

Avent Vs. North Carolina

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Court : US Supreme Court

Decided On : May-20-1963

Appeal No. : 373 U.S. 375

Appellant : Avent

Respondent : North Carolina

Judgement :

Avent v. North Carolina - 373 U.S. 375 (1963)

U.S. Supreme Court Avent v. North Carolina, 373 U.S. 375 (1963)

Avent v. North Carolina

No. 11

Argued November 5, 7, 1962

Decided May 20, 1963

373 U.S. 375

CERTIORARI TO THE SUPREME COURT OF NORTH CAROLINA

SYLLABUS

In Durham, N.C., which has an ordinance requiring racial segregation in public eating places, five Negro students and two white students were convicted of criminal trespass for sitting at a lunch counter where only white people customarily were served and refusing to leave when requested by the manager.

Held: a judgment affirming their conviction is vacated, and the case is remanded to the Supreme Court of North Carolina for consideration in the light of *Peterson v. City of Greenville*, ante, p. [373 U. S. 244](#) .

PER CURIAM.

The judgment is vacated, and the case is remanded to the Supreme Court of North Carolina for consideration in the light of *Peterson v. City of Greenville*, ante, p. [373 U. S. 244](#) . *Patterson v. Alabama*, [294 U. S. 600](#) .

[For opinion of MR. JUSTICE HARLAN, see ante, p. [373 U. S. 248](#) .]