Order for Discovery Plan that will be issued by the clerk forthwith. The court will then enter a Scheduling Order in this matter. Counsel served by NEF. Signed by Judge Malcolm J. Howard on 7/22/2008. (Deputy Clerk – DH,) (Entered: 07/22/2008)
07/22/2008	<u>38</u>	ORDER FOR DISCOVERY PLAN sent to all parties. Discovery Plan Due September 4, 2008. Signed by Dennis P. Iavarone, Clerk of Court on 7/22/2008. (Deputy Clerk – DH,) (Entered: 07/22/2008)
07/22/2008		NOTICE OF CORRECTION re: <u>19</u> Motion for Miscellaneous Relief. Counsel inadvertently docketed this motion as a response when filed on 7/3/2008. Case manager corrected the docket entry to reflect "Motion To Deny Student Assignment Plan and School Attendance Area Policy And For Declaration Of Unitary Status". Notified Judge Howard's Chamber. (Deputy Clerk – DH,) (Entered: 07/22/2008)
08/04/2008	<u>39</u>	MOTION for Declaratory Judgment <i>Injunctive Relief & Atty Fees</i> by The Greenville Parents Association, Juvenile Female 1. Responses due by 8/25/2008 (Wells, John) (Entered: 08/04/2008)
08/04/2008	<u>40</u>	Memorandum in Support re <u>39</u> MOTION for Declaratory Judgment <i>Injunctive Relief & Atty Fees</i> filed by The Greenville Parents Association, Juvenile Female 1. (Wells, John) (Entered: 08/04/2008)
08/06/2008	<u>41</u>	MEMO TO COUNSEL – Please see attached memo re: service of the Order for Discovery Plan entered in this matter July 22, 2008. Thank You. (Deputy Clerk – DH,) (Entered: 08/06/2008)
08/19/2008	<u>42</u>	NOTICE of Appearance by Mark Dorosin on behalf of Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children (Dorosin, Mark) (Entered: 08/19/2008)
08/20/2008	<u>43</u>	MOTION to Stay <i>Discovery</i> by The Greenville Parents Association, Juvenile Female 1. (Attachments: # <u>1</u> Text of Proposed Order Order on Motion to Stay) (Wells, John) (Entered: 08/20/2008)
08/25/2008	<u>44</u>	RESPONSE in Opposition re <u>43</u> MOTION to Stay <i>Discovery</i> , <u>39</u> MOTION for Declaratory Judgment <i>Injunctive Relief & Atty Fees</i> filed by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Dorosin, Mark) (Entered: 08/25/2008)
08/26/2008	<u>45</u>	RESPONSE in Opposition re <u>39</u> MOTION for Declaratory Judgment <i>Injunctive Relief & Atty Fees</i> filed by The Pitt County Board of Education. (Allen, Curtis) (Entered: 08/26/2008)

08/26/2008		Motions Submitted: <u>39</u> MOTION for Declaratory Judgment Injunctive Relief & Atty Fees forwarded to Judge Howard for consideration. (Heath, D.) (Entered: 08/26/2008)
08/26/2008		Motions Submitted: <u>23</u> Amended MOTION to Amend/Correct Amended Motion for Court Approval of Student Assignment Plan and School Attendance Area Policy, <u>19</u> MOTION forwarded to Judge Howard for consideration. (Heath, D.) (Entered: 08/26/2008)
08/26/2008	<u>46</u>	RESPONSE Amended Response to Motion for Declaratory Judgment, Injunctive Relief and Attorney's Fees and Costs filed by The Pitt County Board of Education. (Allen, Curtis) (Entered: 08/26/2008)
08/26/2008		#46 Amended Response forwarded to Judge Howard. (Heath, D.) (Entered: 08/26/2008)
09/04/2008	<u>47</u>	Rule 26(f) Report (joint) by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children, The Greenville Parents Association, Juvenile Female 1. (Dorosin, Mark) (Entered: 09/04/2008)
09/04/2008	<u>48</u>	REPORT of Rule 26(f) Planning Meeting by The Pitt County Board of Education. (Attachments: # <u>1</u> Exhibit A) (Allen, Curtis) (Entered: 09/04/2008)
09/12/2008	<u>49</u>	MOTION to Substitute Attorney by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Dorosin, Mark) (Entered: 09/12/2008)
09/12/2008	<u>50</u>	MOTION for Leave to Appear pro hac vice by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Attachments: # <u>1</u> Affidavit Affidavit of Good Standing, # <u>2</u> Text of Proposed Order Draft order granting substitution and admission pro hac vice) (Dorosin, Mark) (Entered: 09/12/2008)
09/12/2008		Motions Submitted: <u>49</u> MOTION to Substitute Attorney and <u>50</u> MOTION for Leave to Appear pro hac vice forwarded to Judge Howard for consideration. (Heath, D.) (Entered: 09/12/2008)
09/15/2008	<u>51</u>	ORDER granting <u>50</u> Motion for Leave to Appear Pro Hav Vice by Tricia Jefferson and allowing Michelle Wooley to withdraw as counsel for the plaintiffs. Counsel served by NEF. Signed by Judge Malcolm J. Howard on 9/15/2008. (Heath, D.) (Entered: 09/15/2008)
09/22/2008		Motions Submitted: <u>43</u> MOTION to Stay Discovery forwarded to Judge Howard for consideration. (Heath, D.) (Entered: 09/22/2008)
10/06/2008	<u>52</u>	SCHEDULING ORDER: Status Conference set for 12/4/2008 10:00 a.m. IN CHAMBERS before Judge Malcolm J. Howard. This will be a meeting concerning administrative matters only. The parties themselves need not appear. Discovery due by 6/21/2009. Motions due by 7/21/2009. THE TRIAL AND PRETRIAL CONFERENCE SHALL BE SET BY THE UNDERSIGNED AT A LATER DATE. See Scheduling Order for further deadlines. Counsel served by NEF. Calendar Copy. Copy to Becky & Lisa for FYI purposes only. Notified CSO's. Signed by Senior Judge Malcolm J. Howard on 10/6/2008. (Heath, D.) Modified on 10/7/2008 (Heath, D.) to add trial & pretrial language. (Entered: 10/06/2008)
10/06/2008	<u>53</u>	ORDER denying <u>39</u> Motion for Declaratory Judgment, Injunctive Relief and Attorney's Fees and Costs and denying as moot <u>43</u> Motion to Stay Discovery. Counsel served by NEF. Signed by Senior Judge Malcolm J. Howard on 10/6/2008. (Heath, D.) (Entered: 10/06/2008)
10/27/2008	<u>54</u>	SELECTION OF Hon. James Exum as mediator . Associated Cases: 6:69-cv-00702-H, 6:65-cv-00569-H (Dorosin, Mark) (Entered: 10/27/2008)
10/28/2008		NOTICE OF DEFICIENCY re: <u>54</u> Selection of Mediator – This document does not reflect all of counsel's proper /s/ electronic signature's within the signature block. Please resubmit this filing with the proper electronic signature's. (See CM/E.C.F. Policies and Procedures Manual, Section J for more information) Thank-you (Fogle, L.) (Entered: 10/28/2008)

10/28/2008	<u>55</u>	SELECTION OF Hon. James Exum as mediator . (Dorosin, Mark) (Entered: 10/28/2008)
11/26/2008	<u>56</u>	NOTICE of Appearance by William G. Simpson, Jr on behalf of all plaintiffs (Simpson, William) (Entered: 11/26/2008)
