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Re: Brown v. Board of Education, et al. U.S.D.C. Kansas, No. T-316

Gentlemen:

In reviewing the designation of fact witnesses by Unified School District No. 501, I discovered after the designation had been filed that the names of **Gary Livingston** and **Ted Clark** should have been included among the fact witnesses. Please make this correction on your copy of the designation.

Yours very truly,

K. Gary Sebelius

of Eidson, Lewis, Porter & Haynes

KGS:tf

cc: The Honorable Richard D. Rogers

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS

OLIVER BROWN, et al.,

Plaintiffs,

and

CHARLES and KIMBERLY SMITH, minor
children, by their mother and next
friend, LINDA BROWN SMITH, et al.,

Intervening
Plaintiffs,

vs.

BOARD OF EDUCATION OF TOPEKA,
SHAWNEE COUNTY, KANSAS, et al.,

Defendants.

DESIGNATION OF FACT WITNESSES BY DEFENDANT UNIFIED SCHOOL DISTRICT NO. 501

COMES NOW defendant Unified School District No. 501,
pursuant to the pretrial scheduling order, and informs the Court
that it may seek to introduce testimony of the following
witnesses of the trial of the above-captioned case:

1. Unified School District No. 501 reserves the right to call any and all witnesses listed by any other party to this case, including but not limited to "Plaintiffs' Designation of Fact Witnesses" filed on or about May 15, 1986, and letter of plaintiffs' counsel, Richard E. Jones, dated July 7, 1986, wherein certain current and former members of the Board of Education for U.S.D. No. 501 were identified.

- 2. Marvin E. Edwards
- 3. Owen M. Henson
- 4. W. Wayne Warner
- 5. Michael D. Tribbey
- 6. Robert D. Jennings
- 7. Gilbert E. Wehmeier
- 8. Roy W. Browning, Jr.
- 9. Glendyn M. Buckley
- 10. George M. Rundell
- 11. Richard Schiller
- 12. Frank Ybarra
- 13. Gerald A. Miller
- 14. Joyce Epps
- 15. Philip A. Munoz
- 16. C. L. Kellogg
- 17. Barbara Stanley
- 18. Manuel Escudero
- 19. Phyllis Chase
- 20. Jim Coder
- 21. Ronald L. Epps
- 22. Ned A. Nusbaum
- 23. Robert McFrazier
- 24. James D. Carter, Jr.
- 25. Joe Douglas
- 26. Don Oden
- 27. Mark Morris
- 28. Harry Craig

- 29. Kris Abrahamson
- 30. Wayne Stratton
- 31. James Schlegel, II
- 32. Fred Rausch
- 33. Merle Bolton
- 34. Marc Lahr
- 35. Harold Blackburn
- 36. Bill McCarter

Respectfully submitted,

K. Gary Sebelius

EIDSON, LEWIS, PORTER & HAYNES 1300 Merchants National Bank Bldg. Topeka, KS 66612 (913)233-2332

Attorneys for Unified School District No. 501

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing Designation of Fact Witnesses by Defendant Unified School District No. 501 was served by placing same in the United States mail, first class postage prepaid, on this 4th day of August, 1986, addressed to:

Chris Hansen National Staff Counsel American Civil Liberties Union 132 West 43rd Street New York, NY 10036

Richard E. Jones Jones & Jones 605 SE Quincy, Suite 1 Topeka, KS 66603 Carl Gallagher Assistant Attorney General Kansas Judicial Center Topeka, KS 66612

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