

T. 2-2-63

WJL:td 12,232  
51-40-17

Mr. William J. Byrns  
214 N. Sunset Avenue  
Dayton 2, Ohio

Dear Mr. Byrns:

Thank you for your expression of support and encouragement in connection with the Government's actions in Mississippi to enforce orders of the federal courts.

Please be assured that both the President and the Attorney General appreciate your concern with this vital matter. We are following closely all aspects of the Mississippi case and will continue to take whatever action is indicated.

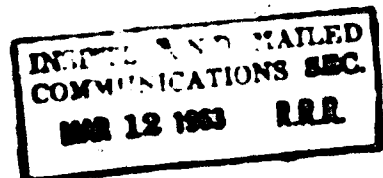
Sincerely,

BURKE MARSHALL  
Assistant Attorney General  
Civil Rights Division

By:

HAROLD K. GREENE  
Chief, Appeals and  
Research Section

cc: Records  
Chromo  
Mr. Greene (2)  
Miss Blair



RECEIVED

MAY 5 1963

APPEALS & RESEARCH SECTION  
CIVIL RIGHTS DIVISION

12, 232

214 W. Sunset Ave.

C Dayton 2, Ohio.

December 29, 1962

U.S. Attorney General,  
Hon. Robert Kennedy,  
Washington, D.C.

RECEIVED

MAY 5 1963

ORIGINAL DIVISION

Hon. Mr. Robert Kennedy.

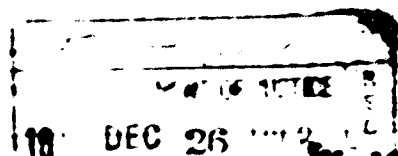
This is to thank you for news item that did appear in our paper over this past week end. I refer to a serious charge to be considered soon (if Mississippi) concerning Rev. S. Barnett for his selfish manner. He may be did try to block the negro boy from school.

I feel that Barnett is guilty of many charges & as he goes with his empty head high in the air, is it not time to enforce the strongest punishment upon him?

He is a disgrace to America.

Sincerely,  
W. J.

William J. Byrne.



~~FILED CIVIL RIGHTS DIV.~~  
CIV. RIGHTS DIV.  
Gen. Lit. Sec.

12/29/62  
J. B. B.

OF SERVICE  
message  
not by the  
net

# WESTERN UNION TELEGRAM

SYMBOLS  
LL - Letter  
NL - Night Letter  
LT - International  
Letter Telegram

SF 1201 (4-1-50)

W. P. MARSHALL, President

The time shown on this telegram is LOCAL TIME at point of origin. Time of receipt is LOCAL TIME at point of destination.

WFD013 SA739 05496 L1547

L 15B235 NL PD LOS ANGELES CALIF 28

1962 SEP 29 AM 1 36

ROBERT KENNEDY

THE ATTORNEY GENERAL WASHDC

IF I CECILE SIMPSON A LAYMAN REFUSED TO APPEAR IN COURT WOULD I BE JAILED FOR CONTEMPT OF COURT PLEASE EXPLAIN WHY MR BARNETT HASNT BEEN ARRESTED IS IT BECAUSE OF HIS POSITION AS GOVERNOR WOULD LIKE AN ANSWER IF HE CAN GET DOING A THING LIKE THIS WHY CANT I HE IS TO HELP ENFORCE THE LAW NOT TO BREAK IT PLEASE GIVE ME AN ANSWER

AT YOUR EARLIEST CONVENIENCE

CECILE SIMPSON 7623 BEVERLY BLVD LOS ANGELES 36.

51-45-17  
SEP 29 1962  
F

B. V. M.

**CLASS OF SERVICE**  
 This is a fast message unless its destination is indicated by the proper symbol.

# WESTERN UNION

## TELEGRAM

**SYMBOLS**  
 DL = Day Letter  
 NL = Night Letter  
 LT = International Letter Telegram

The time shown in the fee box on domestic telegrams is LOCAL TIME at point of origin. Time of receipt is LOCAL TIME at point of destination.

LLH325 RA044

AB565 KA321 SSC209 K DVA529 PD TDDV TITTLETON COLO 29 535P MST

ATTORNEY GENERAL ROBERT F KENNEDY  
 WASHDC

SEP 29 PM 11 44

MR ATTORNEY GENERAL - I RESPECTFULLY WONDER WHY IS THIS MAN BARNETT LOOSE IN THE UNITED STATES. THE FEDERAL COURTS HAVE SAID THAT HE IS IN CONTEMPT OF COURT. WHY ISN'T HE BEING TAKEN INTO CUSTODY. PLEASE REPLY. RESPECTIVELY  
 AN AMERICAN CITIZEN JOHN R DANIELS 7208 SOUTH BROADWAY.

51-46-17  
 DEF...  
 7  
 CIV. RIGHTS DIV.  
 U. S. D. E.

# 12,232

7 1963

City of Richmond  
 Va  
 For Darnell  
 Criminal Contempt  
 of Court  
 is not in jail.  
 2 weeks of Justice - 2  
 years  
 Free Bonds  
 675 Calmar  
 Oakland Va

RECEIVED  
 JAN 11 1963  
 APPEALS & RESEARCH SECTION  
 CIVIL RIGHTS DIVISION

13 JAN 7 1963  
 CIVIL RIGHTS DIVISION

# 12,232

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RECEIVED

AMERICAN LEGAL FOUNDATION  
CIVIL RIGHTS DIVISION

n U.S.  
ison

# Civil Rights Suit Seeks Arrests

James H.  
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**Washington**  
Eight Mississippi resi-  
dents, one a white at-  
torney, asked a Federal  
court yesterday to order  
Attorney General Robert  
F. Kennedy to arrest any  
Mississippi law enforce-  
ment officer interfering  
with Negro voting.  
It cited civil rights laws  
enacted during reconstruc-  
tion, and a new law passed  
by the last Congress.

Attorney William M.  
Kunstler of New York said  
the action was prompted, in  
part, by the effective use of  
Federal marshals in the en-  
rollment of James Meredith,  
a Negro, at the University  
of Mississippi last fall.  
All of the plaintiffs, in-  
cluding white attorney Wil-  
liam L. Higgs of Jackson,  
Miss., said they had been  
harassed by law enforcement  
officers.

and Press

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**Custom Made Breakfast Menu**

19 JAN 7 1963  
RECEIVED

V  
MAR 23 1962

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

NO. 20240

UNITED STATES OF AMERICA

- versus -

ROSS R. BARNETT and PAUL  
B. JOHNSON, JR.

Before TUTTLE, Chief Judge, RIVES, CAMERON, JONES, BROWN,  
WISDOM, GEWIN and BELL, Circuit Judges.

