

United States Court of Appeals

FOR THE FIFTH CIRCUIT

THE PRESIDENT OF THE UNITED STATES OF AMERICA

To the Honorable the Judge of the United States District Court

for the Northern District of Texas

—GREETING:

WHEREAS, lately in the United States District Court for the

Northern District of Texas, before you, in a cause between

Nathaniel Jackson, a Minor, by his Father and Next Friend, W. D. Jackson, and others, plaintiffs, and O. C. Rawdon, as President of the Board of Trustees, Mansfield Independent School District, and others, defendants, No. 3152-Civil, wherein the judgment of the District Court entered in said cause on the 23rd day of November, A. D., 1955, was in favor of defendants, O. C. Rawdon, as President of the Board of Trustees, Mansfield Independent School District, and others, and against plaintiffs, Nathaniel Jackson, a Minor, by his Father and Next Friend, W. D. Jackson, and others,

as by the inspection of the transcript of record of the said District Court, which was brought into the United States Court of Appeals for the Fifth Circuit, by virtue of an appeal sued out by Nathaniel Jackson, a minor, by his Father and Next Friend, W. D. Jackson, et al.,--

agreeably to the act of Congress in such case made and provided, fully and at large appears.

AND WHEREAS, in the present term of October, in the year of our Lord one thousand nine hundred and fifty-five, the said cause came on to be heard before the said United States Court of Appeals, on the said transcript of record, and was argued by counsel:

ON CONSIDERATION WHEREOF, It is now here ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and it is hereby, remanded to the said District Court with instructions for further and not inconsistent proceedings, including instructions to the district court that it declare: that plaintiffs have the right to admission to, and to attend, the

Mansfield High School on the same basis as members of the white race; that the refusal of the defendants to admit plaintiffs thereto on account of their race or color is unlawful; that it order the defendants forever restrained from refusing admission thereto to any of the plaintiffs shown to be qualified in all respects for admission; and that it retain jurisdiction of the cause for further orders at the foot of the decree to promptly, full, and effectively carry out this mandate and the orders of the district court entered pursuant thereto;

It is further ordered and adjudged that the appellees, O. C. Rawdon, As President of the Board of Trustees, Mansfield Independent School District, and others, be condemned, in solido, to pay the costs of this cause in this Court for which execution may be issued out of the said District Court.

June 28, 1956.

YOU, THEREFORE, ARE HEREBY COMMANDED that such execution and further proceedings be had in said cause as according to right and justice, and the laws of the United States ought to be had, the said appeal ~~notwithstanding~~.

WITNESS the Honorable EARL WARREN, Chief Justice of the United States, the 17th day of August, in the year of our Lord one thousand nine hundred and fifty-six.

/s/ JOHN A. FEEHAN, JR.
Clerk, U. S. Court of Appeals
for the Fifth Circuit.

CLERK'S COSTS:—

Docketing cause, etc.,	\$ 25.00
Cost of Printing Record	\$ 222.00
Supervising, Indexing, etc.,	\$ 36.75
	\$
	\$
Total	\$ 283.75

No. 15927 ✓

United States Court of Appeals

FOR THE FIFTH CIRCUIT

October Term, 19 55

NATHANIEL JACKSON, a minor, by his Father and Next Friend W. D. JACKSON, ET AL.,

Appellants,

vs.
O. C. RAWDON, as President of the Board of Trustees, MANSFIELD INDEPENDENT SCHOOL DISTRICT, ET AL., Appellees.

MANDATE