

UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT

No: 11-2130

Little Rock School District

Plaintiff - Appellant

North Little Rock Classroom Teachers Association; Pulaski Association of Classroom Teachers;
Little Rock Classroom Teachers Association; Alexa Armstrong; Karlos Armstrong; Ed
Bullington; Khayyam Davis; John Harrison; Alvin Hudson; Tatia Hudson; Milton Jackson

Intervenor plaintiffs

Lorene Joshua; Leslie Joshua; Stacy Joshua; Wayne Joshua

Intervenor plaintiffs - Appellees

Sara Matthews; Derrick Miles; Janice Miles; John M. Miles; NAACP; Brian Taylor; Hilton
Taylor; Parsha Taylor; Robert Willingham; Tonya Willingham; Pulaski Association of Support
Staff; Donna Stone, as class representative on behalf of minor children, Denise, Dennis and
Danielle Stone; Katherine Knight; Dennis Stone

Intervenor plaintiffs

Dale Charles; Robert L. Brown, Sr.; Gwen Hevey Jackson; Diane Davis; Raymond Frazier

Plaintiffs

v.

North Little Rock School District; Pulaski County Special School District

Defendants

State of Arkansas

Defendant - Appellee

Arkansas Department of Education

Respondent - Appellee

Blytheville School District; Bryant School District; Fort Smith School District; West Memphis
School District; Altus-Denning School District; Ashdown School District; Barton-Lexa School
District; Batesville School District; Biggers-Reyno School District; Black Rock School District;
Bright Star School District; Brinkley School District; Centerpoint School District; Clarendon

School District; Cotton Plant School District; Cutter Morning Star School District; Dewitt School District; Dollarway School District; Foreman School District; Fountain Lake School District; Gillett School District; Glen Rose School District; Guy-Perkins School District; Hoxie School District; Jonesboro School District; Kirby School District; Lavaca School District; Lewisville School District; Magazine School District; Malvern School District; Mammoth Spring School District; Manila School District; Maynard School District; Oden School District; Ozark School District; Plainview-Rover School District; Pocahontas School District; Prairie Grove School District; South Conway School District; Spring Hill School District; Stamps School District; Stephens School District; Turrell School District; Van Buren School District; Warren School District; Watson Chapel School District; West Fork School District; White Hall School District; Winslow School District; Wonderview School District; Yellville-Summit School District; Alma School District; Alread School District; Bentonville School District; Bergman School District; Berryville School District; Blevins School District; Booneville School District; Bradford School District; Buffalo Island School District; Caddo Hills School District; Charleston School District; Corning School District; County Line Public School; Crossett School District; Decatur School District; Dermott School District; Elaine School District; Fordyce School District; Gosnell School District; Greeb County Technical Schools; Green Forest School District; Greenland School District; Greenwood School District; Harrisburg School District; Hamburg School District; Holly Grove School District; Huttig School District; Jackson County School District; Junction City School District; Lakeside School District; Lead Hill School District; Leslie School District; Marion School District; Marshall School District; Mayflower School District; Mountainburg School District; Nettleton School District; Newport School District; Ola School District; Paragould School District; Parkin School District; Pleasant View School District; Quitman School District; Rural Special School District; Saratoga School District; Searcy School District; Smackover School District; Southside School District #2 Bee Branch; Strong School District; Stuttgart School District; Valley Springs School District; Waldron School District; Weiner School District; Wickes School District; Beebe School District; Carthage School District; Dumas School District; Grady School District; McGehee School District; Wynne School District