ORDER TO SHOW CAUSE WHY ROSS R.  
BARNETT AND PAUL B. JOHNSON, JR.  
SHOULD NOT BE HELD IN CRIMINAL  
CONTEMPT

This Court having entered an order on September 18, 1962, in the case of James H. Meredith, et al. v. Charles Dickson Fair, et al., No. 19475, designating and authorizing the United States to appear and participate in that case as amicus curiae with the right to submit pleadings, evidence, arguments and briefs, and to initiate such further proceedings, including proceedings for injunctive relief, as might be appropriate in order to maintain and preserve the due administration of justice and the integrity of the judicial processes of the United States, and

The Attorney General having instituted, pursuant to this Court's order of September 18, 1962, an action in the name of and on behalf of the United States, as amicus curiae, which action was entitled United States v. State of Mississippi, et al. restraining the State of Mississippi and Ross R. Barnett, their agents, employees, officers, successors, and all persons in active concert or participation with them, from interfering with or obstructing the enjoyment of rights

51-40-17  
U.S. DEPT. OF JUSTICE  
RE

Filed HF  
10/9  
51-40-17

for the performance of duties under the order of this Court of July 28, 1962, in the case of Meredith v. Fair, and a similar order of the District Court for the Southern District of Mississippi in that case, requiring the enrollment of James H. Meredith at the University of Mississippi, and

This Court having ordered on November 13, 1962, that the Attorney General, and such attorneys in the Department of Justice as he may designate, be appointed to institute and prosecute criminal contempt proceedings against Ross R. Barnett and Paul B. Johnson, Jr., and

Probable cause having been made to appear from the application of the Attorney General filed December 21, 1962, in the name of and on behalf of the United States that on September 25, 1962, Ross R. Barnett, having been served with and having actual notice of this Court's temporary restraining order of September 25, 1962, wilfully prevented James H. Meredith from entering the offices of the Board of Trustees of the University of Mississippi in Jackson, Mississippi, and thereby deliberately prevented James H. Meredith from enrolling as a student in the University pursuant to this Court's order of July 28, 1962; that on September 26, 1962, Paul B. Johnson, Jr., acting under the authorization and direction of Ross R. Barnett, and as his agent and as an agent and officer of the State of Mississippi, and while having actual notice of the temporary restraining order of September 25, 1962, wilfully prevented James H. Meredith from entering the campus of the University of Mississippi in Oxford, Mississippi, and thereby deliberately



prevented James H. Meredith from enrolling as a student in the University pursuant to the orders of this Court; that on September 27, 1962, Ross R. Barnett and Paul B. Johnson, Jr. wilfully failed to take such measures as were necessary to maintain law and order upon the campus of the University of Mississippi and did, instead, direct and encourage certain members of the Mississippi Highway Safety Patrol, Sheriffs and deputy Sheriffs and other officials of the State of Mississippi to obstruct and prevent the entry of James H. Meredith upon the campus of the University that day; that on September 30, 1962, Ross R. Barnett, knowing of the planned entry of James H. Meredith upon the campus of the University of Mississippi, knowing that disorders and disturbances had attended and would attend such entry, and knowing that any failure of the Mississippi Highway Safety Patrol to take all possible measures for the maintenance of peace and order upon the campus could and would result in interferences with and obstructions to the carrying out of the Court's order of July 28, 1962, wilfully failed to exercise his responsibility, authority, and influence as Governor to maintain law and order upon the campus of the University of Mississippi; and that all of said acts, omissions and conduct of Ross R. Barnett and Paul B. Johnson, Jr., were for the purpose of preventing compliance with this Court's order of July 28, 1962, and of the similar order of the United States District Court for the Southern District of Mississippi, entered on September 13, 1962, and were in wilful disobedience and defiance of the temporary restraining order of this Court entered on September 25, 1962.

IT IS ORDERED that Ross R. Barnett and Paul B. Johnson, Jr., appear before this Court in the courtroom of the United States Court of Appeals for the Fifth Circuit in New Orleans, Louisiana, on February 8, 1963, at 9:30 o'clock a.m., to show cause, if any they have, why they should not be held in criminal contempt, and should either of them at said time and place show such cause, either by pleading not guilty to the charges contained in the application of the United States, or by other means, he shall thereafter appear before this Court for hearing upon said charges at a time and place to be fixed by the Court.

This 4th day of January, 1963.

ELBERT P. TUTTLE

RICHARD T. RIVES

WARREN L. JONES

JOHN R. BROWN

JOHN MINOR WISDOM

GRIFFIN B. BELL

United States Circuit  
Judges Fifth Circuit

I DISSENT - BEN F. CAMERON  
UNITED STATES CIRCUIT  
JUDGE, FIFTH CIRCUIT

I DISSENT - WALTER P. GEWIN  
UNITED STATES CIRCUIT  
JUDGE, FIFTH CIRCUIT

United States Court of Appeals

FIFTH CIRCUIT

EDWARD W. WADSWORTH  
CLERK

OFFICE OF THE CLERK  
January 5, 1963

POST OFFICE BOX 20120  
NEW ORLEANS 20, LA.

DOCKETED

#12,232

Hon. Ross R. Barnett  
Governor of Mississippi  
State Capitol Building  
Jackson, Mississippi

Hon. Paul B. Johnson, Jr.  
Lieutenant Governor of Mississippi  
State Capitol Building  
Jackson, Mississippi

Re: No. 20240 - United States of America  
vs. Ross R. Barnett and Paul B.  
Johnson, Jr.

Gentlemen:

Find enclosed certified copy of an order entered  
by this Court on January 4, 1963, in the above cause,  
which has been docketed under the above number as a  
new proceeding and which order is self-explanatory.

Very truly yours,

FEB 28 1963

*E. W. Wadsworth*  
EDWARD W. WADSWORTH  
Clerk.

cc and enc:

- |                           |                       |
|---------------------------|-----------------------|
| Hon. Paul B. Johnson, Jr. | Mr. W. H. Barbour     |
| Nattiesburg, Mississippi  | Mr. Chester H. Curtis |
| Mr. Charles Clark         | Mr. Will A. Hickman   |
| Mr. Dugas Shands          | Mr. M. B. Montgomery  |
| Mr. Joe T. Patterson      | Mr. Edward L. Cates   |
| Mr. John Doar             | Mr. Orna R. Smith     |
| Mr. Burke Marshall        | Mr. J. P. Coleman     |
| Mr. Walter Suthon         | Mr. Ben H. Walley     |
| Mr. Francis T. Zachary    | Mr. Fred B. Smith     |
| Mr. Charles L. Sullivan   | Mrs. C. B. Motley     |
| Mr. J. D. Doty            | Mr. R. Jess Brown     |

File - JAF  
M. Y.

13 JAN 8 1963  
CIVIL RIGHTS DIV.

IN THE UNITED STATES COURT OF APPEALS U. S. COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

FILED

NO. 20240

JAN 5 1963

EDWARD W. WADSWORTH  
CLERK

UNITED STATES OF AMERICA

- versus -

ROSS R. BARNETT and PAUL  
B. JOHNSON, JR.

Before TUTTLE, Chief Judge, RIVES, CAMERON, JONES, BROWN, WISDOM,  
GEWIN and BELL, Circuit Judges.