12/09/2008	<u>57</u>	MOTION for Extension of Time to Answer Plaintiffs–Intervenors' First Interrogatories by The Pitt County Board of Education. (Attachments: # <u>1</u> Text of Proposed Order) (Allen, Curtis) (Entered: 12/09/2008)
12/09/2008		Motions Submitted: <u>57</u> MOTION for Extension of Time to Answer Plaintiffs–Intervenors' First Interrogatories forwarded to Judge Howard for consideration. (Heath, D.) (Entered: 12/09/2008)
12/10/2008	<u>58</u>	ORDER granting <u>57</u> Motion for Extension of Time until January 15, 2009, to answer or otherwise respond to plaintiffs–intervenors' First Interrogatories. Counsel served by NEF. Signed by Senior Judge Malcolm J. Howard on 12/10/2008. (Heath, D.) (Entered: 12/10/2008)
12/23/2008	<u>59</u>	MOTION for Extension of Time to Respond to Plaintiffs' First Set of Requests for Production of Documents by The Pitt County Board of Education. (Attachments: # <u>1</u> Proposed Order) (Allen, Curtis) (Entered: 12/23/2008)
12/23/2008		Motions Submitted: <u>59</u> MOTION for Extension of Time to Respond to Plaintiffs' First Set of Requests for Production of Documents forwarded to Judge Howard for consideration. (Heath, D.) (Entered: 12/23/2008)
12/29/2008	<u>60</u>	ORDER granting <u>59</u> Motion for Extension of Time: Defendant, Pitt County Board of Education has until February 4, 2009 to respond to plaintiffs' First Set of Requests for Production of Documents. Signed by Senior Judge Malcolm J. Howard on 12/29/08. (Lee, L.) (Entered: 12/29/2008)
01/12/2009	<u>61</u>	Second MOTION for Extension of Time to Answer Plaintiffs–Intervenors' First Interrogatories by The Pitt County Board of Education. (Attachments: # <u>1</u> Text of Proposed Order Granting Pitt County Board of Education's Second Motion for Extension of Time to Answer Plaintiffs–Intervenors' First Interrogatories) (Allen, Curtis) (Entered: 01/12/2009)
01/12/2009		Motions Submitted: <u>61</u> Second MOTION for Extension of Time to Answer Plaintiffs–Intervenors' First Interrogatories forwarded to Judge Howard for consideration. (Heath, D.) (Entered: 01/12/2009)
01/14/2009	<u>62</u>	ORDER granting <u>61</u> Motion for Extension of Time. Defendant Pitt County Bd. of Ed. has until Feb. 10, 2009, to answer or otherwise respond to plaintiffs–intervenors' First Interrogatories. Counsel served by NEF. Signed by Senior Judge Malcolm J. Howard on 1/14/2009. (Heath, D.) (Entered: 01/14/2009)
01/27/2009	<u>63</u>	NOTICE of Appearance by Eva DuBuisson on behalf of The Pitt County Board of Education (DuBuisson, Eva) (Entered: 01/27/2009)
01/28/2009	<u>64</u>	Second MOTION for Extension of Time to Respond to Plaintiffs' Discovery Requests by The Pitt County Board of Education. (Attachments: # <u>1</u> Text of Proposed Order Granting Defendant Pitt County Board of Education's Second Motion for Extension of Time to Respond to Plaintiffs' Discovery Requests) (Allen, Curtis) (Entered: 01/28/2009)
01/29/2009		Motions Submitted: <u>64</u> Second MOTION for Extension of Time to Respond to Plaintiffs' Discovery Requests forwarded to Judge Howard for consideration. (Heath, D.) (Entered: 01/29/2009)
02/02/2009	<u>65</u>	ORDER granting <u>64</u> Motion for Extension of Time. Defendant Pitt County Board of Education has until March 6, 2009, to answer or otherwise respond to plaintiff's First Set of Interrogatories and First set of Requests for Production of Documents. Counsel served by NEF. Signed by Senior Judge Malcolm J. Howard on 2/2/2009. (Heath, D.) (Entered: 02/02/2009)
03/12/2009	<u>66</u>	First MOTION for Extension of Time to Complete Discovery by The Greenville Parents Association, Juvenile Female 1. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order on Pltf–Interv Mot to Ext Disc Resp Time) (McLawnhorn, Charles)

		(Entered: 03/12/2009)
03/13/2009		Motions Submitted: <u>66</u> First MOTION for Extension of Time to Complete Discovery forwarded to Judge Howard for consideration. (Heath, D.) (Entered: 03/13/2009)
03/16/2009	<u>67</u>	ORDER granting <u>66</u> Motion for Extension of Time to Complete Discovery. Plaintiffs–Intervenors shall have until April 15, 2009, to respond to Plaintiffs' First Set of Interrogatories. Signed by Senior Judge Malcolm J. Howard on 3/16/09. (Lee, L.) (Entered: 03/16/2009)
04/23/2009	<u>69</u>	MOTION Entry of Consent Order by The Pitt County Board of Education. (Attachments: # <u>1</u> Exhibit Proposed Order and Settlement Agreement) (DuBuisson, Eva) (Entered: 04/23/2009)
04/23/2009	<u>70</u>	MOTION to Stay <i>Discovery</i> by The Pitt County Board of Education. (Attachments: # <u>1</u> Text of Proposed Order Draft Order) (DuBuisson, Eva) (Entered: 04/23/2009)
04/23/2009	<u>71</u>	Memorandum in Support re <u>70</u> MOTION to Stay <i>Discovery</i> filed by The Pitt County Board of Education. (DuBuisson, Eva) (Entered: 04/23/2009)
04/24/2009		Motions Submitted: <u>70</u> MOTION to Stay Discovery forwarded to Judge Howard for consideration. (Heath, D.) (Entered: 04/24/2009)
05/18/2009		Motions Submitted: <u>69</u> MOTION Entry of Consent Order forwarded to Judge Howard for consideration. (Heath, D.) (Entered: 05/18/2009)
11/02/2009	<u>72</u>	MOTION to Withdraw as Attorney by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Attachments: # <u>1</u> Envelope) (Atkinson, J.) (Entered: 11/02/2009)
11/03/2009		NOTICE OF DEFICIENCY re: <u>72</u> Motion to Withdraw as Attorney ; Pursuant to Local Civil Rule 6.1, or the judges practice preferences on the courts website, counsel must submit a proposed order. The order must be filed electronically using the event PROPOSED ORDER located in the RESPONSES AND REPLIES category. FURTHER, counsel failed to use the proper signature block on the motion. Counsel should refile the motion. (Heath, D.) (Entered: 11/03/2009)