Intervenors

Pulaski County Board of Education; Patricia Gee, Individually and in her Official Capacity as a Member of the Board of Education of the Little Rock School District, A Public Body; George Cannon, Dr., Individually and in his Official Capacity as a Member of the Board of Education of the Little Rock School District, A Public Body; Katherine Mitchell, Dr., Individually and in her Official Capacity as a Member of the Board of Education of the Little Rock School District, A Public Body; W. D. Hamilton, Individually and in his Official Capacity as a Member of the Board of Education of the Little Rock School District, A Public Body, also known as Bill Hamilton; Cecil Bailey, Individually and in his Official Capacity as a Member of the Pulaski County Board of Education, a Public Corporate; Thomas Broughton, Individually and in his Official Capacity as a member of the PULaski County Board of Education, a Public Corporate; Martin Zoldessy, Dr., Individually and in his Official Capacity as a member of the Pulaski County Board of Education, a Public Corporate

Defendants

No: 11-2304

Little Rock School District

Plaintiff

North Little Rock Classroom Teachers Association; Pulaski Association of Classroom Teachers;
Little Rock Classroom Teachers Association; Alexa Armstrong; Karlos Armstrong; Ed
Bullington; Khayyam Davis; John Harrison; Alvin Hudson; Tatia Hudson; Milton Jackson

Intervenor plaintiffs

Lorene Joshua; Leslie Joshua; Stacy Joshua; Wayne Joshua

Intervenor plaintiffs - Appellees

Sara Matthews; Derrick Miles; Janice Miles; John M. Miles; NAACP; Brian Taylor; Hilton
Taylor; Parsha Taylor; Robert Willingham; Tonya Willingham; Pulaski Association of Support
Staff; Donna Stone, as class representative on behalf of minor children, Denise, Dennis and
Danielle Stone; Katherine Knight; Dennis Stone

Intervenor plaintiffs

Dale Charles; Robert L. Brown, Sr.; Gwen Hevey Jackson; Diane Davis; Raymond Frazier

Plaintiffs

v.

North Little Rock School District

Defendant

Pulaski County Special School District

Defendant - Appellant

State of Arkansas

Defendant

Arkansas Department of Education

Respondent - Appellee

Blytheville School District; Bryant School District; Fort Smith School District; West Memphis
School District; Altus-Denning School District; Ashdown School District; Barton-Lexa School
District; Batesville School District; Biggers-Reyno School District; Black Rock School District;

Bright Star School District; Brinkley School District; Centerpoint School District; Clarendon School District; Cotton Plant School District; Cutter Morning Star School District; Dewitt School District; Dollarway School District; Foreman School District; Fountain Lake School District; Gillett School District; Glen Rose School District; Guy-Perkins School District; Hoxie School District; Jonesboro School District; Kirby School District; Lavaca School District; Lewisville School District; Magazine School District; Malvern School District; Mammoth Spring School District; Manila School District; Maynard School District; Oden School District; Ozark School District; Plainview-Rover School District; Pocahontas School District; Prairie Grove School District; South Conway School District; Spring Hill School District; Stamps School District; Stephens School District; Turrell School District; Van Buren School District; Warren School District; Watson Chapel School District; West Fork School District; White Hall School District; Winslow School District; Wonderview School District; Yellville-Summit School District; Alma School District; Alread School District; Bentonville School District; Bergman School District; Berryville School District; Blevins School District; Booneville School District; Bradford School District; Buffalo Island School District; Caddo Hills School District; Charleston School District; Corning School District; Crossett School District; County Line Public School; Decatur School District; Dermott School District; Elaine School District; Fordyce School District; Gosnell School District; Greeb County Technical Schools; Green Forest School District; Greenland School District; Greenwood School District; Harrisburg School District; Hamburg School District; Holly Grove School District; Huttig School District; Jackson County School District; Junction City School District; Lakeside School District; Lead Hill School District; Leslie School District; Marion School District; Marshall School District; Mayflower School District; Mountainburg School District; Nettleton School District; Newport School District; Ola School District; Paragould School District; Parkin School District; Pleasant View School District; Quitman School District; Rural Special School District; Saratoga School District; Searcy School District; Smackover School District; Southside School District #2 Bee Branch; Strong School District; Stuttgart School District; Valley Springs School District; Waldron School District; Weiner School District; Wickes School District; Beebe School District; Carthage School District; Dumas School District; Grady School District; McGehee School District; Wynne School District

