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## Supreme Court Decision re. Desegregation, to Dr. C. E. Brehm, January 13, 1952

John J. Hooker

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W. P. MARSHALL, PRESIDENT

1920

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NL=Night Letter

LT=Int'l Letter Telegram

VLT=Int'l Victory Ltr.

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CTA212

1920 JAN 13 PM 8 21

CT-NHA314 LONG NL PD=NASHVILLE TENN 13=

DR C E BREHM=

PRESIDENT UNIVERSITY OF TENN KNOXVILLE TENN=

INRE: GRAY ET AL VERSUS THE UNIVERSITY OF TENN ET AL  
 WE DESIRE TO REPORT TO YOU OF OUR APPEARANCE BEFORE  
 THE SUPREME COURT OF THE UNITED STATES PARAGRAPH THE  
 RESULT OF THE CONTROVERSY WAS THIS: PARAGRAPH 1 UPON  
 THE DECISION OF THE DISTRICT COURT OF THE UNITED  
 STATES FOR THE EASTERN DISTRICT OF TENN, WE HAD RACHED  
 THE CONCLUSION, AFTER CIRCULARIZING THE MEMBERS OF THE  
 BOARD OF TRUSTEES, THAT UNDER THE DECISION OF THE  
 SUPREME COURT OF THE UNITED STATES THE UNIVERSITY OF  
 TENN COULD NOT DENY THE ADMISSION OF MEMBERS OF THE  
 COLORED RACE TO THE LAW SCHOOL OR TO THE GRADUATE  
 SCHOOLS IN BYO-CHEMISTRY AND FRENCH PARAGRAPH WE  
 RECOGNIZED THAT THE OPINION AND JUDGMENT OF THE HONORABLE  
 ROBERT L TAYLOR WAS CORRECT IN VIEW OF THESE OPINIONS  
 OF THE SUPREME COURT OF THE UNITED STATES AND THAT IS  
 THE REASON THAT WE DID NOT APPEAL; AND THAT IS THE REASON  
 FOR THE UNIVERSITY'S ACTION IN THE PREMISES PARAGRAPH 2  
 OUR UNDERSTANDING OF THE DECISION OF THE SUPREME COURT  
 OF THE UNITED STATES IN THE CASES HEARD LAST WEEK IS  
 THAT THIS HIGHEST COURT REFUSED TO PERMIT THESE MEMBERS  
 OF THE COLORED RACE TO CHALLENGE OUR STATE CONSTITUTION  
 AND STATUTORY PROVISIONS REQUIRING SEGREGATION IN

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1920  
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HW HDG SHEET 2 CT-NHA 314 SHEET 2<sup>SENT</sup>

The time shown in the above time on telegrams may differ in standard time at point of origin. Time of receipt is STANDARD TIME at point of destination

1952 JAN 13 PM 8 21

EDUCATION. IF THAT COURT HAD AGREED TO HEAR THIS QUESTION AND HAD STRICKEN DOWN OUR SEGREGATION STATUTES, THEN MEMBERS OF THE COLORED RACE WOULD HAVE BEEN COMINGLED IN ALL STATE OWNED EDUCATIONAL INSTITUTIONS THIS WAS THE REASON THE UNIVERSITY OPPOSED THE ATTEMPTED APPEAL BY THE COLORED APPLICANTS. SINCE THE SUPREME COURT OF THE UNITED STATES REFUSED TO PERMIT THEIR APPEAL, OUR SEGREGATION STATUTES REMAIN IN EFFECT PARAGRAPH 3 THE EFFECT TO THE OPINION OF THE SUPREME COURT OF THE UNITED STATES IS TO LEAVE IN EFFECT THE DECISION OF THE HONORABLE ROBERT L TAYLOR; AND IT IS THEREFORE OUR ADVICE THAT THE UNIVERSITY ABIDE BY THAT DECISION, FROM WHICH THE UNIVERSITY DID NOT APPEAL.

JOHN J HOOKER AND HARLAN DODSON JR.

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