

**U.S. District Court
District of South Carolina (Orangeburg)
CIVIL DOCKET FOR CASE #: 5:66-cv-00598-JMC**

USA v. Calhoun Cty School
Assigned to: Honorable J Michelle Childs
Demand: \$0
Cause: 42:1983 Civil Rights Act

Date Filed: 07/11/2003
Date Terminated: 07/09/2004
Jury Demand: None
Nature of Suit: 440 Civil Rights:
Other
Jurisdiction: Federal Question

Plaintiff

United States of America

represented by **Robert F Daley , Jr**
US Attorneys Office
1441 Main Street
Suite 500
Columbia, SC 29201
803-929-3000
Fax: 803-252-2759
Email: bob.daley@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kelly D Gardner
US Department of Justice (Civil
Rights-Educational)
950 Pennsylvania Avenue NW
Washington, DC 20530
252-305-3753
Email: kelly.gardner@usdoj.gov
PRO HAC VICE
ATTORNEY TO BE NOTICED

V.

Defendant

**Calhoun County School District
One**

represented by **David T Duff**
Duff Freeman Lyon LLC
3700 Forest Drive
Suite 201

Columbia, SC 29204
803-790-0603
Fax: 803-790-0605
Email: dduff@dfi-lawfirm.com
TERMINATED: 08/24/2006
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John M Reagle
Halligan Mahoney and Williams PA
PO Box 11367
1301 Gervais Street
Suite 1400
Columbia, SC 29211-1367
803-254-4035
Fax: 803-771-4422
Email: jreagle@hmvlegal.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Keith Robert Powell
Powell Counsel LC
808 Harborside Lane
Columbia, SC 29229
803-790-0603
Fax: 803-790-0605
Email: kpowell@duffchilds.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kenneth Lendrem Childs
Childs and Halligan
PO Box 11367
Columbia, SC 29211-1367
803-254-4035
Fax: 803-771-4422
Email: kchilds@childs-halligan.net
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Vernie L Williams
Halligan Mahoney and Williams PA
PO Box 11367
1301 Gervais Street
Suite 1400
Columbia, SC 29211-1367

803-254-4035
 Fax: 803-771-4422
 Email: vwilliams@hmwlegal.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William F Halligan
 Halligan Mahoney and Williams PA
 PO Box 11367
 1301 Gervais Street
 Suite 1400
 Columbia, SC 29211-1367
 803-254-4035
 Fax: 803-771-4422
 Email: bhalligan@hmwlegal.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/11/2003	1	JOINT MOTION by plaintiff USA, defendant Calhoun Cty School for entry of consent order (kbos) (Entered: 07/16/2003)
08/07/2003	2	ORDER granting [1-1] joint motion for entry of consent order (signed by Judge Margaret B. Seymour) (former empl) (Entered: 08/08/2003)
10/15/2003		CASE reassigned from Judge Seymour to Judge Henry F. Floyd (glev) (Entered: 10/15/2003)
10/15/2003	3	REPLY by defendant Calhoun Cty Sch One to [2-1] order (cbru) (Entered: 10/16/2003)
10/17/2003	4	LETTER of by Clerk Re: reassignment of case (gant) (Entered: 10/17/2003)
04/08/2004	5	NOTICE of Hearing set telephone conference for 10:00 4/26/04 before Judge Henry F. Floyd (cbru) (Entered: 04/08/2004)
04/26/2004	6	STATUS CONFERENCE held before Judge Henry F. Floyd; Consent Decree will be forwarded to Judge Floyd on 5/3/04 Court Reporter: Jean Cole. (fbos) (Entered: 04/26/2004)
05/03/2004	7	JOINT MOTION by plaintiff USA, defendant Calhoun Cty Sch One for entry of consent order (cbru) (Entered: 05/04/2004)

