

**Appendix A**

**Selected Unitary Status Rulings between 1990-2002<sup>1</sup>**

STATE	NAME OF DISTRICT	YEAR UNITARY STATUS GRANTED OR DESEG. ORDER DISMISSED	CASE CITATION	COMMENTS
Alabama	Alexander City Board of Education	2002	2002 WL 31102679	Declared partially unitary for all factors (student assignment, faculty and administrative staff hiring, assignment and promotion, student discipline, extracurricular activities, dropout and graduation rates, and special education) except hiring and promotion of higher-level administrators. (Found partially unitary in the areas of transportation and facilities in 1998.) Court found the school district had primarily complied with 1998 consent decree.
Alabama	Auburn County Board of Education	2002	2002 WL237091 (M.D.Ala 2002)	Court found compliance with 1998 consent decree and declared fully unitary

<sup>1</sup> This chart does not include a number of unpublished decisions. Unpublished rulings declared many school districts unitary, including California’s San Jose Unified School District, Florida’s Broward, Pinellas, and Polk Counties, Louisiana’s Livingston Parish School System, Minnesota’s Minneapolis City Schools, North Carolina’s Franklin County School District, Tennessee’s Hamilton County School District, Texas’ Fort Worth and Houston School Districts, Alabama’s Mobile School District, and Virginia’s Norfolk School District.

Alabama	Butler County Board of Education	2002	183 F.Supp.2d 1359 (M.D. Ala 2002)	Court found compliance with 1998 consent decree and declared fully unitary
Alabama	Lee County Board of Education	2002	2002 WL1268395 (M.D. Ala 2002)	Declared partially unitary for all factors except faculty assignment. Court found the school district had primarily complied with consent decree of 1998.
Alabama	Opelilka City Board of Education	2002	2002 WL237032 (M.D. Ala 2002)	Court found compliance with 1998 consent decree and declared fully unitary.
Alabama	Russell County Board of Education	2002	2002 WL360000 (M.D. Ala 2002)	Court found compliance with 1998 consent decree, and declared fully unitary.
Alabama	Tallapoosa County Board of Education	2002	2002 WL 31757973	Declared partially unitary for all factors (faculty hiring and assignment, student assignment and instruction, extracurricular activities, student discipline, student dropout intervention, facilities, and special education) except faculty assignment at one school. Court found that the school district had primarily complied with consent decree of 1998.

Arkansas	Little Rock School District	2002	2002 WL 31119883	Declared partially unitary. Found unitary status in student discipline, extracurricular activities, advanced placement courses, and guidance counseling. Court will continue monitoring the school district's assessment of programs most effective in improving African American achievement.
California	San Diego Unified School District	1998	61 Cal.App.4 <sup>th</sup> 411	By 1985 the trial court found that the school district had made substantial progress toward eliminating segregation. In 1996, the court issued a final order stating that it would completely end its supervision on January 1, 2000. Plaintiffs opposed moving the date to end its supervision to July, 1998. Court supervision ended in 1998 pursuant to the modified final order.
Colorado	Board of Education School District No. 1, Denver	1995	902 F. Supp. 1274 (D. Colo. 1995)	Declared fully unitary.
Delaware	Christiana School District  Brandywine School District  Colonial School District	1996	90 F.3d 752 (3 <sup>rd</sup> Cir. 1996)	Declared fully unitary. (interdistrict remedy case) Plaintiffs did not oppose finding regarding transportation and facilities.

	Red Clay School District (Wilmington)			
Florida	Duval County Schools (Jacksonville)	2001	273 F.3d. 960 (11 <sup>th</sup> Cir. 2001)	1986 found partially unitary in transportation and extracurricular activities. Declared fully unitary. Plaintiffs only opposed and provided evidence regarding vestiges of discrimination in school assignment.
Florida	Hillsborough County (Tampa)	2001	244 F. 3d 927 (11 <sup>th</sup> Cir. 2001)	1970 found partially unitary in transportation, extracurricular activities and facilities Declared fully unitary.
Florida	Miami-Dade County	2001	Unreported	Unitary status review initiated by the Court. Declared fully unitary. Plaintiffs agreed that the school district was unitary with respect to <i>Green</i> factors.
Florida	St. Lucie County (Fort Pierce)	1997	977 F.Supp. 1202 (S.D. Fla. 1997)	Declared fully unitary. Joint motion with plaintiff seeking unitary status.
Georgia	Coffee County (Douglas)	1995	1995 U.S. Dist. LEXIS 4864	Motion for Unitary Status unopposed by plaintiff.
Georgia	Dekalb County School System (Atlanta)	1996	942 F.Supp. 1449 (N.D. Ga 1996)	1988 declared partially unitary in student assignment, transportation, facilities and extracurricular activities. Delared fully unitary.