ORDER TO SHOW CAUSE WHY ROSS R. BARNETT AND  
PAUL B. JOHNSON, JR. SHOULD NOT BE HELD IN  
CRIMINAL CONTEMPT

This Court having entered an order on September 18, 1962, in the case of James H. Meredith, et al v. Charles Dickson Fair, et al, No. 19475, designating and authorizing the United States to appear and participate in that case as amicus curiae with the right to submit pleadings, evidence, arguments and briefs, and to initiate such further proceedings, including proceedings for injunctive relief, as might be appropriate in order to maintain and preserve the due administration of justice and the integrity of the judicial processes of the United States, and

The Attorney General having instituted, pursuant to this Court's order of September 18, 1962, an action in the name of and on behalf of the United States, as amicus curiae, which action was entitled United States v. State of Mississippi, et al, restraining the State of Mississippi and Ross R. Barnett, their agents, employees, officers, successors, and all persons in active concert or participation with them, from interfering with or obstructing the enjoyment of rights or the performance of duties under the order of this Court of July 28, 1962, in the case of Meredith v. Fair, and a similar order of the District Court for the Southern District of Mississippi in that case, requiring

the enrollment of James H. Meredith at the University of Mississippi, and

This Court having ordered on November 15, 1962, that the Attorney General, and such attorneys in the Department of Justice as he may designate, be appointed to institute and prosecute criminal contempt proceedings against Ross R. Barnett and Paul B. Johnson, Jr., and

Probable cause having been made to appear from the application of the Attorney General filed December 21, 1962, in the name of and on behalf of the United States that on September 25, 1962, Ross R. Barnett, having been served with and having actual notice of this Court's temporary restraining order of September 25, 1962, willfully prevented James H. Meredith from entering the offices of the Board of Trustees of the University of Mississippi in Jackson, Mississippi, and thereby deliberately prevented James H. Meredith from enrollment as a student in the University pursuant to this Court's order of July 28, 1962; that on September 26, 1962, Paul B. Johnson, Jr., acting under the authorization and direction of Ross R. Barnett, and as his agent and as an agent and officer of the State of Mississippi, and while having actual notice of the temporary restraining order of September 25, 1962, willfully prevented James H. Meredith from entering the campus of the University of Mississippi in Oxford, Mississippi, and thereby deliberately prevented James H. Meredith from enrollment as a student in the University pursuant to the orders of this Court; that on September 27, 1962, Ross R. Barnett and Paul B. Johnson, Jr. willfully failed to take such measures as were necessary to maintain law and order upon the campus of the University of Mississippi and did, instead, direct and encourage certain members of the Mississippi Highway Safety Patrol, Sheriffs and deputy Sheriffs and other officials of the State of Mississippi to obstruct and prevent the entry of James H. Meredith upon the campus of the University that day; that on September 30, 1962, Ross R. Barnett, knowing of the planned entry of James H.

entry, and knowing that any failure of the Mississippi Highway Safety Patrol to take all possible measures for the maintenance of peace and order upon the campus could and would result in interferences with and obstructions to the carrying out of the Court's order of July 29, 1962, wilfully failed to exercise his responsibility, authority, and influence as Governor to maintain law and order upon the campus of the University of Mississippi; and that all of said acts, omissions and conduct of Ross R. Barnett and Paul B. Johnson, Jr., were for the purpose of prevention compliance with this Court's order of July 29, 1962, and of the similar order of the United States District Court for the Southern District of Mississippi, entered on September 13, 1962, and were in wilful disobedience and defiance of the temporary restraining order of this Court entered on September 25, 1962,

IT IS ORDERED that Ross R. Barnett and Paul B. Johnson, Jr., appear before this Court in the courtroom of the United States Court of Appeals for the Fifth Circuit in New Orleans, Louisiana, on September 9, 1963, at 10 o'clock a.m., to show cause, if any they have, why they should not be held in criminal contempt, and should either of them at said time and place show such cause, either by pleading not guilty to the charges contained in the application of the United States, or by other means, he shall thereafter appear before this Court for hearing upon said charges at a time and place to be fixed by the Court.

This 4th day of January, 1963.

ELBERT F. TUTTLE

RICHARD T. BIVENS

WARREN E. JONES

JOHN R. BROWN

JOHN MINOR WISDOM

GRANT M. BELL

United States Circuit Judges  
Fifth Circuit

I DISSENT - LEWIS F. GARRETT  
UNITED STATES CIRCUIT  
JUDGE, FIFTH CIRCUIT

I DISSENT - WALTER E. GEWIS  
UNITED STATES CIRCUIT  
JUDGE, FIFTH CIRCUIT

**NOTE** If counsel does not reside within the Circuit, it will be permissible to sign and file this appearance, provided counsel is admitted either to the Bar of his own Circuit or of the Supreme Court of the United States.

**APPEARANCES FOR COUNSEL**

# United States Court of Appeals

FOR THE FIFTH CIRCUIT

No. **30240**

**UNITED STATES OF AMERICA**

**VERSUS**

**ROSS R. BARNETT and PAUL B. JOHNSON, JR.**

The Clerk will enter my appearance as Counsel for the

(Name)

(Office Address)

(City)

**NOTE**—Must be signed by a Member of the Bar of the United States Court of Appeals for the Fifth Circuit. Individual and not firm name must be signed, and post-office address added.

UNITED STATES COURT OF APPEALS  
FIFTH CIRCUIT  
Office of the Clerk  
New Orleans, La.

**NOTICE:**

ATTACHED IS FORM FOR THE ENTRY OF APPEARANCE WHICH SHOULD BE SIGNED AND RETURNED PROMPTLY SO THAT YOUR NAME, AS COUNSEL OF RECORD, CAN BE ENTERED ON THE DOCKET. IF THIS IS NOT DONE IT IS POSSIBLE THAT YOU MAY NOT RECEIVE THE USUAL NOTICES, SUCH AS THE TIME FOR FILING BRIEFS, ANY PRELIMINARY ORDERS ENTERED BY THE COURT IN YOUR CASE, AND COPY OF THE PRINTED CALENDAR WHEN ISSUED SHOWING THE TIME, DATE AND PLACE YOUR CASE IS ASSIGNED FOR ORAL ARGUMENT AND SUBMISSION.

EDUARD W. WADSWORTH,  
Clerk



FILED  
VRS

Director  
Federal Bureau of Investigation

RM:JMF:nu  
51-40-1  
12,232

Burke Marshall  
Assistant Attorney General  
Civil Rights Division

Ross S. Barnett;  
Paul B. Johnson, Jr.  
Contempt of Court

F  
D

This refers to the reports heretofore furnished by your Bureau in the above matter.

Governor Barnett, and Lieutenant Governor Johnson if he is a lawyer, have been admitted to practice before the various federal and state courts, probably including the United States Supreme Court, the United States Court of Appeals for the Fifth Circuit, the United States District Courts in Mississippi, and state courts in Mississippi. Please secure from the clerks of all courts of whose bars each is a member one certified copy of the document or record reflecting the admission and present membership of each.

