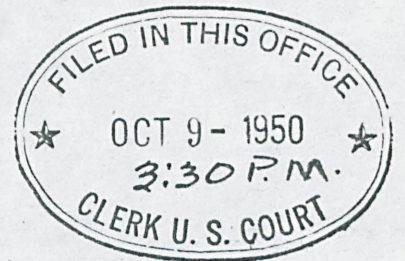


144 L. Civ.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE MIDDLE DISTRICT OF NORTH CAROLINA DURHAM DIVISION



HAROLD THOMAS EPPS and ROBERT DAVIS GLASS, et al.,

Plaintiffs

vs.

WILLIAM DONALD CARMICHAEL, JR., President of the University of North Carolina; HENRY P. BRANDIS, JR., Dean of the Law School of the University of North Carolina; LEE ROY WELLS ARMSTRONG, Director of Admissions of the University of North Carolina; ARCH T. ALLEN, Secretary of the Board of Trustees of the University of North Carolina; and the UNIVERSITY OF NORTH CAROLINA, a Body Incorporate,

Defendants.

CIVIL ACTION

NO. 144

DECREE

This cause was heard at a special sitting of the Court beginning August 28, 1950, and extending through August 30, 1950, in the Durham Division, without a Jury, upon a prayer by plaintiff for injunctive relief and declaratory judgment.

Upon the findings of fact and conclusions of law this day entered and upon motion of counsel for the defendants, it is ORDERED, ADJUDGED AND DECREED to be the judgment of this Court that:

1. Plaintiffs herein and persons similarly situated have not been discriminated against by the defendants or by the State of North Carolina on account of their race and color by reason of the provision for them of a separate but substantially equal opportunity for a legal education at the Law School of the North Carolina College at Durham and that said plaintiffs and others similarly situated are provided at said Law School an educational opportunity substantially equal to that provided for students at the Law School of the University of North Carolina.



2. Plaintiffs and others similarly situated have not been denied equal protection of the law as guaranteed by the Fourteenth Amendment of the Constitution of the United States by reason of any policy, custom or usage of the defendants or the State of North Carolina as alleged in the pleadings herein.

3. Plaintiffs and others similarly situated are not entitled to any injunctive relief as prayed for requiring their admission as law students at the Law School of the University of North Carolina.

4. Costs in this action shall be paid by the plaintiffs.

It is further ORDERED that this cause shall be dismissed from the docket.

Done at Greensboro, North Carolina, this

9 day of Oct., 1950.

Whusey Hayes  
UNITED STATES DISTRICT JUDGE.