

10-26-1969

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Hugo L. Black
US Supreme Court Justice

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Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE HUGO L. BLACK

October 26, 1969

MEMORANDUM TO THE MEMBERS OF THE CONFERENCE

Re: No. 632 - Alexander v. Holmes County

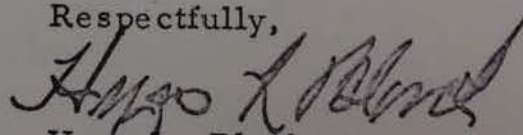
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The letter from the Chief Justice circulated in connection with the proposed order and judgment in this case suggests that the proposal now has the approval of three members of the Court. It is possible that this proposal will obtain a majority and that the Court may want to issue the order on Monday. Should that be the case, I would not want to delay such action, but will dissent as I have in the opinion circulated herewith.

While a dissent at this time may seem premature, this procedure has been followed only to avoid further delay.

One more thought should be added about the Court's suggestion that a Court opinion will later follow this order. I am opposed to that. There has already been too much writing and not enough action in this field. Writing breeds more writing, and more disagreements, all of which inevitably delay action. The duty of this Court and of the others is too simple to require perpetual litigation and deliberation. That duty is to extirpate all racial discrimination from our system of public schools' NOW.

Respectfully,



Hugo L. Black

hlb:fl