

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS

FILED
U. S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS

SEP 14 1978

TYLER DIVISION

MURRAY L. HARRIS, CLERK
BY DEPUTY *M. Wayne Justice*

J. and R. DOE, ET AL.)
V.)
CIVIL ACTION NO. TY-77-261-CA)
JAMES PLYLER, ET AL.)

O R D E R

Defendant State of Texas has moved this court to reconsider plaintiffs' motion to amend pleadings, or in the alternative, to permit defendant to reopen the case to present additional evidence. The court, having considered defendants' motion and plaintiffs' opposition thereto, does not find them to be well taken. It appearing that the amended complaint does not state a cause of action against any school district other than the Tyler Independent School District, and since this court intends to order relief only against the Tyler Independent School District and any other named defendants standing in the place of the State of Texas who were represented by the Attorney General of the State of Texas, accordingly such motions are hereby DENIED.

SIGNED and ENTERED this 14th day of September, 1978.

M. Wayne Justice
UNITED STATES DISTRICT JUDGE