11/04/2009	<u>73</u>	ORDER – The court approves the parties settlement and GRANTS the School Board's motion for judicial approval of its 2006 – 2007 student assignment plan and revised policy 10.107. The court ORDERS the parties to work toward attaining unitary status so the court may relinquish jurisdiction over this case and restore to the School Board full responsibility for the operation of its schools. The court further ORDERS the parties to submit on or before December 31, 2012, a report detailing the School Board's efforts and progress in achieving unitary status and eliminating the vestiges of past discrimination to the extent practicable. All remaining motions are dismissed as moot. This case is administratively closed subject to being reopened upon motion of any party and upon filing of the parties report. Counsel served electronically. Signed by Senior Judge Malcolm J. Howard on 11/4/2009. (Heath, D.) (Entered: 11/04/2009)
04/15/2011	<u>74</u>	First MOTION to Withdraw as Attorney <i>Substitute Elizabeth Haddix</i> by The Pitt County Coalition For Educating Black Children. (Haddix, Elizabeth) (Entered: 04/15/2011)
04/15/2011	<u>75</u>	NOTICE of Appearance by Elizabeth McLaughlin Haddix on behalf of Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children (Haddix, Elizabeth) (Entered: 04/15/2011)
04/15/2011	<u>76</u>	Corrected MOTION to Withdraw <u>74</u> First MOTION to Withdraw as Attorney <i>Substitute Elizabeth Haddix FOR ALL PLAINTIFFS</i> by Rhonda Everett, Melissa Grimes. (Haddix, Elizabeth) (Entered: 04/15/2011)
04/15/2011	<u>77</u>	MOTION for Permanent Injunction by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. Responses due by 5/6/2011 (Attachments: # <u>1</u> Index Index of Exhibits, # <u>2</u> Exhibit Exhibit 1, Part 1, # <u>3</u> Exhibit Exhibit 1, Part 2, # <u>4</u> Exhibit Exhibit 1, Part 3, # <u>5</u> Exhibit Exhibit 2, # <u>6</u> Exhibit Exhibit 3, # <u>7</u> Exhibit Exhibit 4, # <u>8</u> Exhibit

		Exhibit 5, # <u>9</u> Exhibit Exhibit 6, # <u>10</u> Exhibit Exhibit 7, # <u>11</u> Exhibit Exhibit 8, # <u>12</u> Exhibit Exhibit 9, # <u>13</u> Exhibit Exhibit 10, # <u>14</u> Exhibit Exhibit 11, # <u>15</u> Exhibit Exhibit 12, # <u>16</u> Exhibit Exhibit 13, # <u>17</u> Exhibit Exhibit 14, # <u>18</u> Exhibit Exhibit 15, # <u>19</u> Exhibit Exhibit 16, # <u>20</u> Text of Proposed Order Proposed order) (Haddix, Elizabeth) (Entered: 04/15/2011)
04/15/2011	<u>78</u>	Memorandum in Support re <u>77</u> MOTION for Permanent Injunction filed by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Haddix, Elizabeth) (Entered: 04/15/2011)
04/18/2011		NOTICE OF DEFICIENCY re: <u>77</u> Motion for Permanent Injunction and <u>78</u> Memorandum in Support. Counsel failed to file a Notice of Appearance prior to filing the motion and memorandum. Counsel is instructed to file a Notice of Appearance as soon as possible. FURTHER, counsel failed to identify each exhibit. Pursuant to Section L(2)(b) of the Court's Electronic Policy and Procedure Manual, all exhibits and attachments must be identified with a clear and complete description of the document. Counsel is instructed to refile the motion and identify each exhibit attached and refile the memorandum and link it to the motion. (Heath, D.) (Entered: 04/18/2011)
04/18/2011		NOTICE TO COUNSEL: Counsel please disregard the portion of the Notice of Deficiency relating to the filing of a Notice of Appearance. Counsel did file a Notice of Appearance as required by Local Rule 83.1. NOTE, the filing attorney failed to sign the Corrected Motion to Withdraw <u>76</u> and failed to attach a proposed order. Pursuant to Section J(1) of the Court's Electronic Policy and Procedure Manual, the name of the cm/ecf user under whose log-in and password the document is submitted must be preceded by a "/" and typed in the space where the signature would otherwise appear. Counsel is instructed to refile the Corrected Motion to Withdraw and include the filing attorney's signature line and proposed order. (Heath, D.) (Entered: 04/18/2011)
04/18/2011	<u>79</u>	Corrected MOTION to Withdraw as Attorney <i>For ALL Plaintiffs</i> by Rhonda Everett, Melissa Grimes. (Attachments: # <u>1</u> Text of Proposed Order) (Haddix, Elizabeth) (Entered: 04/18/2011)
04/19/2011		NOTICE OF DEFICIENCY re: <u>79</u> Motion to Withdraw as Attorney – The electronic/graphic signature on the document and the electronic filer do not match. Counsel is directed to refile the document because the docket entry must reflect that the filer and the signer are the same individual. (Lee, B.) (Entered: 04/19/2011)
04/19/2011	<u>80</u>	Corrected MOTION for Permanent Injunction by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. Responses due by 5/6/2011 (Attachments: # <u>1</u> Index Exhibit A Index of Exhibits, # <u>2</u> Exhibit Exhibit 1 Part 1 OREd Presentation 6.7.2010, # <u>3</u> Exhibit Exhibit 1 Part 2 OREd Presentation 6.7.2010, # <u>4</u> Exhibit Exhibit 1 Part 3 OREd Presentation 6.7.2010, # <u>5</u> Exhibit Exhibit 2 Reassignment Process FAQs, # <u>6</u> Exhibit Exhibit 3 ES2/MS2, # <u>7</u> Exhibit Exhibit 4 ES4/MS3, # <u>8</u> Exhibit Exhibit 5 Board Minutes 7.1.2010, # <u>9</u> Exhibit Exhibit 6 ES5 and Board Minutes 8.16.2010, # <u>10</u> Exhibit Exhibit 7 MS 4 and Board Minutes 9.13.2010, # <u>11</u> Exhibit Exhibit 8 ES5A and MS2B, # <u>12</u> Exhibit Exhibit 9 Board Minutes 10.11.2010, # <u>13</u> Exhibit Exhibit 10 Affidavit of Melissa Grimes and Kirwan Maps, # <u>14</u> Exhibit Exhibit 11 Superintendent Reep Recommendations 10.31.2010, # <u>15</u> Exhibit Exhibit 12 Final Approved Reassignment Plan and Board Minutes 11.15.2010, # <u>16</u> Exhibit Exhibit 13 Pitt County Schools Demographics 2009–2010, # <u>17</u> Exhibit Exhibit 14 Board Minutes 12.6.2010, # <u>18</u> Exhibit Exhibit 15 Kirwan Maps of Final Plan, # <u>19</u> Exhibit Exhibit 16 2009–2010 Reading Proficiency, Elmhurst, South Greenville, CM Eppes and PCS, # <u>20</u> Text of Proposed Order Proposed Order) (Haddix, Elizabeth) (Entered: 04/19/2011)
04/19/2011	<u>81</u>	Memorandum in Support re <u>80</u> Corrected MOTION for Permanent Injunction filed by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Haddix, Elizabeth) (Entered: 04/19/2011)

04/20/2011	<u>82</u>	Corrected MOTION to Withdraw as Attorney <i>for ALL PLAINTIFFS</i> by Rhonda Everett, Melissa Grimes. (Attachments: # <u>1</u> Text of Proposed Order) (Haddix, Elizabeth) (Entered: 04/20/2011)
04/25/2011		Motion Submitted to Senior Judge Malcolm J. Howard: <u>82</u> Corrected MOTION to Withdraw as Attorney for all plaintiffs. (Heath, D.) (Entered: 04/25/2011)