Intervenors

Pulaski County Board of Education; Patricia Gee, Individually and in her Official Capacity as a Member of the Board of Education of the Little Rock School District, A Public Body; George Cannon, Dr., Individually and in his Official Capacity as a Member of the Board of Education of the Little Rock School District, A Public Body; Katherine Mitchell, Dr., Individually and in her Official Capacity as a Member of the Board of Education of the Little Rock School District, A Public Body; W. D. Hamilton, Individually and in his Official Capacity as a Member of the Board of Education of the Little Rock School District, A Public Body, also known as Bill Hamilton; Cecil Bailey, Individually and in his Official Capacity as a Member of the Pulaski County Board of Education, a Public Corporate; Thomas Broughton, Individually and in his Official Capacity as a member of the PULaski County Board of Education, a Public Corporate; Martin Zoldessy, Dr., Individually and in his Official Capacity as a member of the Pulaski County Board of Education, a Public Corporate

Defendants

No: 11-2305

Little Rock School District

Plaintiff

North Little Rock Classroom Teachers Association; Pulaski Association of Classroom Teachers;
Little Rock Classroom Teachers Association

Intervenor plaintiffs

Alexa Armstrong; Karlos Armstrong

Intervenor plaintiffs - Appellees

Ed Bullington

Intervenor plaintiff

Khayyam Davis

Intervenor plaintiff - Appellee

John Harrison

Intervenor plaintiff

Alvin Hudson; Tatia Hudson

Intervenor plaintiffs - Appellees

Milton Jackson

Intervenor plaintiff

Lorene Joshua; Leslie Joshua; Stacy Joshua; Wayne Joshua; Sara Matthews; Derrick Miles;
Janice Miles; John M. Miles; NAACP; Brian Taylor; Hilton Taylor; Parsha Taylor; Robert
Willingham

Intervenor plaintiffs - Appellees

Tonya Willingham; Pulaski Association of Support Staff

Intervenor plaintiffs

Donna Stone, as class representative on behalf of minor children, Denise, Dennis and Danielle
Stone

Intervenor plaintiff - Appellee

Katherine Knight

Intervenor plaintiff

Dennis Stone

Intervenor plaintiff - Appellee

Dale Charles; Robert L. Brown, Sr.; Gwen Hevey Jackson; Diane Davis; Raymond Frazier

Plaintiffs

v.

North Little Rock School District

Defendant - Appellant

Pulaski County Special School District; State of Arkansas

Defendants

Arkansas Department of Education

Respondent - Appellee

Blytheville School District; Bryant School District; Fort Smith School District; West Memphis School District; Altus-Denning School District; Ashdown School District; Barton-Lexa School District; Batesville School District; Biggers-Reyno School District; Black Rock School District; Bright Star School District; Brinkley School District; Centerpoint School District; Clarendon School District; Cotton Plant School District; Cutter Morning Star School District; Dewitt School District; Dollarway School District; Foreman School District; Fountain Lake School District; Gillett School District; Glen Rose School District; Guy-Perkins School District; Hoxie School District; Jonesboro School District; Kirby School District; Lavaca School District; Lewisville School District; Magazine School District; Malvern School District; Mammoth Spring School District; Manila School District; Maynard School District; Oden School District; Ozark School District; Plainview-Rover School District; Pocahontas School District; Prairie Grove School District; South Conway School District; Spring Hill School District; Stamps School District; Stephens School District; Turrell School District; Van Buren School District; Warren School District; Watson Chapel School District; West Fork School District; White Hall School District; Winslow School District; Wonderview School District; Yellville-Summit School District; Alma School District; Alread School District; Bentonville School District; Bergman School District; Berryville School District; Blevins School District; Booneville School District; Bradford School District; Buffalo Island School District; Caddo Hills School District; Charleston School District; Corning School District; County Line Public School; Crossett School District; Decatur School District; Dermott School District; Elaine School District; Fordyce School District; Gosnell School District; Greeb County Technical Schools; Green Forest School District; Greenland School District; Greenwood School District; Harrisburg School District; Hamburg School District; Holly Grove School District; Huttig School District; Jackson County School District; Junction City School District; Lakeside School District; Lead Hill School District;

