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M E M O R A N D U M

April 2, 1986

TO: Brown People
FROM: Chris
RE: Settlement

Now that the Court has put off the Brown trial until October, it seems to me that it might be a good idea to raise the issue of settlement again. The Board composition has changed, the superintendent has changed, and maybe there will be some interest.

The Board has always complained that we haven't been specific enough in our settlement overtures and so I'm trying to be responsive to that. I propose sending something like the enclosed letter to Gary.

As you can see, I'm very thin or non-existent on a lot of this but especially on compensatory (Milliken II) remedies. I frankly don't know enough to suggest anything more specific. I'd appreciate any guidance any of you might have and would particularly love comments from Dr. Foster and Dr. Crain.

This letter will be fairly important if we send it. Thus, everyone should read it carefully and feel very free to make suggestions. I'm particularly interested in reactions from the Topekans. Please let me know what you think.

/ln

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS

FILED
APR - 8 1986

ARTHUR G. JOHNSON, CLERK
Arthur G. Johnson

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.

Case No. T-316

ORDER

The following schedule is hereby published for the progress of
this case:

May 1, 1986--Defendants shall identify opinion witnesses.

May 15, 1986--Plaintiffs shall identify fact witnesses.

June 9, 1986--Conference call at 8:30 a.m.

June 30, 1986--Defendants shall identify fact witnesses.

July 14, 1986--Conference call at 8:30 a.m.

August 4, 1986--Dispositive motion cutoff.

August 4, 1986--Defendants supply expert witness reports.

August 11, 1986--Conference call at 8:30 a.m.

August 11, 1986--Defendants identify issues of fact and issues
of law for incorporation into a pretrial order.

September 5, 1986--Discovery cutoff.

September 9, 1986--Both sides identify exhibits for use at
trial.

September 16, 1986--Cutoff for motions in limine.

September 26, 1986--Pretrial status conference.

Counsel may file an appropriate motion for additions, modifications or clarifications of this schedule.

IT IS SO ORDERED.

Dated this 9th day of April, 1986 at Topeka, Kansas.



Richard S. Rogers
United States District Judge