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With special appreciation to the U.S. District Court for the District of Columbia, the U.S. Court of Appeals for the District of Columbia Circuit, and our individual members for their continuing support of the Society.

The Historical Society invites non-members to become dues-paying members by submitting the enclosed membership application or calling 202-216-7346.

The Historical Society of the D.C. Circuit is a 501(c)(3) non-profit organization independent of the Courts.

The Historical Society of the  
District of Columbia Circuit presents:

**Sixty Years After  
Bolling v. Sharpe:  
Public Education and the  
D.C. Federal Courts**



**June 19, 2014**  
**4:30 p.m.**

**Ceremonial Courtroom, 6th Floor**  
**E. Barrett Prettyman U.S. Courthouse**  
**3rd & Constitution Avenue, N.W.**  
**Washington, D.C.**

## The Historical Society's mission: to record, preserve and publicize the life and history of the Courts of the District of Columbia Circuit

### What Lies Ahead

- Presenting reenactments and panel discussions of cases and legal issues of historic interest litigated in the Courts of the D.C. Circuit
- Encouraging and publishing research and writings about the colorful past of the Courts of the Circuit
- Taking additional oral histories of judges, lawyers, and others who have played key roles in the D.C. Circuit Courts
- Conducting the annual Mock Court program where D.C. high school students argue cases before judges of the Courts of the Circuit
- Assisting judges of the D.C. Circuit Court in preserving their non-official papers
- Involving law clerks – both current and past – in Society activities

### Recent Activities

- Building an online library of articles about the D.C. Circuit Courts, such as “Dark Days of the Black Codes,” “Francis Scott Key, Lawyer and Poet”
- Programs in the Ceremonial Courtroom on historic cases and issues: “Women in the Life and Law of the District of Columbia Courts,” “Madness or Badness: *Duran* and the Evolution of the Insanity Defense in the D.C. Circuit,” “The D.C. Circuit in the McCarthy Era: *United States v. Lattimore*”
- Streaming videos of Society programs on the Society's website
- Presenting online an exhibition of the portraits of judges who served on the Courts of the D.C. Circuit
- Maintaining the Society's website, [www.dcchs.org](http://www.dcchs.org); Facebook page, [www.facebook.com/CircuitHistory](https://www.facebook.com/CircuitHistory); and Twitter account, [twitter.com/CircuitHistory](https://twitter.com/CircuitHistory)
- Circulation of *Calmly to Poise the Scales of Justice: A History of the Courts of the District of Columbia Circuit*

## Sixty Years After *Bolling v. Sharpe*: Public Education and the D.C. Federal Courts

For over 100 years, the Courts of the D.C. Circuit have had a special engagement with the D.C. public schools. Until 1968, the District Court appointed the members of the D.C. Board of Education. In 1950, the D.C. Circuit ruled in *Carr v. Corning* that “separate but equal” D.C. schools were not unconstitutional and that the courts were not the place to resolve the issue. In a remarkable dissent, Judge Henry W. Edgerton would have held racial segregation a violation of the Fifth Amendment's guarantee of due process. Four years later, in *Bolling v. Sharpe*, the Supreme Court agreed, holding racial segregation of D.C. schools a denial of due process. In 1967, in *Hobson v. Hansen*, Judge J. Skelly Wright held that D.C. public schools had unconstitutionally deprived African American and poor children of their “right to equal educational opportunity” and ordered D.C. to cease “tracking” students, to transfer students from overcrowded to underpopulated schools, and to integrate the faculty of each school. Five years after that, the District Court recognized in *Mills v. Board of Education* that children in D.C. were entitled to a free public education regardless of disabilities. Our panelists will explore the fascinating role D.C. federal courts have played in shaping public education and exchange views on the lessons learned.

### *Setting the Stage*

**Eloise Pasachoff**, Associate Professor, Georgetown University Law Center, teaching and writing about education law, 2011 to date; former middle and upper school teacher, 1997-2000

### *Moderator*

**James Forman, Jr.**, Clinical Professor, Yale Law School, 2011 to date; attorney, D.C. Public Defender Service, 1994-2000; co-founder of Maya Angelou Public Charter School and member of its Board of Directors, 1997 to date

### *Panelists:*

**Roderic V.O. Boggs**, Executive Director, Washington Lawyers' Committee for Civil Rights and Urban Affairs, 1971 to date; founder of Parents United for the D.C. Public Schools in 1980

**Kaya Henderson**, Chancellor, D.C. Public Schools, 2011 to date; Deputy Chancellor, D.C. Public Schools, 2007 to 2011

**Brian W. Jones**, Senior Vice President and General Counsel, Strayer University, 2012 to date; Chair, D.C. Public Charter School Board, 2007-13; General Counsel, U.S. Department of Education, 2001-05

**Judge David S. Tatel**, U.S. Court of Appeals for the D.C. Circuit, 1994 to date; Director, Office for Civil Rights, U.S. Department of Health, Education & Welfare, 1977-79