By covering memorandum and enclosure dated January 14, 1961, you furnished to this Division a kinescope, made available by WLSU-TV in New Orleans, of the confrontation between Meredith and Lieutenant Governor Johnson at Oxford on September 26, 1961. We understand that only film, not sound, was originally taken by WLSU-TV of Memphis. However, persons who were there have indicated that a reporter held a microphone among the participants, apparently taping the proceedings. Also, several photographs that your Bureau furnished of this incident depict an unidentified man holding the microphone as described.

Please ascertain the identity of any person or persons who recorded the proceedings and obtain from him or them a duplicate of any recording that was made.

cc: Rec. ✓  
Chrono.  
Mr. Doar  
Mr. Barrett  
Trial File  
U.S. Attorney (Oxford)

[Stamp]

- 2 -

Any billing arrangements for duplicated material should be handled as previously indicated, i.e., through Mr. Holleran of the Administrative Section of this Division.

The File

January 25, 1943

51-40-17. 4F  
12,232

Burke Marshall  
Assistant Attorney General

United States v. Barnett and Johnson

The following matters were discussed in the meeting on January 16, 1943, with Leon Jaworski and Mr. Vaughn:

1. Mr. Jaworski and his associates will present all matters to the Court, including the position of the government on whatever pre-trial matters are taken up at the hearing on February 3.
2. I undertook to arrange a meeting with counsel for Governor Barnett in New Orleans during the week beginning January 21.
3. With respect to the possibility of a commissioner to take evidence, it was agreed that the disadvantages of having a hearing before eight judges were so great that we should take the unavoidable risk of telling the Court that, in our view, the Court had the power to follow that course. It is recognized that, if counsel for Barnett do not agree to this procedure, there is a substantial risk of reversal by the Supreme Court. Another course which should be suggested to the Court, in the event of no agreement with counsel for Barnett, would be for the case to be heard by a panel of three judges, with their decision reviewable by the entire bench of the Fifth Circuit.

If evidence is taken before a single person, it was agreed that the person should preferably be a judge, but that the government should not suggest a name to the Court of Appeals if that were avoidable. If a name had to be suggested, the judges mentioned were Brewster, Prettyman, Beotie, Belt, Swigart, or a member of the Court of Appeals.

If a commissioner is appointed, he should have subpoena power, should just take evidence, without making findings.

cc: Chrono  
✓Records  
Messrs. Marshall  
Dear  
Barnett  
Trial File (1140)

9. I undertook to talk to the Attorney General about his testifying, and about how to deal with the President's conversations with the Governor.

10. If possible, Mr. Jaworski will attempt to embarrass the defendants in open Court into producing recordings of the telephone conversations.

11. I should supply Mr. Jaworski with copies of all Court orders back to the order in June enjoining the prosecution of Meredith for falsely stating that he resided in Hinds County.

12. We should obtain certified copies of all proclamations issued by the Governor during the month of September.

13. We should obtain copies of all speeches given by the Governor, and all public statements by the Governor, regarding the Meredith case, and his position concerning desegregation.

14. Sometime after the February 6 hearing, I should arrange with Mr. Vaughn to have him see all the photographs we have collected.

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should pass on the admissibility of evidence, and otherwise have the power to control the hearings, and should be enabled to perform such additional functions as the Court might from time to time assign to him.

4. It was the view of Mr. Jaworski that the Court should sit in New Orleans because of the possible damage to the dignity of the Court if it had to take evidence in Jackson. On the other hand, it was agreed that if the place of sitting were a controlling factor in obtaining agreement from counsel for Barnett to the appointment of a commissioner, we should at least agree that the parties could apply to the Court to have the commissioner sit in Mississippi for the purpose of taking evidence from Barnett or Johnson, or possibly other witnesses. We should avoid requiring the Governor to absent himself from the state for any substantial period.

5. It was agreed that the government should advise the Court that it is not required to give Barnett a trial by jury. This is not constitutionally necessary; the governing statutes all relate only to contempt trials in district courts; and the order violated was, in any event, sought by the United States. This point is to be briefed by Mr. Jaworski.

6. It was agreed that the basic issue was simply whether there was willful defiance of orders of the Court by Barnett and Johnson. We should accept a full burden of proof on this. I agreed to obtain assistance from the Criminal Division in the precedents to support the position that willfulness can be inferred from circumstantial evidence, and that evidence of statements and actions by the Governor prior to the actual contempts charged were relevant to show state of mind. This point should be briefed for the Court.

In addition, we will probably have to rebrief the questions of jurisdiction and mootness.

7. I undertook to have the Governor and Lt. Governor served again by a deputy from the Eastern District of Louisiana.

8. Mr. Jaworski will have prepared a separate brief on the contempts by Johnson, dealing with the fact that he was not personally named in the September 25 order of the Court of Appeals.

January 24, 1963

BM:HJF:au  
31-40-1  
12,232

Mr. Eugene Juster  
Director of Newsfilm  
National Broadcasting Company  
Room 901, 30 Rockefeller Plaza  
New York 20, N. Y.

Re: United States v. Barnett and Johnson

F  
Dear Mr. Juster:

This letter refers to our telephone conversation earlier today about newsfilm concerning James H. Meredith at the University of Mississippi.

As I indicated when we spoke, I was able to make arrangements with Mr. Bob Asman here at WRC-TV to view the film you sent down for their documentary on January 27, 1963.

Several portions of the film will be valuable to us in preparing for the trial of the pending criminal contempt case against Governor Ross S. Barnett and Lieutenant Governor Paul W. Johnson, Jr.

Mr. Asman agreed, subject to your approval, to furnish us with the pertinent frames of film before returning the reels to your library in New York.

After speaking with you today, I told him that his arrangement with me was agreeable to you.

We are grateful for your assistance in this matter and we are especially appreciative to Mr. Asman and his associates for their unflinching cooperation.

Best wishes.

cc: Rec. ✓  
Chrono.  
Mr. Doar  
Mr. Putzel  
Trial File (Rm. 1140)

Very truly yours

BURKE MARSHALL  
Assistant Attorney General  
Civil Rights Division

Mr. Bob Asman  
WRC-TV  
4001 Nebraska Ave.  
Washington, D. C.