05/12/2004	8	CONSENT ORDER granting [7-1] joint motion for entry of consent order (signed by Judge Henry F. Floyd) eod/mld (mdea) Modified on 05/12/2004 (Entered: 05/12/2004)
07/09/2004		Case closed (mdea) (Entered: 07/09/2004)
10/15/2004	9	SCHOOL DISTRICT'S REPORT 2004-2005 YEAR by defendant Calhoun Cty Sch One (cbu) (Entered: 10/18/2004)
07/26/2005	10	JOINT MOTION for entry of consent order amending transfer order by United States of America, Calhoun County School District One. (mdea) (Entered: 07/26/2005)
08/01/2005	11	ORDER granting 10 Motion for entry of consent order Signed by Judge Henry F Floyd on 7/29/2005. (alew,) Modified on 8/1/2005 (alew,). Additional attachment(s) added on 8/1/2005 (alew,). (Entered: 08/01/2005)
08/01/2005	12	DOCKET ANNOTATION - please note that this image is the correct one for the order filed 8/1/2005 granting the joint motion for consent order. (alew,) (Entered: 08/01/2005)
10/17/2005	13	STATUS REPORT <i>School District's Report 2005-2006 Year</i> by Calhoun County School District One. (Attachments: # 1 Addendum School District's Report 2005-2006 Year)(Duff, David) (Entered: 10/17/2005)
08/24/2006	14	CONSENT ORDER granting Substitution of Counsel, Attorney Kenneth Lendrem Childs for Calhoun County School District One, William F Halligan for Calhoun County School District One, John M Reagle for Calhoun County School District One, Vernie L Williams for Calhoun County School District One added. Attorney David T Duff terminated. Signed by Judge Henry F Floyd on 8/24/06. (alew,) (Entered: 08/24/2006)
11/21/2006	15	MOTION to Approve Consent Judgment by Calhoun County School District One.Response to Motion due by 12/11/2006 (Attachments: # 1 Proposed Order Consent Order# 2 Exhibit Facilities Plan# 3 Exhibit Facilities Plan (Part two)# 4 Exhibit Attendance Boundary Map)Proposed order is being emailed to chambers with copy to opposing counsel(Halligan, William) (Entered: 11/21/2006)
11/21/2006	16	ORDER granting 15 Motion to Approve Consent Judgment Signed by Judge Henry F Floyd on 11/21/2006. (Attachments: # 1 Exhibit 1, part 1# 2 Exhibit 1, part 2# 3 Exhibit 2)(alew,) (Entered: 11/21/2006)
07/17/2007	17	CONSENT ORDER. Signed by Judge Henry F. Floyd on 7/17/2007. (alew,) (Entered: 07/17/2007)

09/19/2007	18	CONSENT ORDER. Signed by Judge Henry F. Floyd on 9/19/2007. (alew,) Additional attachment(s) added on 9/19/2007(Property Map)(alew,). Modified text on 9/19/2007 (alew,). (Entered: 09/19/2007)
02/13/2009	19	CONSENT ORDER permitting the District to use any one of Scenarios A, B, or C, for the establishment of the attendance zones for the K-8 schools beginning with the 2009-2010 school year. The prior orders of this Court remain in effect, except as modified herein. Signed by Honorable Henry F Floyd on 2/13/2009. (alew,) (Entered: 02/13/2009)
07/27/2009	20	CONSENT ORDER. Signed by Honorable Henry F Floyd on 7/27/09. (Attachments: # 1 School District of Calhoun County Transfer Policy)(alew,) (Entered: 07/27/2009)
01/16/2014	21	MOTION Unitary Status by Calhoun County School District One. Response to Motion due by 2/3/2014. (Attachments: # 1 Memo in Support Memo in Support of Unitary Status Motion, # 2 Supporting Documents CCSD Historical Documents, Part 1, # 3 Supporting Documents CCSD Historical Documents, Part 2, # 4 Supporting Documents CCSD Historical Documents, Part 3, # 5 Supporting Documents CCSD Historical Documents, Part 4, # 6 Supporting Documents CCSD Historical Documents, Part 5, # 7 Supporting Documents CCSD Historical Documents, Part 6, # 8 Supporting Documents CCSD Historical Documents, Part 7, # 9 Supporting Documents CCSD Historical Documents, Part 8, # 10 Supporting Documents CCSD Historical Documents, Part 9, # 11 Supporting Documents CCSD Historical Documents, Part 10)No proposed order.(Powell, Keith) Modified on 1/17/2014 to reflect additional attachments filed on 1/16/2014 as entries 22 and 23 (mdea,). additional attachment entry 29 added on 2/25/2014 (asni,). (Entered: 01/16/2014)
01/16/2014	22	Additional Attachments to Main Document 21 MOTION Unitary Status . First attachment description: Unitary Status Motion Attachment . (Attachments: # 1 Supporting Documents CCSD Historical Documents, Part 11, # 2 Supporting Documents CCSD Historical Documents, Part 12, # 3 Supporting Documents CCSD Historical Documents, Part 13, # 4 Supporting Documents CCSD Historical Documents, Part 14, # 5 Supporting Documents CCSD Historical Documents, Part 15, # 6 Supporting Documents CCSD Historical Documents, Part 16, # 7 Supporting Documents CCSD Historical Documents, Part 17, # 8 Supporting Documents CCSD Historical Documents, Part 18, # 9 Supporting Documents CCSD Historical Documents, Part 19, # 10 Supporting Documents CCSD Historical Documents, Part 20)(Powell, Keith) (Entered: 01/16/2014)