05/04/2011	<u>83</u>	ORDER granting <u>82</u> Motion to Withdraw as Attorney. Attorney Susan Ashley Osment terminated and Elizabeth Haddix is substituted as counsel for Plaintiffs. Signed by Senior Judge Malcolm J. Howard on 5/4/2011. (Heath, D.) (Entered: 05/04/2011)
05/06/2011	<u>84</u>	RESPONSE in Opposition re <u>80</u> Corrected MOTION for Permanent Injunction filed by The Pitt County Board of Education. (Attachments: # <u>1</u> Exhibit 1 Affidavit of Dr Beverly Reep with attachments Part 1, # <u>2</u> Exhibit 1 Affidavit of Dr Beverly Reep with attachments Part 2, # <u>3</u> Exhibit 1 Affidavit of Dr Beverly Reep with attachments Part 3, # <u>4</u> Exhibit 1 Affidavit of Dr Beverly Reep with attachments Part 4, # <u>5</u> Exhibit 1 Affidavit of Dr Beverly Reep with attachments Part 5, # <u>6</u> Exhibit 1 Affidavit of Dr Beverly Reep with attachments Part 6, # <u>7</u> Exhibit 1 Affidavit of Dr Beverly Reep with attachments Part 7, # <u>8</u> Exhibit 1 Affidavit of Dr Beverly Reep with attachments Part 8, # <u>9</u> Exhibit 1 Affidavit of Dr Beverly Reep with attachments Part 9, # <u>10</u> Exhibit 1 Affidavit of Dr Beverly Reep with attachments Part 10, # <u>11</u> Exhibit 1 Affidavit of Dr Beverly Reep with attachments Part 11, # <u>12</u> Exhibit 2 Affidavit of Aaron Beaulieu) (Soo, Kenneth) (Entered: 05/06/2011)
05/11/2011	85	Note – The Notice of Electronic Filing has been regenerated for <u>83</u> Order granting <u>82</u> motion to withdraw per request of Mr. McLawhorn. (Heath, D.) (Entered: 05/11/2011)
05/24/2011		Motion Submitted to Senior Judge Malcolm J. Howard: <u>80</u> Corrected Motion for Permanent Injunction. (Heath, D.) (Entered: 05/24/2011)
06/03/2011	<u>86</u>	NOTICE of Appearance by Benita Nicole Jones on behalf of All Plaintiffs. (Jones, Benita) (Entered: 06/03/2011)
06/30/2011	<u>87</u>	MOTION status conference by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Jones, Benita) (Entered: 06/30/2011)
06/30/2011		Motion Submitted to Senior Judge Malcolm J. Howard: <u>87</u> MOTION requesting status conference. (Heath, D.) (Entered: 06/30/2011)
08/03/2011	<u>88</u>	ORDER – This matter is before the court on plaintiff's Motion for Injunctive and Other Relief. The court schedules this matter for oral argument Tuesday, August 16, 2011, at 10:00 a.m. at the United States Courthouse in Greenville. Counsel should read order in its entirety for further information. Signed by Senior Judge Malcolm J. Howard on 8/3/2011. (Heath, D.) Copy to Shannon, Weebie, Jolie, Lisa, Shelia, James and CSO. (Entered: 08/03/2011)
08/03/2011		Set Hearing as to <u>80</u> MOTION for Permanent Injunction. Motion Hearing set for 8/16/2011 at 10:00 AM in Greenville – Courtroom before Senior Judge Malcolm J. Howard. Advised Shannon, Weebie, Jolie, Lisa, Shelia, James and CSO. (Heath, D.) (Entered: 08/03/2011)
08/11/2011	<u>89</u>	NOTICE of Appearance by Deborah R. Stagner on behalf of The Pitt County Board of Education. (Stagner, Deborah) (Entered: 08/11/2011)
08/14/2011	<u>90</u>	MOTION to Withdraw as Attorney by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order granting Motion to Withdraw as Counsel for Benita Nicole Jones) (Jones, Benita) (Entered: 08/14/2011)
08/15/2011		Motion Submitted to Senior Judge Malcolm J. Howard: <u>90</u> MOTION to Withdraw as Attorney. (Heath, D.) (Entered: 08/15/2011)

08/15/2011	<u>91</u>	ORDER granting <u>90</u> Motion to Withdraw as Attorney. Attorney Benita Nicole Jones terminated. Signed by Senior Judge Malcolm J. Howard on 8/15/2011. (Heath, D.) (Entered: 08/15/2011)
08/16/2011	<u>92</u>	Minute Entry for proceedings held before Senior Judge Malcolm J. Howard in Greenville: Motion Hearing held on 8/16/2011 re <u>80</u> Corrected MOTION for Permanent Injunction filed by plaintiffs – Counsel present for plaintiffs, intervenor plaintiffs and defendant – Court heard oral arguments from all parties – Court reserves ruling at this time and will enter a written order. (Court Reporter Becky Capps) (Lee, L.) (Entered: 08/16/2011)
08/16/2011	<u>93</u>	ORDER denying <u>80</u> Motion for Injunctive and Other Relief. Signed by Senior Judge Malcolm J. Howard on 8/16/2011. (Heath, D.) Order replaced 8/17/2011 to reflect corrected citations on page 4) Notice of Electronic Filing regenerated. (Heath, D.). (Entered: 08/16/2011)
09/15/2011	<u>94</u>	NOTICE OF APPEAL as to <u>93</u> Order on Motion for Permanent Injunction by Rhonda Everett, Melissa Grimes. Filing fee \$ 455, receipt number 0417-1762301. (Haddix, Elizabeth) (Entered: 09/15/2011)
09/15/2011	<u>95</u>	***CORRECTED*** NOTICE OF APPEAL as to <u>93</u> Order on Motion for Permanent Injunction by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. Filing fee \$ 455, receipt number 0417-1762301. (Haddix, Elizabeth) (Entered: 09/15/2011)
09/16/2011	<u>96</u>	Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>95</u> Notice of Appeal by Rhonda Everett, et al. (Fogle, L.) (Entered: 09/16/2011)
09/20/2011	<u>97</u>	US Court of Appeals Case Number 11-2000, Cathi Bennett, Case Manager for <u>95</u> Notice of Appeal, filed by Melissa Grimes, Rhonda Everett, The Pitt County Coalition For Educating Black Children, Christopher W. Taylor, Caroline Sutton. (Fogle, L.) (Entered: 09/21/2011)
05/07/2012	<u>98</u>	Published Opinion from Fourth Circuit Court of Appeals. VACATED and REMANDED by published opinion. (Fogle, L.) (Entered: 05/08/2012)
05/07/2012	<u>99</u>	US Court of Appeals Judgment – In accordance with the decision of this court, the judgment of the district court is vacated. This case is remanded to the district court for further proceedings consistent with the court's decision. This judgment shall take effect upon issuance of this court's mandate in accordance with Fed. R. App. P. 41 as to <u>95</u> Notice of Appeal, filed by Melissa Grimes, Rhonda Everett, The Pitt County Coalition For Educating Black Children, Christopher W. Taylor, Caroline Sutton. (Fogle, L.) (Entered: 05/08/2012)
05/21/2012	<u>100</u>	Stay of Mandate regarding <u>95</u> Notice of Appeal – This court's mandate is STAYED under Fed. R. App. P. 41(d)(1), which provides that "[t]he timely filing of a petition for panel rehearing, petition for rehearing en banc, or motion for stay of mandate, stays the mandate until disposition of the petition or motion." (Fogle, L.) (Entered: 05/22/2012)