By:  
J. Harold Flannery  
Attorney

<u>Item:</u>	<u>Source:</u>	<u>Report - Location</u>	<u>Remarks</u>
<p>On 10/16/62 Englehardt and others from Alabama met with Barnett and represented to him that Gov. Patterson was offering three statements about 9/30/62 at Oxford by "official observers" representing Patterson.</p>	<p>Arthur Capell, City Editor, Selma, (Ala.) Times - Journal.</p>	<p>C - report of SA J. T. Boston, 12/11/62, at Mobile, pp. 3 - 4.</p>	<p>This effort to ascertain Barnett's attitude on 10/16/62 and to identify Patterson's observers and locate their reports was futile. Shall we pursue it?</p>
<p>Carl E. Andrews, Border Patrol, monitored all broadcasts at Oxford and made a lot of them and was interviewed on tape about his monitoring by Delian Lyden of D. J.</p>	<p>Address</p>	<p>D - report of SA G. M. Alderson, 12/13/62 at New Orleans, pp 7 - 8, cured.</p>	<p>Andrews's log and his recorded interview should be secured.</p>
<p>Barnett - Johnson long distance telephone call records available only by subpoena d. t.</p>	<p>T. M. Bowen, Security Mgr., 30. Bell T &amp; T Co., Jackson.</p>	<p>D - 10</p>	<p>We shall probably want these records.</p>
<p>WLBT - TV in Jackson has a lot of Barnett - Johnson tape rolls back to 1950. Available on by subpoena d. t. to Fred Beard, Gen. Mgr.</p>	<p>Chas. Allen, 762 Cedarhurst Rd. Jackson, Operations Mgr. WLBT.</p>	<p>D - 20 - 29</p>	<p>We should view all of these materials.</p>
<p>Possibly useful tapes available WJTV. Jackson. Available from WJTV only by subpoena d. t., but also possessed by CBS, N.Y.C.</p>	<p>L. M. Sepanuk's Gen. D - 30 Mgr. WJLI (radio) and WJTV.</p>	<p>D - 30</p>	<p>We should view these at CBS in N.Y. 2 interviews of Barnett (10/1/62 &amp; 10/12/62 - 8 min.) and one of Johnson (10/2/62 - 24 min.).</p>

<u>Item:</u>	<u>Source:</u>	<u>Report - Location</u>	<u>Remarks</u>
One tape covering all pertinent events of 9/25/62 is available from WDSU-TV, 520 Royal St., New Orleans. Other film possibly of value also available.	Alec Clifford, News Editor, WDSU-TV.	D 32 - 35. See also D 37.	This stuff should be viewed and it can be secured by a subpoena d. t. directed to Clifford.
Jobe read a prepared statement to sound - film after the trustees meeting which Barnett attended on 9/17/62. Jobe said the meeting concerned Meredith.	Bern Rotman, WDSU-TV.	D - 36	Rotman could not locate this film, but we may want him to keep trying.
UPI in N.Y.C. has many still photos taken at Oxford on 10/1/62. Name of Barnett or Johnson.	Pete Fisher, UPI, 1024 M. Rampart St., New Orleans.	D 39	Probably nothing useful.
According to J. M. Lipscomb, Barnett did not request Trustees to withdraw officials authority to deal with Meredith.	J. M. Lipscomb, Trustee, Rt. 1, Macon, Miss.	D - 42 - 43	This was a wholly pro-Barnett interview.
At one meeting in 9/62 Barnett read the 10th Amendment to the trustees on the ground for blocking Meredith.	H. C. Carpenter, Rolling Fork, Miss. (Trustee)	D - 44 - 48	Gears on wilfulness, but not worth such.
Barnett did not want to be made registrar via a' via Meredith, and suggested newspaperman Gene Wirth (dead) for the job.	Carpenter	D - 44 - 48	This interview was non - informative and mostly pro - Barnett. It was terminated by Carpenter when he rec'd a long distance phone call.



Barnett - Johnson

Tabular Summary of FBI Reports A - G

To Bureau 51-40-17  
FCL:PMF

<u>Item:</u>	<u>Source:</u>	<u>Report - Location</u>	<u>Remarks</u>
During about the last ten days of 9/62, Barnett was frequently in contact with Alabama KKK leaders and he told them of his plans to resist implementation of the court's orders.	Confidential Informants in the KKK.	A - Letterhead memo, 12/4/62, Birmingham.	If this material could be secured in admissible form it would bear on Barnett's willfulness.
ABC in New York has a "TV speech by Barnett vowing to keep Meredith out of the University."	Mottliner Mel-back, VP, ABC, 7 W 66th St., N.Y.C.	B - airtel, 12/27/62, N.Y.C.	We don't know which of Barnett's speeches this is, but it may be part of the attempt or at least bear on willfulness.
The "Alabama Volunteers for the Preservation of Democracy" (Mobile) contacted the NHP, a member of Johnson's staff, and the Secy. of the Miss. Senate, all of whom told them in the last days of 9/62 not to come to Oxford unless called upon. A group went anyway on 9/30 and 10/1, but apparently did nothing.	J. J. McDavitt, RPI Jackson, L. J. Keen, SA J. T. Boston, Pritchard, Ala., head of "AVPD."	C - report of Mobile pp. 5 - 10	There is nothing useful in this because this Alabama group apparently was regarded as a nuisance by the Miss. officials.

51-40-17

27	DEPT OF JUSTICE	17
	JAN 1963	

Item:

Barnett did not tell the Board how he planned to block Meredith, but asked them to leave it entirely in his hands. Board believed Hills should be replaced by Barnett if at all.

Jobe's non - informative review of the Board's meetings: minutes set out.

Confirmation by Tubb and Barnett of the story about Barnett asking if Meredith could be expelled on insanity grounds.

Barnett's South Carolina speech on about 1/29/60 was the same as that made to the Citizens' Council in Jackson late in 1958.

Barnett's "success of defiance" speech on 11/8/62 in Jackson was facetious.

Johnson was with Barnett in Oxford on 9/20/62.

Source:

Dr. Verner S. Holmes, 520 Jackson St., McComb. (Trustee)

L. R. Jobe

Cliff Sessions, UPI, Jackson, 315 E. Pearl St.

James Sakrus, AP, Jackson.

Sakrus

W. F. Minor, Jackson, correspondent of Times-Picayune.

Report - Location

D 50 - 51

D 58 - 69

D 100

D 105

D 111

D 115

Remarks

According to Holmes who wanted to keep the University open, the Board would be impeached and the University closed if they did not accede to Barnett's wishes.

Riddell was absent from the 9/20 meeting which vested registration authority in Barnett, but there was still one negative vote. Who? (D 65)

This tends to negate any contention by Barnett that he complied with the civil contempt order of 9/28/62.

These reporters may be covering for Barnett, but all say the comment was joking.

<u>Item:</u>	<u>Source:</u>	<u>Report - Location</u>	<u>Remarks</u>
Garnet Green did advise Barnett about the 9/24 proclamation re the arrest of federal officers.	W. F. Minor, 4705 King's Highway, Jackson (Res.)	D 115 - 110	According to Green, he told Barnett that Ole Miss. was the State's property and the State had to be joined in the litigation to affect it.
Barnett's "conflicting advisors" on 9/30 were <u>Wattling A. Goodman (Jackson attorneys) v. Simmons A. Morpher.</u>	W. F. Minor, 203 W. Capitol, Jackson, Vincent Bldg. (office).	D 116	Apparently no one knows who advised what.
Text of Johnson's speech to the house in Jackson on 9/16/62.	W. F. Minor	D 117 - 118	Excellent evidence of Johnson's willfulness.
When asked on 9/27/62 if he would appear in New Orleans on 9/28, Barnett replied: "I don't know, I'm not going right now."	H. F. Noel, Jackson, <u>Clarion Ledger.</u>	D 119	Actual notice of civil contempt order to show cause.
On 9/10/62 Barnett told a reporter that he would not allow Meredith to enroll at Ole Miss.	L. V. Jeffers, 630 N. Congress, Jackson, DPT.	D 127	Willfulness.
After Barnett rejected Meredith at Jackson on 9/25, he noted how many times he was going to have to do this.	L. V. Jeffers	D 130	Willfulness.