01/16/2014	23	Additional Attachments to Main Document 21 MOTION Unitary Status . First attachment description: Unitary Status Motion Attachment . (Attachments: # 1 Supporting Documents CCSD Historical Documents, Part 21, # 2 Supporting Documents CCSD Historical Documents, Part 22, # 3 Supporting Documents CCSD Historical Documents, Part 23, # 4 Supporting Documents CCSD Historical Documents, Part 24, # 5 Supporting Documents CCSD Historical Documents, Part 25, # 6 Supporting Documents CCSD Historical Documents, Part 26, # 7 Supporting Documents CCSD Historical Documents, Part 27, # 8 Supporting Documents CCSD Historical Documents, Part 28, # 9 Supporting Documents CCSD Historical Documents, Part 29)(Powell, Keith) (Entered: 01/16/2014)
01/17/2014	24	Case Reassigned to Judge Honorable J Michelle Childs. Judge Honorable Henry F Floyd no longer assigned to the case. (glev,) (Entered: 01/17/2014)
01/30/2014	25	MOTION to Appear Pro Hac Vice by Kelly Gardner by United States of America. Response to Motion due by 2/18/2014. (Attachments: # 1 Affidavit /Application and Certificate of Good Standing)No proposed order.(Daley, Robert) (Entered: 01/30/2014)
01/30/2014	26	RESPONSE in Support re 21 MOTION Unitary Status Response filed by United States of America. (Attachments: # 1 Certificate of Service)(Daley, Robert) (Entered: 01/30/2014)
01/31/2014	27	TEXT ORDER granting 25 Motion to Appear Pro Hac Vice. Signed by Honorable J Michelle Childs on 1/31/2014.(asni,) (Entered: 01/31/2014)
02/24/2014	28	TEXT ORDER: The parties have informed the court of their request to grant Defendant's Motion for Declaration of Unitary Status and Dismissal 21 . The court directs Defendant to prepare a proposed order by March 28, 2014. re 21 MOTION Unitary Status. (Specific Document due by 3/28/2014.) Signed by Honorable J Michelle Childs on 2/24/2014. (asni,) (Entered: 02/24/2014)
02/25/2014	29	Additional Attachments to Main Document 21 MOTION Unitary Status (Attachments: # 1 Supporting Documents Resolution)(Powell, Keith) (Entered: 02/25/2014)
08/15/2014	30	NOTICE of Hearing: Status Conference set for 8/22/2014 10:00 AM in Columbia # 2, Matthew J. Perry Court House, 901 Richland St, Columbia before Honorable J Michelle Childs. (jada,) (Entered: 08/15/2014)

08/19/2014	31	TEXT ORDER: This matter is before the court pursuant to the motion of Defendant Calhoun County School District ("District") for declaration of unitary status and dismissal of related school desegregation cases. (ECF No. 21 (C/A No. 66-00598-JMC); ECF No. 18 (C/A No. 70-00563-JMC).) In considering the merits of the motion for declaration of unitary status, the court concluded that the significance of the relevant issues required that the court hear from parties in person. As a result, the court scheduled a status conference for August 22, 2014 at 10:00 a.m. At the status conference, the parties are expected to communicate to the court on the record how the District has satisfied the standard for declaration of unitary status by complying in good faith for a reasonable period of time with the desegregation decree, by eliminating the vestiges of prior de jure segregation to the extent practicable, and by making a good faith commitment to the whole of the court's orders and to those provisions of law and the Constitution that were the predicate for judicial intervention in the first place. Signed by Honorable J Michelle Childs on 8/19/2014. (asni,) (Entered: 08/19/2014)
08/22/2014	32	Minute Entry. Proceedings held before Honorable J Michelle Childs: granting 21 Motion unitary status; Status Conference held on 8/22/2014; Motions terminated: 21 MOTION Unitary Status filed by Calhoun County School District One.exhibits in evidence, defendants to resubmit proposed order within 2 weeks, written order to follow Court Reporter Jenny Williams. (jada,) (Entered: 08/22/2014)
08/22/2014	33	Exhibit List. (jada,) (Entered: 08/22/2014)
09/16/2014	34	ORDER granting 21 MOTION Unitary Status and dismissal of this action. Signed by Honorable J Michelle Childs on 9/15/2014. (asni,) (Entered: 09/16/2014)
10/15/2014	35	ORDER RETURNING EXHIBITS. Signed by Honorable J Michelle Childs on 10/15/2014. (Attachments: # 1 Exhibit Receipt Form)(mbro,) (Entered: 10/15/2014)

PACER Service Center			
Transaction Receipt			
04/13/2021 10:28:07			
PACER Login:	CRClearinghouse:2563377:0	Client Code:	Leake

Description:	Docket Report	Search Criteria:	5:66-cv-00598-JMC
Billable Pages:	4	Cost:	0.40