06/05/2012	<u>101</u>	ORDER of US Court of Appeals – DENYING the petition for rehearing en banc as to <u>95</u> Notice of Appeal, filed by Melissa Grimes, Rhonda Everett, The Pitt County Coalition For Educating Black Children, Christopher W. Taylor, Caroline Sutton. (Fogle, L.) (Entered: 06/05/2012)
06/13/2012	<u>102</u>	MANDATE of US Court of Appeals (certified copy) – The judgment of this court, entered May 7, 2012, takes effect today. This constitutes the formal mandate of this court issued pursuant to Rule 41(a) of the Federal Rules of Appellate Procedure as to <u>95</u> Notice of Appeal, filed by Melissa Grimes, Rhonda Everett, The Pitt County Coalition For Educating Black Children, Christopher W. Taylor, Caroline Sutton. (Fogle, L.) (Entered: 06/13/2012)
06/15/2012	<u>103</u>	MOTION to Expedite <i>Reconsideration on Remand</i> by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Dorosin, Mark) (Entered: 06/15/2012)

06/15/2012	<u>104</u>	Memorandum in Support regarding <u>103</u> MOTION to Expedite <i>Reconsideration on Remand</i> filed by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Dorosin, Mark) (Entered: 06/15/2012)
06/27/2012	<u>105</u>	ORDER – The court hereby directs the parties to confer and to submit to the court, within twenty–one (21) days of the entry of this order, proposed administrative procedures and deadlines for the court's consideration of the parties' claims regarding the defendant School Board's student attendance policy, bearing in mind that such procedures should ensure the safety, wellbeing and education of the children in the Pitt County schools. Counsel should read the order in its entirety for critical information and deadlines. Signed by Senior Judge Malcolm J. Howard on 6/27/2012. (Rudd, D.) (Entered: 06/27/2012)
07/06/2012	<u>106</u>	MOTION for Declaration of Unitary Status by The Pitt County Board of Education. (Soo, Kenneth) (Entered: 07/06/2012)
07/06/2012	<u>107</u>	Memorandum in Support regarding <u>106</u> MOTION for Declaration of Unitary Status filed by The Pitt County Board of Education. (Soo, Kenneth) (Entered: 07/06/2012)
07/09/2012		**STAFF NOTE DOCKETED IN WRONG CASE.** NOTICE OF CORRECTION. (Rudd, D.) (Entered: 07/09/2012)
07/18/2012	<u>108</u>	RESPONSE to Order regarding <u>105</u> Order., <i>regarding Hearing Procedures</i> filed by The Pitt County Board of Education. (Soo, Kenneth) (Entered: 07/18/2012)
07/27/2012	<u>109</u>	RESPONSE in Opposition regarding <u>106</u> MOTION for Declaration of Unitary Status filed by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Dorosin, Mark) (Entered: 07/27/2012)
07/27/2012	<u>110</u>	Memorandum in Opposition regarding <u>109</u> Response in Opposition to Motion, filed by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Dorosin, Mark) (Entered: 07/27/2012)
07/27/2012		Motion Submitted to Senior Judge Malcolm J. Howard: <u>106</u> MOTION for Declaration of Unitary Status and <u>108</u> and <u>110</u> Responses to the Court's Order at <u>105</u> . (Rudd, D.) (Entered: 07/27/2012)
08/13/2012	<u>111</u>	REPLY to Response to Motion regarding <u>106</u> MOTION for Declaration of Unitary Status filed by The Pitt County Board of Education. (Stagner, Deborah) (Entered: 08/13/2012)
09/10/2012	<u>112</u>	Order Setting Hearing – Status Conference and Administrative Hearing set for 10/25/2012 at 10:00 AM in Greenville Courtroom before Senior Judge Malcolm J. Howard. Counsel should read order in its entirety for critical information. Signed by Senior Judge Malcolm J. Howard on 9/10/2012. (Rudd, D.) (Entered: 09/10/2012)
09/10/2012	<u>113</u>	NOTICE of Appearance by Taiyyaba Qureshi on behalf of All Plaintiffs. (Qureshi, Taiyyaba) (Entered: 09/10/2012)
10/02/2012	<u>114</u>	MOTION to Withdraw as Attorney by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Attachments: # <u>1</u> Text of Proposed Order) (Simpson, William) (Entered: 10/02/2012)
10/03/2012		Motion Submitted to Senior Judge Malcolm J. Howard: <u>114</u> MOTION to Withdraw as Attorney. (Lee, L.) (Entered: 10/03/2012)
10/10/2012	<u>115</u>	ORDER granting <u>114</u> Motion to Withdraw as Attorney. Attorney William G. Simpson, Jr. terminated. Signed by Senior Judge Malcolm J. Howard on 10/9/2012. (Rudd, D.) (Entered: 10/10/2012)
10/10/2012	<u>116</u>	Order Resetting Hearing – Status Conference and Administrative Conference reset for 10/23/2012 at 2:00 PM at the United States Courthouse in Durham, North Carolina before Senior Judge Malcolm J. Howard. Counsel should read order in its

		entirety for critical information. Signed by Senior Judge Malcolm J. Howard on 10/10/2012. (Rudd, D.) (Entered: 10/10/2012)
10/11/2012	<u>117</u>	Order Resetting Hearing – Due to a change in courtroom availability, the court hereby notifies the parties that the location of the status conference and administrative hearing in this matter has been changed. Status Conference and Administrative Hearing reset for 10/23/2012 at 2:00 PM in Raleigh, 7th Floor Courtroom 2 before Senior Judge Malcolm J. Howard. Signed by Senior Judge Malcolm J. Howard on 10/11/2012. (Rudd, D.) (Entered: 10/11/2012)
10/18/2012	<u>118</u>	NOTICE of Hearing: Status Conference REset for 10/23/2012 at 2:00 PM in Raleigh 5th Floor Courtroom before Senior Judge Malcolm J. Howard. Reflects courtroom change ONLY. (Rudd, D.) (Entered: 10/18/2012)
10/18/2012	<u>119</u>	MOTION for Leave to Appear Enroll Pro Hac Vice Counsel <i>Brenda Shum</i> by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Haddix, Elizabeth) (Entered: 10/18/2012)
10/19/2012		Motion Submitted to Senior Judge Malcolm J. Howard: <u>119</u> MOTION for Leave to Appear Enroll Pro Hac Vice Counsel <i>Brenda Shum</i> . (Lee, L.) (Entered: 10/19/2012)
10/19/2012		NOTICE OF DEFICIENCY regarding: <u>119</u> Motion for Leave to Appear: Pursuant to Local Civil Rule 6.1, or the judges practice preferences on the courts website, counsel must submit a proposed order. The order must be filed electronically using the event PROPOSED ORDER located in the RESPONSES AND REPLIES category. (Lee, L.) (Entered: 10/19/2012)