<u>Item:</u>	<u>Source:</u>	<u>Report - Location</u>	<u>Remarks</u>
Johnson - Barnett Itinerary from 9/1/62 to 10/3/62 set out day by day.		D 195 - 109	Barnett and Johnson had several meetings with sets of advisors that we may want to inquire about.
Johnson to Miss. Senators that federal force would not be resisted at a closed meeting on 9/28/62.	Peter Kinas N.Y. Times.	Report of SA R. F. Keefe, 12/13/ 62, N.Y.C. 52.	Check our chronology
Barnett's second public statement on the day of the riot was made at 11:30 p.m., not 1:35 a.m. on 10/1/62.	Peter Kinas	E3	Check our chronology
Gov. Patterson (Alabama) declines to make available to federal Govt. names of official observers or their statements.	SA Spencer Robb.	F4, Report of S.A. J. T. Boston, 12/17/62, Mobile.	
Reporter's authentication of Memphis Exchange Club on 1/20/59 in Memphis.	R. T. Allen, Memphis Commercial Appeal	G 2-3; report of SA K. H. Lawrence, 12/14/62 at Memphis.	Milfulness
Trustees were surprised to learn that Barnett had taken over trustee's duties on 9/25/62.	Leon Lowrey, Trustee, Levisburg Community, Rt. 2, Olive Br. Miss.	G 19	
Miss. state others present at Meredith rejection on 9/20/62.	N. B. Ellis, Registrar	G 23	

<u>Item:</u>	<u>Source:</u>	<u>Report - Location</u>	<u>Remarks</u>
<p>Hills was questioned by Legislative committee pursuant to subpoena on 9/25/62 to lay the groundwork for the committee finding of Meredith's involuntarily.</p>	Hills	C 24	
<p>The Miss. Fish &amp; Game Comm. was told that it would help Barnett if requested to do so, but otherwise to stay completely out of the Meredith affair.</p>	<p>H. C. Strider,          Rt. 2, Charleston,          Chairman of Comm.</p>	C 33-35	<p>Strider's statement is that he had not seen Barnett prior to 10 mos. ago. This apparently dispotes of the F. &amp; G. Comm.</p>
<p>N. Y. Times reporter talked with <u>T. Buckley</u>, N.Y. <u>Times</u>, 1680 York Ave., N.Y. about expelling Meredith on insanity grounds! AG Patterson may have been present for the Barnett - Gubb talk.</p>		G 40	<p>Barnette's continuing contemptuous intention.</p>
<p>Russell Moore was with Johnson and Simmons was with Barnett on 9/26/62.</p>	<p>James Kingsley,          Memphis Commercial Appeal 4347          Belingshire, Memphis.</p>	G 43-44	<p>These people plus Sheriff Farrell and Jesse Yancy attended the Alumni House meeting.</p>
<p>Johnson reportedly spoke to the closed meeting of sheriffs at Oxford on 9/27/62 and told him not to carry firearms.</p>	Kingsley	G 46	

Items:

On 9/20 and 9/26/62 the M.H.P. and other officers handled the crowd well, but there was virtually no control of it on 9/27/62/.

At around 5:00 P.M. on 9/27 Barnett commented with respect to Meredith, "I definitely will not compromise..."

Sheriffs and other special officers met in the courthouse in Oxford on 9/27 and the M.H.P. met in the National Guard Armory.

Source:

Clay Porteous,  
Memphis Press  
Scimitar,  
495 Union Ave.,  
Memphis.

Porteous

Report - Location

C 58

C 59

Remarks

Willfulness

Porteous

C 60

We don't know enough about these meetings.

United States Court of Appeals DOCKETED  
FIFTH CIRCUIT

EDWARD W. WADSWORTH  
CLERK

OFFICE OF THE CLERK

January 25, 1963

IAN 29 1963

OFFICE BOX 20120  
NEW ORLEANS 20, LA.

Hon. Burke Marshall  
Assistant Attorney General  
Department of Justice  
Washington, D. C.

Mr. John Doar  
Assistant Attorney General  
Department of Justice  
Washington, D. C.

Mr. St. John Barrett  
Attorney  
Department of Justice  
Washington, D. C.

Mrs. Constance Baker Motley  
Attorney at Law  
New York, New York

Mr. Charles Clark  
Attorney at Law  
Jackson, Mississippi

Hon. Joe T. Patterson  
Attorney General  
State of Mississippi  
Jackson, Mississippi

Mr. Fred B. Smith  
Attorney at Law  
Ripley, Mississippi

Mr. Malcolm B. Montgomery  
Attorney at Law  
Jackson, Mississippi

Mr. Dugas Shands  
Assistant Attorney General  
State of Mississippi  
Jackson, Mississippi

Re: No. 20240 - United States of America  
-vs- Ross R. Barnett and Paul B. Johnson,  
Jr.

Gentlemen and Mrs. Motley:

Find enclosed certified copy of order this date  
entered in the referenced cause, which order is self-  
explanatory.

Very truly yours,

EDWARD W. WADSWORTH, CLERK

By Clara J. James  
Chief Deputy Clerk

cc: Mr. Thomas H. Watkins  
Mr. Garner W. Green, Sr.  
Mr. Walter Sutton  
Mr. Francis T. Eschary  
Mr. Charles L. Sullivan  
Mr. R. Jess Brown  
Mr. J. D. Doty

Mr. W. H. Barbour  
Mr. Chester H. Curtis  
Mr. Will A. Richman  
Mr. Edward L. Cates  
Mr. Orna R. Smith  
Mr. J. P. Coleman  
Mr. Ben H. Walley

51-40-17

FILED

47 20

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT.

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No. 20,240

---

UNITED STATES OF AMERICA,

versus

ROSS R. BARNETT and PAUL B. JOHNSON, JR.

---

ORDER

Counsel are formally directed to comply with the Court's requests outlined in the Clerk's letter to counsel dated January 7, 1963, the body of which reads as follows:

" . . . the Court has signed a show cause order in the above matter to be heard in the courtroom of the Court of Appeals in New Orleans at 9:30 A.M., February 8, 1963. The Court has directed that I notify counsel that all preliminary matters appropriate to be considered by the Court prior to the actual taking of testimony be presented to the Court at this hearing. This includes all dilatory pleas, any motions attacking jurisdiction of the Court, any motions touching on the nature of the proceedings and the manner and place of a trial, if one is to be had, as well as any challenge to the sufficiency of the notice of the charges. The Court has also directed that I request counsel to confer, if possible, and exchange memoranda touching on any of the points to be raised at the hearing, and to file motions or pleas that are to be made in writing on or before February 1st, accompanied by such memorandum as may be deemed appropriate.

