

Lucy Vs. Adams

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Court : US Supreme Court

Decided On : Oct-10-1955

Appeal No. : 350 U.S. 1

Appellant : Lucy

Respondent : Adams

Judgement :

Lucy v. Adams - 350 U.S. 1 (1955)

U.S. Supreme Court Lucy v. Adams, 350 U.S. 1 (1955)

Lucy v. Adams

No. 294, Misc.

Decided October 10, 1955

350 U.S. 1

APPLICATION TO VACATE ORDER GRANTING STAY

OF INJUNCTION PENDING APPEAL AND TO REINSTATE

I NJUNCTION PENDING APPEAL

SYLLABUS

The injunction which the District Court issued in this case, but suspended pending appeal to the Court of Appeals, is reinstated to the extent that it enjoins and restrains the respondent and others designated from denying these petitioners, solely on account of their race or color, the right to enroll in the University of Alabama and pursue courses of study there.

134 F.Supp. 235, injunction reinstated in part.

PER CURIAM.

Petitioners, Autherine J. Lucy and Polly Anne Myers, citizens of Alabama, have been seeking admission to the University of Alabama since September, 1952. Respondent William F. Adams is Dean of Admissions of the University. After hearings, United States District Judge Grooms of the Northern District of Alabama found that petitioners had been denied admission to the University "solely on account of their race and color." Holding this

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denied petitioners equal protection of state laws, the court permanently enjoined respondent Adams, his agent, employees and other acting in concert with respondent

"from denying the plaintiffs and others similarly situated the right to enroll in the University of Alabama and pursue courses of study thereat, solely on account of their race and color."

134 F.Supp. 235, 239. Respondent's motion to suspend the injunction pending appeal to the United States Court of Appeals for the Fifth Circuit was granted by the District Judge. A judge of that court denied a motion to vacate the suspension and reinstate the injunction. A similar motion is now before us.

The motion is granted, and the injunction is reinstated to the extent that it enjoins and restrains the respondent and others designated from denying these

petitioners, Autherine Lucy and Polly Anne Myers, the right to enroll in the University of Alabama and pursue courses of study there. *Sipuel v. Board of Regents of the University of Oklahoma*, [332 U. S. 631](#) ; *Sweatt v. Painter*, [339 U. S. 629](#) ; *McLaurin v. Oklahoma State Regents for Higher Education*, [339 U. S. 637](#) . In other respects, the motion is denied.

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