

NAACP Lawyers File New Briefs

Seek Reversal Of School Case Action

Attorneys for the National Association for Advancement of Colored People have filed briefs in the U. S. Court of Appeals at Cincinnati, asking a reversal of a federal district judge's action in the Hillsboro school case.

James D. Hapner, attorney for the local school board, said he had received copies of the papers filed by the NAACP. He said they included a motion asking the circuit court to set a hearing for the case. Hapner said he had been informed that the case has been set for the October term of the court.

Meanwhile, it is expected that the U. S. Supreme Court, which has been conducting hearings on its May, 1954, ruling to outlaw school segregation, may decide during the summer on how desegregation is to be carried out.

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THE CINCINNATI action was the first legal move by the defense attorneys since Judge John H. Druffel refused to grant the NAACP an injunction against the Hillsboro school board on Jan. 28 of this year. Shortly afterwards, in early February, a notice of appeal was filed by the NAACP.

Judge Druffel denied the injunction because the board here officially favored integration and had a construction program underway which would make it practical to accomplish in two years. The judge held that the injunction would upset the school system.

In the briefs, the NAACP attorneys claim that the district judge bowed to convenience rather than weighing the facts and considering the law in the case. The attorneys contended further that the judge gave consideration to community hostility "to minority groups and allowed it to take precedence over the law."