10/19/2012	<u>120</u>	Corrected MOTION for Leave to File <i>Enroll Pro Hac Vice Counsel Brenda Shum</i> by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order Granting Leave to Enroll Pro Hac Vice Counsel) (Haddix, Elizabeth) (Entered: 10/19/2012)
10/19/2012	<u>121</u>	STATUS REPORT by The Greenville Parents Association. (McLawhorn, Charles) (Entered: 10/19/2012)
10/24/2012	<u>122</u>	ORDER granting <u>119</u> Motion for Leave to Appear Pro Hac Vice. Signed by Senior Judge Malcolm J. Howard on 10/23/2012. (Rudd, D.) (Entered: 10/24/2012)
11/05/2012	<u>124</u>	US Court of Appeals Judgment as to <u>95</u> Notice of Appeal, filed by Melissa Grimes, Rhonda Everett, The Pitt County Coalition For Educating Black Children, Christopher W. Taylor, Caroline Sutton. In accordance with the decision of this court, the petition for writ of mandamus is denied. (Fogle, L.) (Entered: 11/05/2012)
11/08/2012	<u>125</u>	NOTICE by The Pitt County Board of Education <i>Joint Proposed Scheduling Order</i> (Stagner, Deborah) (Entered: 11/08/2012)
11/28/2012	<u>126</u>	JOINT SCHEDULING ORDER: Discovery due by 3/1/2013. Final Pretrial Conference set for 4/15/2013 civil term in Greenville Courtroom before Senior Judge Malcolm J. Howard. Signed by Senior Judge Malcolm J. Howard on 11/28/2012. (Rudd, D.) (Entered: 11/28/2012)
11/28/2012		ORAL ORDER – The status conference scheduled for December 6, 2012 in Greenville before Senior Judge Malcolm J. Howard has been discontinued pursuant to the joint scheduling order entered on the docket at <u>126</u> . Entered by Senior Judge Malcolm J. Howard on 11/28/2012. (Rudd, D.) (Entered: 11/28/2012)
12/21/2012	<u>127</u>	MOTION for Leave to Appear Pro Hac Vice <i>Ezra D. Rosenberg. Esq.</i> by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Attachments: # <u>1</u> Affidavit in support of Motion to Enroll Pro Hac Vice, # <u>2</u> Exhibit Certificates of Good Standing) (Dorosin, Mark) (Entered: 12/21/2012)
12/27/2012		NOTICE OF DEFICIENCY regarding: <u>127</u> Motion for Leave to Appear; Pursuant to Local Civil Rule 6.1, or the judges practice preferences on the courts website,

		counsel must submit a proposed order. The order must be filed electronically using the event PROPOSED ORDER located in the RESPONSES AND REPLIES category. Additionally, the judge's practice preferences MAY require counsel to email the proposed order in a word processing format. (Rudd, D.) (Entered: 12/27/2012)
12/28/2012	<u>128</u>	Proposed Order regarding <u>127</u> MOTION for Leave to Appear Pro Hac Vice <i>Ezra D. Rosenberg. Esq.</i> filed by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Dorosin, Mark) (Entered: 12/28/2012)
01/02/2013		Motion Submitted to Senior Judge Malcolm J. Howard: <u>127</u> MOTION for Leave to Appear Pro Hac Vice <i>Ezra D. Rosenberg. Esq.</i> (Rudd, D.) (Entered: 01/02/2013)
01/07/2013	<u>129</u>	ORDER granting <u>127</u> Motion for Leave to Appear Pro Hac Vice Counsel. Signed by Senior Judge Malcolm J. Howard on 1/7/2013. (Rudd, D.) (Entered: 01/07/2013)
01/14/2013	<u>130</u>	NOTICE by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children regarding <u>126</u> Scheduling Order <i>Joint Proposed Amended Scheduling Order.</i> (Dorosin, Mark) (Entered: 01/14/2013)
01/24/2013	<u>131</u>	AMENDED JOINT SCHEDULING ORDER: Discovery due by 4/1/2013. Final lists of witnesses and exhibits under Rule 26(a)(3) shall be due on or before the date of the Final Pretrial Conference. Counsel should read order in its entirety for critical information and deadlines. Signed by Senior Judge Malcolm J. Howard on 1/24/2013. (Rudd, D.) (Entered: 01/24/2013)
01/24/2013	<u>132</u>	NOTICE of Voluntary Dismissal by Juvenile Female 1, The Greenville Parents Association (McLawhorn, Charles) (Entered: 01/24/2013)
02/13/2013	<u>133</u>	MOTION for Leave to Appear Pro Hac Vice <i>Lauren Kurtz</i> by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit – Declaration) (Dorosin, Mark) (Entered: 02/13/2013)
02/13/2013	<u>134</u>	MOTION for Leave to Appear Pro Hac Vice <i>Christopher Buente</i> by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit – Declaration) (Dorosin, Mark) Modified on 2/15/2013 (Heath, D.). (Entered: 02/13/2013)
02/13/2013	<u>135</u>	MOTION for Leave to Appear Pro Hac Vice <i>Shane Prince</i> by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit – Declaration) (Dorosin, Mark) (Entered: 02/13/2013)
02/13/2013		Motions Submitted to Senior District Judge Malcolm J. Howard: <u>135</u> MOTION for Leave to Appear Pro Hac Vice <i>Shane Prince</i> , <u>134</u> MOTION for Leave to Appear Pro Hac Vice <i>Christopher Buente</i> and <u>133</u> MOTION for Leave to Appear Pro Hac Vice <i>Lauren Kurtz.</i> (Rudd, D.) (Entered: 02/13/2013)
02/20/2013	<u>136</u>	ORDER granting Lauren Kurtz's <u>133</u> Motion for Leave to Appear pro hac vice. Signed by Senior Judge Malcolm J. Howard on 2/20/2013. (Rudd, D.) (Entered: 02/20/2013)
02/20/2013	<u>137</u>	ORDER granting Christopher Buente's <u>134</u> Motion for Leave to Appear pro hac vice. Signed by Senior Judge Malcolm J. Howard on 2/20/2013. (Rudd, D.) (Entered: 02/20/2013)
02/20/2013	<u>138</u>	ORDER granting Shane T. Prince's <u>135</u> Motion for Leave to Appear pro hac vice. Signed by Senior Judge Malcolm J. Howard on 2/20/2013. (Rudd, D.) (Entered: 02/20/2013)
04/04/2013	<u>139</u>	NOTICE of Hearing: Pretrial Conference set for 4/15/2013 at 10:00 AM in Greenville Courtroom before Senior Judge Malcolm J. Howard. (Rudd, D.) (Entered: 04/04/2013)

04/05/2013	<u>140</u>	Joint MOTION to Continue <i>Final Pretrial Conference</i> by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Dorosin, Mark) (Entered: 04/05/2013)
04/08/2013		NOTICE OF DEFICIENCY regarding: <u>140</u> Motion to Continue; Pursuant to Local Civil Rule 6.1, or the judges practice preferences on the courts website, counsel must submit a proposed order. The order must be filed electronically using the event PROPOSED ORDER located in the RESPONSES AND REPLIES category. Additionally, the judge's practice preferences MAY require counsel to email the proposed order in a word processing format. (Rudd, D.) (Entered: 04/08/2013)
04/08/2013	<u>141</u>	Proposed Order regarding <u>140</u> Joint MOTION to Continue <i>Final Pretrial Conference</i> filed by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Dorosin, Mark) (Entered: 04/08/2013)