"The Court also requests that the parties stipulate as to any formal matters as to which there is no real contest, and that the parties be prepared to state to the Court at the time of the hearing what issues remain for consideration thereafter."

Compliance by counsel for the defendants with such requests or directions, or any attempted compliance therewith,



shall not operate as a waiver of any rights possessed or claimed by the defendants or either of them, and will not hereafter be so construed by the Court.

Enter for the Court.

/s/ Richard T. Rives  
Richard T. Rives  
United States Circuit Judge  
Acting Chief Judge

Dated this 24th day of January 1963

JUDGE CAMERON DISSENTS.

(ORIGINAL FILED JANUARY 25, 1963.)

A true copy

Test: EDWARD W. WADSWORTH  
Clerk, U. S. Court of Appeals, Fifth Circuit

By Edward W. Wadsworth  
Deputy

New Orleans, Louisiana

JAN 25

File #11F

Proposed List of certified copies of all court decrees and pleadings in support thereof beginning with June, 1962

<u>Date</u>	<u>Title</u>	<u>Substance</u>
6/12/62	Motion For Injunction In Aid of this Court's Jurisdiction.	Appellants motion to enjoin Paul Alexander from prosecuting Meredith in Hinds County for false voter registration.
6/12/62	Order	Injunction against Alexander by C. A. pursuant to 42 U.S.C. 1651.
6/25/62		Court of Appeals opinion reversing Judge Wise on the merits and directing that an injunction issue as prayed for.
6/7/62	Motion that Mandate Issue Forthwith	Appellant's motion as titled on ground that summer term began on 7/12/62.
6/7/62(same)	Denied by Direction of Judge Wisdom	Typed on face of foregoing motion.
7/17/62	?	Court of Appeals Mandate directing Judge Wise to enjoin the defendants.
7/18/62	Motion of Appellees for Stay of the Execution and Enforcement of the Mandate Issued in this Case Pending Application for Writ of	State's first stay motion.

51-40-17  
 7

<u>Date</u>	<u>Title</u>	<u>Substance</u>
7/18/62		Judge Cameron's first stay.
7/27/62	Judgment	Judgment of 7/17/62 recalled and order amended to direct District Court to grant all relief forthwith; stay of 7/18/62 implicitly vacated.
7/27/62	Order Vacating Stay, recalling Mandate, and Issuing New Mandate forthwith <u>7/18/62</u> <u>1/</u>	Full opinion supporting foregoing judgment and explicitly vacating Cameron's stay.
7/28/62	Order	This is the principally operative Court of Appeals injunction, and it explicitly continues that of 6/28/62 against Paul Alexander; curiously it also presumably recites that the opinion and judgment of 7/27 was entered on 7/26.
7/28/62		Cameron's second stay.
7/28/62		Cameron's amends stay of 7/28 to include C.A. order of 7/28, on motion of Fair.

<u>Date</u>	<u>Item</u>	<u>Substance</u>
8/4/62		C.A. order vacating Cameron's stays of 7/28 and 7/31, and revitalizing its orders of 7/17, 7/27 "and this date...".
8/6/62	Order	Cameron stays C.A. orders of 7/17, 7/27, 7/28, and 8 8/4/62.
8 or 9/7/62	Supreme Court papers <del>Order and opinion of</del> of appellant, appellee, <del>Mr. Justice Black,</del> and amicus U.S. <u>2/</u>	Material submitted to Mr. Justice Black to bypass Cameron.
9/10/62	Order and opinion of Mr. Justice Black.	Vacation of all stays, order to implement all C.A. mandates, injunction against any steps by respondents to prevent enforcement of C.A. judgment.
9/13/62	Order granting permanent injunction.	Judge Mize's (S.D. of Miss.) permanent injunction against defendants.
9/14/62	D.A. Paul Alexander affidavit before Hinds County, J. P.	Meredith charged with criminal offense of falsely procuring registration.

<u>Date</u>	<u>Item</u>	<u>Substance</u>
9/18/62	Application of the United States for an Order designating it as Amicus Curiae.	U.S. applies to C.A. for Amicus status.
9/18/62	Order designating United States of America A as <u>Amicus Curiae</u> .	C. A. designates U.S. as <u>amicus</u> .
9/19/62 42-3	<u>Meador v. Meredith</u> bill of complaint and injunction issued in Jones County.	Jones County Chancery Court enjoins Meredith, trustees, Kennedy and others from securing Meredith's admission to Ole Miss.
9/20/62	Petition for Removal	U.S. removes <u>Meador v. Meredith</u> to U.S. District Court (S.D. Miss.).
9/20/62	Motion to Vacate Order of Injunction.	U.S. moves S.D. Miss. to vacate Jones County injunction.
9/20/62	Order	Motion to vacate Jones County injunction denied.
9/20/62	Application for Temporary Restraining Order.	U.S. applied to U.S. Dist. Ct. (S.D. Miss.) for TRO against arrest of Meredith and application to him of S.B. 1501.

<u>Date</u>	<u>Item</u>	<u>Substance</u>
9/20/62	Order	U.S. Dist. Ct. (S.D. Miss.) enjoins arrest of Meredith and others, refuses to enjoin application to Meredith of S. B. 10 1501.
9/20/62	Miss. ex rel <u>Barnett v. Meredith</u> , bill of complaint and injunction (Lafayette County.)	Barnett secures order from Lafayette County (Oxford) Chancery Court against Meredith attempting to enter Ole Miss. <del>Bill of complaint and injunction</del>
9/20/62	Miss. ex rel. <u>Barnett v. Meredith</u> , bill of complaint and injunction (Hinds County)	Barnett secures injunction from Hinds County (Jackson) Chancery Court against Meredith trying to enter Ole Miss.
9/20/62	Judgment	Hinds County J. P. Court convicts Meredith (in absentia) of falsely procuring voter registration there.

<u>Date</u>	<u>Item</u>	<u>Substance</u>
9/20/62	Petition for a Supplemental Order of Injunction on an Injunction Pending a Hearing and Disposition by the District Court.	U.S. applies to C.A. at Nattiesburg for an injunction against enforcement of the Jones County order and for an order and Miss. public officials interfering with Meredith's admission.
9/20/62	Order	C.A. enjoins application of S.B. 1501 and Jones County injunction.
9/20/62	Petition of the United States for an Order to Show Cause why the respondents herein named should not be held in Civil Contempt.	U. S. applies to U.S. Dist. Ct. (S.D. Miss.) for an order requiring Williams, Lewis, and Ellis to show cause on 9/21 why they shall not be held in Civil Contempt of C.A. order of 9/20 and Dist. Ct. order of 9/13/.
9/20/62	Order to Show Cause why a Finding of Civil Contempt should not be entered.	Judge Wise (S.D. Miss.) orders Lewis, Williams, & Ellis to show cause on 9/21 why they should not be held in Civil Contempt.
9/21/62	Motion to Stay or Dismiss Proceedings on Citation for Contempt.	Respondents (Lewis, Williams, & Ellis) motion to Judge Wise, denied in effect.