Leslie School District; Marion School District; Marshall School District; Mayflower School District; Mountainburg School District; Nettleton School District; Newport School District; Ola School District; Paragould School District; Parkin School District; Pleasant View School District; Quitman School District; Rural Special School District; Saratoga School District; Searcy School District; Smackover School District; Southside School District #2 Bee Branch; Strong School District; Stuttgart School District; Valley Springs School District; Waldron School District; Weiner School District; Wickes School District; Beebe School District; Carthage School District; Dumas School District; Grady School District; McGehee School District; Wynne School District

Intervenors

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Defendants

No: 11-2336

Little Rock School District

Plaintiff

North Little Rock Classroom Teachers Association; Pulaski Association of Classroom Teachers;
Little Rock Classroom Teachers Association

Intervenor plaintiffs - Appellants

Alexa Armstrong; Karlos Armstrong; Ed Bullington; Khayyam Davis; John Harrison; Alvin Hudson; Tatia Hudson; Milton Jackson

Intervenor plaintiffs

Lorene Joshua; Leslie Joshua; Stacy Joshua; Wayne Joshua

Intervenor plaintiffs - Appellees

Sara Matthews; Derrick Miles; Janice Miles; John M. Miles; NAACP; Brian Taylor; Hilton Taylor; Parsha Taylor; Robert Willingham; Tonya Willingham

Intervenor plaintiffs

Pulaski Association of Support Staff

Intervenor plaintiff - Appellant

Donna Stone, as class representative on behalf of minor children, Denise, Dennis and Danielle Stone

Intervenor plaintiff

Katherine Knight

Intervenor plaintiff - Appellant

Dennis Stone

Intervenor plaintiff

Dale Charles; Robert L. Brown, Sr.; Gwen Hevey Jackson; Diane Davis; Raymond Frazier

Plaintiffs

v.

North Little Rock School District; Pulaski County Special School District

Defendants

State of Arkansas

Defendant - Appellee

Arkansas Department of Education

Respondent - Appellee

Blytheville School District; Bryant School District; Fort Smith School District; West Memphis School District; Altus-Denning School District; Ashdown School District; Barton-Lexa School District; Batesville School District; Biggers-Reyno School District; Black Rock School District; Bright Star School District; Brinkley School District; Centerpoint School District; Clarendon School District; Cotton Plant School District; Cutter Morning Star School District; Dewitt School District; Dollarway School District; Foreman School District; Fountain Lake School District; Gillett School District; Glen Rose School District; Guy-Perkins School District; Hoxie School District; Jonesboro School District; Kirby School District; Lavaca School District; Lewisville School District; Magazine School District; Malvern School District; Mammoth Spring School District; Manila School District; Maynard School District; Oden School District; Ozark School District; Plainview-Rover School District; Pocahontas School District; Prairie Grove School District; South Conway School District; Spring Hill School District; Stamps School District; Stephens School District; Turrell School District; Van Buren School District; Warren School District; Watson Chapel School District; West Fork School District; White Hall School District; Winslow School District; Wonderview School District; Yellville-Summit School