04/08/2013		Motion Submitted to Senior Judge Malcolm J. Howard: <u>140</u> Joint MOTION to Continue <i>Final Pretrial Conference</i> . (Rudd, D.) (Entered: 04/08/2013)
04/10/2013	<u>142</u>	ORDER granting <u>140</u> Motion to Continue. This matter will be set for hearing beginning on July 22, 2013 at 10:00 a.m. at the US Courthouse in Greenville, North Carolina. Counsel should read this order in its entirety for critical information and deadlines. Signed by Senior Judge Malcolm J. Howard on 4/10/2013. (Rudd, D.) (Entered: 04/10/2013)
04/10/2013		Reset Hearing: Pretrial Conference reset for 7/22/2013 at 10:00 AM in Greenville Courtroom before Senior Judge Malcolm J. Howard. (Rudd, D.) (Entered: 04/10/2013)
05/10/2013	<u>143</u>	NOTICE by The Pitt County Board of Education <i>Pretrial Conference Report</i> (Soo, Kenneth) (Entered: 05/10/2013)
05/22/2013	<u>144</u>	ORDER regarding <u>132</u> Notice of Voluntary Dismissal filed by The Greenville Parents Association and Juvenile Female 1. There being no objection, the court GRANTS Plaintiffs–Intervenors' motion and hereby DISMISSES WITH PREJUDICE Plaintiffs–Intervenors' claims against all parties hereto. Signed by Senior Judge Malcolm J. Howard on 5/22/2013. (Rudd, D.) (Entered: 05/22/2013)
05/30/2013	<u>145</u>	Order Setting Hearing – Evidentiary Hearing set for 7/22/2013 at 10:00 AM in Greenville Courtroom before Senior Judge Malcolm J. Howard. The parties shall confer and submit to the court a proposed final pretrial order no later than July 10, 2013. Signed by Senior Judge Malcolm J. Howard on 5/29/2013. (Rudd, D.) (Entered: 05/30/2013)
07/10/2013	<u>146</u>	MOTION for Leave to Appear Pro Hac Vice <i>Noel Roycroft</i> by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Attachments: # <u>1</u> Affidavit, # <u>2</u> Exhibit, # <u>3</u> Exhibit) (Dorosin, Mark) (Entered: 07/10/2013)
07/10/2013	<u>147</u>	Proposed Order regarding <u>146</u> MOTION for Leave to Appear Pro Hac Vice <i>Noel Roycroft</i> filed by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Dorosin, Mark) (Entered: 07/10/2013)
07/10/2013	<u>148</u>	Proposed Pretrial Order by The Pitt County Board of Education. (Stagner, Deborah) (Entered: 07/10/2013)
07/11/2013	<u>149</u>	ORDER granting <u>146</u> Motion for Leave to Appear Pro Hac Vice by Noel Roycroft. Signed by Senior Judge Malcolm J. Howard on 7/11/2013. (Rudd, D.) (Entered: 07/11/2013)
07/15/2013	<u>150</u>	TRIAL BRIEF by The Pitt County Board of Education. (Stagner, Deborah) (Entered: 07/15/2013)
07/15/2013	<u>151</u>	TRIAL BRIEF by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Dorosin, Mark) (Entered: 07/15/2013)

07/22/2013	<u>152</u>	JOINT PRETRIAL ORDER. Signed by Senior Judge Malcolm J. Howard on 7/22/2013. (Rudd, D.) (Entered: 07/22/2013)
07/22/2013	<u>153</u>	Minute Entry for proceedings held before Senior Judge Malcolm J. Howard in Greenville, NC: Bench Trial begun on 7/22/2013 – DAY 1 – Counsel present for plaintiff's – Counsel present for defendant – Court makes opening remarks to the parties – Defendant goes forward on motion for Declaration of Unitary Status – Defendant and Plaintiff's make opening statements – Defendant's evidence begins – Court takes the evening recess at 3:42 p.m. to reconvene at 9:00 a.m. on Tuesday, 7/23/2013. (Court Reporter Donna Tomawski) (Rudd, D.) (Entered: 07/26/2013)
07/23/2013	<u>154</u>	Minute Entry for proceedings held before Senior Judge Malcolm J. Howard in Greenville, NC: Bench Trial held on 7/23/2013 – DAY 2 – Counsel present for plaintiff's and Counsel present for defendant – Defendant's evidence continues – Court takes the overnight recess at 4:00 p.m. to reconvene at 9:00 a.m. on Wednesday, July 24, 2013. (Court Reporter Donna Tomawski) (Rudd, D.) (Entered: 07/26/2013)
07/24/2013	<u>155</u>	Minute Entry for proceedings held before Senior Judge Malcolm J. Howard in Greenville, NC: Bench Trial held on 7/24/2013 – DAY 3 – Counsel present for plaintiff's and Counsel present for defendant – Defendant's evidence continues – Court takes the overnight recess at 3:10 p.m. to reconvene at 9:00 a.m. on Thursday, July 25, 2013. (Court Reporter Donna Tomawski) (Rudd, D.) (Entered: 07/26/2013)
07/25/2013	<u>156</u>	Minute Entry for proceedings held before Senior Judge Malcolm J. Howard in Greenville, NC: DAY 4 – Bench Trial held on 7/25/2013 – Defendant rest – Plaintiff's evidence begins – Court takes overnight recess at 2:20 p.m. to reconvene at 8:30 a.m. on Friday, July 26, 2013. (Court Reporter Donna Tomawski) (Rudd, D.) (Entered: 07/26/2013)
07/26/2013	<u>157</u>	Minute Entry for proceedings held before Senior Judge Malcolm J. Howard in Greenville, NC: Bench Trial held on and completed on 7/26/2013 – DAY 5 – Counsel present for plaintiff's and Counsel present for defendant – Plaintiff's evidence continues – Plaintiff's rest – Defendant and Plaintiff's closing arguments – The parties will have until 8/23/2013 to file the final briefs and proposed findings of facts and conclusions of law – Court sine dies at 2:40 p.m. (Court Reporter Donna Tomawski) (Rudd, D.) (Entered: 07/26/2013)
07/26/2013	<u>158</u>	Exhibit List from Bench Trial. (Rudd, D.) (Entered: 07/26/2013)
08/22/2013	<u>159</u>	OFFICIAL TRANSCRIPT of Bench Trial Proceedings held on July 22 – 26, 2013, before Senior District Judge Malcolm J. Howard. Court Reporter, Donna J. Tomawski, Telephone number (919) 645-1700. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Please review Attorney obligations regarding the redaction of electronic transcripts of court proceedings available on the court's website . Redaction Request due 9/15/2013. Redacted Transcript Deadline set for 9/25/2013. Release of Transcript Restriction set for 11/23/2013. (Attachments: # <u>1</u> Transcript, # <u>2</u> Transcript, # <u>3</u> Transcript, # <u>4</u> Transcript) (Tomawski, Donna) (Entered: 08/22/2013)
08/22/2013		NOTICE of Filing of Official Transcript <u>159</u> Transcript. The parties have seven calendar days from the filing of the transcript to file a Notice of Intent to Request Redaction. The parties must also serve a copy on the court reporter or transcriber. After filing the Notice of Intent to Request Redaction, a party must submit to the court reporter or transcriber, within 21 calendar days of the filing of the transcript, a written statement indicating where the personal data identifiers to be redacted appear in the transcript. (Tomawski, Donna) (Entered: 08/22/2013)
