

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

POST OFFICE BOX 330

TYLER, TEXAS 75701

CHAMBERS OF
WILLIAM WAYNE JUSTICE
JUDGE

August 31, 1971

Dr. J. W. Edgar
Commissioner of Education
Austin, Texas

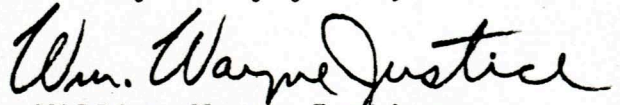
Dear Dr. Edgar:

Receipt is acknowledged of your memorandum to school superintendents, dated August 17, 1971, relating to "Student Transfer Exceptions". It appears to me that these exceptions to the order of this court in Civil Action No. 5281, Tyler Division, are justified. However, as you know, the opinion and order of this court have now been affirmed by the Court of Appeals for the Fifth Circuit, with certain modifications. I feel, therefore, that the exceptions already made and any further exceptions which may be desirable, should be in the form of an order of this court, subject to the approval of the Court of Appeals.

I would much appreciate your formulating, in conjunction with the Attorney General of the State of Texas, such exceptions as you deem wise, in order that the matter may be formally presented to this court for approval. I am of the opinion that any exceptions which may be made should be narrow and specific, and so drawn as not to afford a "loophole" which would pervert the basic aim of the order in Civil Action No. 5281, the establishment of a unitary school system in the State of Texas.

With kind personal regards, I am

Very truly yours,



William Wayne Justice
U.S. District Judge

bcc: Alexandria Polyzoides

cc: Honorable John R. Brown
Chief Judge
United States Court of Appeals
for the Fifth Circuit
Room 11501 United States Courthouse
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