

EIDSON, LEWIS, PORTER & HAYNES

LAWYERS

1300 MERCHANTS NATIONAL BANK BUILDING

EIGHTH AND JACKSON STREETS

TOPEKA, KANSAS 66612-1252

913-233-2332

PHILIP H. LEWIS
JAMES W. PORTER
WILLIAM G. HAYNES
CHARLES N. HENSON
AUSTIN NOTHERN
CHARLES D. MCATEE
DALE L. SOMERS
K. GARY SEBELIUS
RICHARD F. HAYSE
RONALD W. FAIRCHILD
JOHN H. WACHTER

ANNE L. BAKER
JAMES P. RANKIN
PATRICIA A. REEDER
THOMAS D. HANEY
CRAIG A. FONTAINE
JOHN D. ENSLEY
N. LARRY BORK
CATHERINE A. WALTER

OF COUNSEL:
O. B. EIDSON

March 5, 1985

VIA FEDERAL EXPRESS

Christopher A. Hansen
American Civil Liberties Union Foundation
132 West 43rd Street
New York, NY 10036

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

Dear Chris:

By now you should have received the School District's response to all outstanding interrogatories of the fourth set and third request for production of documents, with the exception of Nos. 12, 21, 33, 59-60, 62 and 65-66. This letter is intended to respond to those discovery requests. More formalized responses can be submitted, if necessary, for your purposes.

With respect to Request No. 12, based upon a review of the records by School District personnel, no such drafts or preparatory memorandum can be found that anyone can link to the specific interrogatory responses as listed.

With respect to Request No. 21, all documents known to exist satisfying this request are being sent to you under separate cover due to the number of documents involved.

With respect to Request No. 33, other than the 1974 Tentative Plan, we can find no documents that reflect the decision-making process you seek. Further, thus far the best response to your inquiry is contained in the deposition testimony of Mark Morris. Since he was the School Board member most intimately involved with the development of the plan, it appears that his testimony is the best recollection available.

With respect to Request No. 59, we have assumed that this interrogatory is directed to information regarding schools or school districts other than U.S.D. No. 501 or Topeka Public Schools. Personnel of the School District have been unable to

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find any such report, study or recommendation described in this request. As a result, response to Request No. 60 becomes unnecessary.

With respect to Request No. 62, as of this date the School District has not yet retained any experts for the purpose of being called as a witness.

With respect to Request No. 65, it appears that Dr. Howard Ward's deposition testimony provides the best answer to this inquiry. Further, based upon a review by School District personnel, no documents appear to exist other than the 1984 Long Range Master Proposals, copies of which have already been supplied to you, which fit within Request No. 66.

Of course, should we discover additional information, we will supplement our responses.

You have also indicated that you have not received a response to Interrogatory Nos. 30, 31, 32, 44 and 45. The response of Unified School District No. 501 was hand-delivered to you on October 31, 1984 by me in our law offices. The response includes submission of documents totaling several hundred pages. I suggest that you review our copy here in Topeka and determine whether it is necessary that an additional copy be made. I am including a copy of the five-page response which explained the documents which were submitted to you. In addition, I am enclosing a copy of the objections to certain interrogatories from the fourth set which was served August 30, 1984. It is of some comfort to know that I am not the only one who can misplace things.

I look forward to seeing you on March 7, 1985.

Yours very truly,

K. Gary Sebelius
of Eidson, Lewis, Porter & Haynes

KGS:tf
Enclosures