<u>Date</u>	<u>Item</u>	<u>Substance</u>
438- 9/21/62	Application for Order....	U.S. applies to C.A. for order requiring all defendants but Jobs to show cause why they should not be held in civil contempt.
9/21/62	Order requiring....	C.A. orders trustees, but note officials to show cause on 9/24/62 why they should not be held in civil contempt of 7/28 order.
9/22/62	Motion to Add Respondents	U.S. moves C.A. to order Williams, Lewis, and Ellis to show cause on 9/24 (with others) why they should not be held in civil contempt of 7/28 order.
9/22/62	Order requiring additional respondents to show cause why they should not be held in civil contempt.	C.A. order Williams, Lewis, and Ellis to show cause on 9/24 why they too should not be held in civil contempt of 7/28 order.
9/24/62	Respondents' six procedural motions.	(1) Motion to Quash Subpoena Duces tecum to Jobs; (2) <del>Motion to Dismiss as Unlawful for action on Dist. Ct. (U.S. v. [unclear]) (3) affidavits</del> <del>motion to dismiss action as to [unclear] (4) affidavits motion</del>



<u>Date</u>	<u>Item</u>	<u>Substance</u>
Cont'd		(2) Trustees Motion to remove cause to Jackson;
-		(3) Trustees to dismiss or transfer action to Dist. Ct. (S.D. Miss);
.		(4) officials motion to dismiss action as to them;
		(5) officials motion to sever as to eh them; (6) Trustees entry of special and limited appearance (to challenge jurisdiction and venue).
9/24/62	Court of Appeals Order	Respondents ordered to take certain specific steps and comply fully with C.A. order of 7/29.
9/25/62	Petition of the United States, Amicus Curiae, for an injunction	U.S. sues Miss. Barnett, et al. in C.A. and asks for TRO.
9/25/62	Temporary Restraining Order	C.A. issues TRO in above case preventing all defendants from interfering with Meredith's admission to Ole Miss.

<u>Date</u>	<u>Item</u>	<u>Substance</u>
9/25/62	Application by the United States Amicus Curial for an Order requiring Ross R. Barnett to show cause why he should not be held in Civil Contempt	
9/25/62	Order Requiring Ross R. Barnett to show cause why he should not be held in Civil Contempt.	Barnett Civil Contempt hearing set for New Orleans on 9/28.
9/26/62	Application for temporary restraining order.	NAACP application for order enjoining Barnett from further interference with Meredith's admission, focusing especially on Hinds County injunction of 9/20.
9/26/62	Motion to Add Governor as Party Defendant	NAACP motion to add Barnett to <u>Meredith v. Fair</u> .
9/26/62	Temporary Restraining Order	C.A. TRO enjoining Barnett & sheriff of Hinds County from engaging or enforcing and order of 9/20 and then and all acting with them from interfering with M's admission; <del>C.A. order joining Barnett as defendant in</del>

<u>Date</u>	<u>Item</u>	<u>Substance</u>
9/26/62	Order	C.A. order joining joining Barnett as defendant in <u>Meredith v. Fair.</u>
9/26/62	Motion for Order to show cause why the Governor of Mississippi should not be cited for contempt.	NAACP document seeking, in effect, to join with U.S. in Barnett's 9/28/62 contempt hearing.
9/26/62	04 Order	C.A. response to above motion; order requires Barnett to show cause on 9/28.
9/26/62	Application by the United States, Amicus Curial, for an order requiring Paul B. Johnson, Jr. to show cause why he should not be held in Civil Contempt.	
9/26/62	App'd Order requiring Paul B. Johnson, Jr. to show cause why he should not be held in Civil Contempt.	Hearing set for 9/29 at New Orleans.
9/28/62	Application of the State of Mississippi for an Order designating it as Amicus Curiae.	Miss. seeks to participate in Barnett contempt hearing as amicus, denied orally by C.A. Because Miss. was denied amicus status, it was not permitted to file an attachment designated "Motion to Dismiss, Continue Transfer or Change the Location of the Place of the Hearing of this Cause."

<u>Date</u>	<u>Item</u>	<u>Substance</u>
9/28/62	Motion to dissolve temporary restraining Order and stay or dismiss contempt proceedings.	State's motion.
9/28/62	Findings of Fact, Conclusions of Law, and Judgment of Civil Contempt.	C.A. holds Barnett to be in Civil Contempt and orders him to purge himself by 10/2/62.
9/29/62	Miss. applies for amicus status in Johnson contempt case.	Application denied and therefore attachment not permitted to be filed.
9/29/62	Motion to Dissolve Temporary Restraining Order and stay or dismiss Contempt proceedings.	State's motion to dissolve TRO.
9/29/62	Findings of Fact, Conclusions of Law and Judgment of Civil Contempt against Paul B. Johnson, Jr.	C.A. hold Johnson in civil contempt and orders him to purge himself by 10/2/62.
10/2/62	Order	C.A. continues TRO of 9/23 in effect (after hearing argument on 10/1) and continues preliminary injunction and Barnett-Johnson contempt until 10/12/62.

<u>Date</u>	<u>Item</u>	<u>Substance</u>
10/2/62	Order	C.A. dismisses contempt contempt action as to /1000/ Jobs, University officials and trustees.
W- 10/2/62	Order	U.S. Dist. Ct. (S.D. Miss.) vacates <u>Meador</u> injunction of (Jones County) and dismisses action.
10/12/62	Order	S.D. Miss. permits U.S. to withdraw application of 9/20 for TRO against S.B. 1501.
10/12/62	Withdrawal of Motion for Preliminary Injunction Against A. L. Meador, Sr., and the Class he represents.	Withdrawn from C.A. because of Dist. Ct. dismissal.
10/12/62	Motion to Dismiss Proceedings, Dissolve Temporary Restraining Order, and Transfer or Dismiss Contempt Proceedings.	States motion directed to 9/25/ action.
10/19/62	C.A. order too lengthy.	C.A. denies motion to dissolve TRO and grants preliminary injunction against State et al.
11/15/62	Order	C.A. directs Attorneys General to prosecute Barnett and Johnson for

<u>Date</u>	<u>Item</u>	<u>Substance</u>
12/21/62	Application for an Order requiring Ross R. Barnett and Paul B. Johnson, Jr. to show cause why they should not be held in criminal contempt.	U.S. applies to C.A. for an order.
1/5/63	Order to show cause why Ross R. Barnett and Paul B. Johnson, Jr. should not be held in criminal contempt.	Order setting 2/8/63 as date for defendants arraignment in New Orleans.