08/23/2013	<u>160</u>	Proposed Findings of Fact by The Pitt County Board of Education. (Stagner, Deborah) (Entered: 08/23/2013)
08/23/2013	<u>161</u>	Proposed Findings of Fact by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Dorosin, Mark) (Entered: 08/23/2013)

09/13/2013	<u>162</u>	MOTION to Withdraw as Attorney by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Qureshi, Taiyyaba) (Entered: 09/13/2013)
09/13/2013	<u>163</u>	MOTION to Withdraw as Attorney (<i>Proposed Order</i>) by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Qureshi, Taiyyaba) (Entered: 09/13/2013)
09/18/2013		Motion Submitted to Senior District Judge Malcolm J. Howard: <u>162</u> MOTION to Withdraw as Attorney. (Rudd, D.) (Entered: 09/18/2013)
09/19/2013	<u>164</u>	ORDER granting <u>162</u> Motion to Withdraw as Attorney: Attorneys Taiyyaba Qureshi and Shane Prince are withdrawn as counsel for plaintiffs. Signed by Senior Judge Malcolm J. Howard on 9/19/2013. (Lee, L.) (Entered: 09/19/2013)
09/25/2013	<u>165</u>	ORDER granting <u>106</u> Motion for Declaration of Unitary Status, DISMISSES as moot plaintiffs' motion for injunctive relief and hereby DISMISSES this case. The court finds plaintiffs' request for attorneys' fees and costs is not justified and therefore denies the same. The clerk is directed to close this case. Signed by Senior Judge Malcolm J. Howard on 9/25/2013. (Rudd, D.) (Entered: 09/25/2013)
09/25/2013	<u>166</u>	JUDGMENT – IT IS ORDERED, ADJUDGED AND DECREED that the court hereby GRANTS the School Board's Motion for Declaration of Unitary Status, DISMISSES as moot plaintiffs' motion for injunctive relief and hereby DISMISSES this case. The court finds plaintiffs' request for attorneys' fees and costs is not justified and therefore denies the same. Signed by Julie A. Richards, Clerk of Court on 9/25/2013. (Rudd, D.) (Entered: 09/25/2013)
10/24/2013	<u>167</u>	NOTICE OF APPEAL as to <u>165</u> Order on Motion for Miscellaneous Relief, <u>166</u> Judgment, by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. Filing fee \$ 455, receipt number 0417–2685583. (Dorosin, Mark) (Entered: 10/24/2013)
10/25/2013		NOTICE OF DEFICIENCY regarding: <u>167</u> Notice of Appeal – This court does not accept documents that are not flattened. Counsel is directed to re–file the flattened version. FURTHER – Counsel failed to attach a certificate of service as required by Rule 5(d), Fed. R. Civ. P. (Fogle, L.) (Entered: 10/25/2013)
10/25/2013	<u>168</u>	NOTICE OF APPEAL as to <u>165</u> Order on Motion for Miscellaneous Relief, <u>166</u> Judgment, by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. Filing fee \$ 455, receipt number 25csoqdj. (Dorosin, Mark) (Entered: 10/25/2013)
10/25/2013	<u>169</u>	Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals regarding <u>168</u> Notice of Appeal by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor and The Pitt County Coalition For Educating Black Children. (Fogle, L.) (Entered: 10/25/2013)
10/25/2013	<u>170</u>	US Court of Appeals Case Number 13–2312, Cathy Poulsen, Case Manager for <u>168</u> Notice of Appeal, filed by Melissa Grimes, Rhonda Everett, The Pitt County Coalition For Educating Black Children, Christopher W. Taylor, Caroline Sutton. (Fogle, L.) (Entered: 10/25/2013)
12/05/2013	<u>171</u>	MOTION to Withdraw as Attorney by Rhonda Everett. (Attachments: # <u>1</u> Text of Proposed Order) (Chambers, Julius) (Entered: 12/05/2013)
12/10/2013		Motion Submitted to Senior District Judge Malcolm J. Howard: <u>171</u> MOTION to Withdraw as Attorney. (Rudd, D.) (Entered: 12/10/2013)
12/11/2013	<u>172</u>	ORDER granting <u>171</u> Motion to Withdraw as Attorney – The withdrawal of Julius L. Chambers, deceased, and the law firm of Ferguson Chambers & Sumter, P.A. are hereby withdrawn as counsel in the above–captioned matter. (Attorney Julius LeVonne Chambers terminated). Signed by Senior Judge Malcolm J. Howard on 12/11/2013. (Lee, L.) (Entered: 12/11/2013)
05/27/2014	<u>173</u>	MOTION to Withdraw as Attorney <i>Christopher Buente (pro hac vice)</i> by Rhonda Everett, Melissa Grimes, Caroline Sutton, Christopher W. Taylor, The Pitt County Coalition For Educating Black Children. (Dorosin, Mark) (Entered: 05/27/2014)

05/27/2014		Motion Submitted to Senior District Judge Malcolm J. Howard: <u>173</u> MOTION to Withdraw as Attorney <i>Christopher Buente (pro hac vice)</i> . (Rudd, D.) (Entered: 05/27/2014)
06/04/2014	<u>174</u>	ORDER granting <u>173</u> Motion to Withdraw as Attorney. Christopher Buente is hereby withdrawn as counsel in the above-captioned matter. Signed by Senior Judge Malcolm J. Howard on 6/3/2014. (Rudd, D.) (Entered: 06/04/2014)
06/03/2015	<u>175</u>	Published Opinion from Fourth Circuit Court of Appeals – AFFIRMED by published opinion. Judge Diaz wrote the majority opinion, in which Judge Niemeyer joined. Judge Wynn wrote a dissenting opinion. (Tripp, S.) Modified on 6/3/2015 to remove language derived from the dissenting opinion. (Lee, L.). (Entered: 06/03/2015)
06/03/2015	<u>176</u>	US Court of Appeals Judgment as to <u>168</u> Notice of Appeal, filed by Melissa Grimes, Rhonda Everett, The Pitt County Coalition For Educating Black Children, Christopher W. Taylor, Caroline Sutton – In accordance with the decision of this court, the judgment of the district court is affirmed. This judgment shall take effect upon issuance of this court's mandate in accordance with Fed. R. App. P. 41. (Tripp, S.) (Entered: 06/03/2015)
06/25/2015	<u>177</u>	MANDATE of US Court of Appeals (certified copy) as to <u>168</u> Notice of Appeal, filed by Melissa Grimes, Rhonda Everett, The Pitt County Coalition For Educating Black Children, Christopher W. Taylor, Caroline Sutton – The judgment of this court, entered June 3, 3015, takes effect today. This constitutes the formal mandate of this court issued pursuant to Rule 41(a) of the Federal Rules of Appellate Procedure. (Tripp, S.) (Entered: 06/25/2015)