District; Alma School District; Alread School District; Bentonville School District; Bergman School District; Berryville School District; Blevins School District; Booneville School District; Bradford School District; Buffalo Island School District; Caddo Hills School District; Charleston School District; Corning School District; County Line Public School; Crossett School District; Decatur School District; Dermott School District; Elaine School District; Fordyce School District; Gosnell School District; Greeb County Technical Schools; Green Forest School District; Greenland School District; Greenwood School District; Harrisburg School District; Hamburg School District; Holly Grove School District; Huttig School District; Jackson County School District; Junction City School District; Lakeside School District; Lead Hill School District; Leslie School District; Marion School District; Marshall School District; Mayflower School District; Mountainburg School District; Nettleton School District; Newport School District; Ola School District; Paragould School District; Parkin School District; Pleasant View School District; Quitman School District; Rural Special School District; Saratoga School District; Searcy School District; Smackover School District; Southside School District #2 Bee Branch; Strong School District; Stuttgart School District; Valley Springs School District; Waldron School District; Weiner School District; Wickes School District; Beebe School District; Carthage School District; Dumas School District; Grady School District; McGehee School District; Wynne School District

Intervenors

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Defendants

Appeal from U.S. District Court for the Eastern District of Arkansas - Little Rock
(4:82-cv-00866-BSM)
(4:82-cv-00866-BSM)
(4:82-cv-00866-BSM)
(4:82-cv-00866-BSM)

JUDGMENT

This appeal from the United States District Court was submitted on the record of the district court, briefs of the parties and was argued by counsel.

After consideration, it is hereby ordered and adjudged that the judgment of the district court in this cause is affirmed in part, reversed in part, and remanded to the district court for proceedings consistent with the opinion of this court.

December 28, 2011

Order Entered in Accordance with Opinion:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans



11-2130 Little Rock School District v. Lorene Joshua, et al "judgment filed sua sponte affirmed/reversed/remanded" (4:82-cv-00866-BSM)

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Eighth Circuit Court of Appeals

Notice of Docket Activity

The following transaction was filed on 12/28/2011

Case Name: Little Rock School District v. Lorene Joshua, et al

Case Number: [11-2130](#)

Document(s): [Document\(s\)](#)

Docket Text:

JUDGMENT FILED - The judgment of the originating court is AFFIRMED in part, REVERSED in part and REMANDED in accordance with the opinion. ROGER L. WOLLMAN, MICHAEL J. MELLOY and RAYMOND W. GRUENDER Hrg Sep 2011 [3863455] [11-2130, 11-2304, 11-2305, 11-2336] (Lorri Brown)

Notice will be electronically mailed to:

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Notice will be mailed to:

Mr. Jim McCormack, Clerk of Court
U.S. DISTRICT COURT
Eastern District of Arkansas
600 W. Capitol Avenue
Room A149
Little Rock, AR 72201-0000

The following document(s) are associated with this transaction:

Document Description: Judgment With Opinions

Original Filename: /opt/ACECF/live/forms/lbrown_112130_3863455_JudgmentsWithOpinions_258.pdf

Electronic Document Stamp:

[STAMP acecfStamp_ID=1105112566 [Date=12/28/2011] [FileNumber=3863455-0]

[37145c601673ab6e3dc31fe98ee9148fba3386d8130f6a82707ff5037ce7e9c4db2557a8ae2b127d23c7f397ba6dd3c5d97d50b30ee6f0ca3157d266bf19ad0]]

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- [Mr. Khayyam M. Eddings](#)
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- [Mr. Christopher Heller](#)
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- [Ms. Deborah Ann Linton](#)
- [Mr. Jim McCormack, Clerk of Court](#)
- [Mr. Austin Porter, Jr.](#)
- [Ms. Margie Powell](#)
- [Mr. Scott Paris Richardson, Assistant Attorney General](#)
- [Ms. Mika Shadid Tucker](#)
- [Mr. John Winfred Walker, Sr.](#)

The following information is for the use of court personnel:

DOCKET ENTRY ID: 3863455

RELIEF(S) DOCKETED:

affirmed/reversed/remanded

DOCKET PART(S) ADDED: 4521887, 4521891, 4521898, 4521897, 4521895, 4521896