Georgia	Muscogee County (Columbus)	1997	111 F.3d 839 (11 <sup>th</sup> Cir. 1997)	Declared fully unitary. Plaintiffs only opposed finding on student assignment.
Georgia	Savannah-Chatham School District	1994	860 F. Supp. 1563 (S.D.Ga 1994)	Declared fully unitary. Plaintiffs did not oppose finding regarding transportation and extracurricular activities.
Illinois	Rockford Board of Education School District No. 205	2001	246 F.3d1073 (7 <sup>th</sup> Cir. 2001)	Declared fully unitary. Plaintiffs opposed the finding because of continued disparities in achievement.
Indiana	Indianapolis Schools	1998	Unreported	Settlement Agreement with a 13 year phase out plan (interdistrict desegregation order)
Kansas	Unified School District No. 500, Kansas City (Wyandotte County)	1997	974 F. Supp. 1367 (D. Kansas 1997)	Declared fully unitary. Unopposed by plaintiffs. Parties developed a Desegregation Exit Plan.
Kansas	Unified School District No. 501 (Shawnee County -- Topeka)	1999	56 F.Supp.2d 1212 (D.Kan. 1999)	Declared fully unitary. Based on implementation of 1994-1995 remedial plan previously agreed upon by the parties. Plaintiffs did not oppose.

Kentucky	Jefferson County Public Schools (Louisville)	2000	102 F.Supp.2d 358 (W.D. Ky. 2000)	Declared fully unitary. Plaintiffs opposed due to segregation at the classroom level.
Maryland	Prince Georges County (Greenbelt )	2002 (expected)	18 F.Supp.2d 569 (D.Md. 1998)	Approval of Memorandum of Understanding with an expectation of a declaration of unitary status at the end of fiscal year 2002
Michigan	School District of the City of Benton Harbor	2002	195F.Supp.2d 971 (W.D. Mich. 2002)	Court declared fully unitary Plaintiff's agreed that school district was unitary with respect to <i>Green</i> factors, but thought achievement disparities were still vestiges of segregation
Michigan	School District of the City of Pontiac	1974 partial 2000	95 F.Supp.2d 688 (M.D. Mich. 2000)	Found fully unitary against school district request to continue the order for three more years.
New York	Buffalo School District	1995	904 F.Supp. 112 (W.D. NY 1995)	Declared fully unitary.
North Carolina	Charlotte-Mecklenburg Board of Education	2001	269 F.3d 305 (4 <sup>th</sup> Cir. 2001)	Declared fully unitary.
Ohio	Board of Education of City	1991	1991WL11010 72 (S.D. Ohio 1991)	Settlement Agreement in 1984 scheduled to expire in 1991 but court found that the school district did not fully comply in the areas of low achieving schools and

	School District of Cincinnati			unbiased disciplinary policies. The court extended its jurisdiction for at least two years.
Ohio	Dayton Public Schools	2002	2002 WL1284228 (S.D. Ohio 2002)	Declaration of unitary status. Joint motion seeking unitary status.
Oklahoma	Oklahoma City Public Schools	1991	778 F.Supp. 1144 (W.D. Okl, 1991)	Declared fully unitary as of 1985 and dissolved the permanent injunction governing the school district.
Pennsylvania	Woodland Hills School District	2000	118 F.Supp. 2d 577 (W.D. Pa. 2000)	Partial unitary status granted- jurisdiction retained over curriculum because math curriculum had continued tracking contrary to previous court order. Court expects district to be unitary by the end of the 2002-2003 school year.
Texas	Dallas Independent School District	1994	869 F.Supp. 454 (N.D. Tx. 1994)	Declared unitary, but would not be dismissed until 1997; judge questions whether would release because of disparities in student achievement.
Texas	Jefferson Independent School District	2001	Unreported	Declared partially unitary in 2000 in transportation, facilities and transfers through agreement of the parties; Entered into a consent order, July 2002 with the expectation that the district would be declared unitary by July 2001

## **Appendix B**

### Definition of Regions

**South:** Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, Texas, and Virginia.

**Border:** Delaware, Kentucky, Maryland, Missouri, Oklahoma, and West Virginia.

**Northeast:** Connecticut, Maine, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, and Vermont.

**Midwest:** Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Nebraska, North Dakota, Ohio, South Dakota, and Wisconsin.

**West:** Arizona, California, Colorado, Montana, Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming.

Note: Alaska and Hawaii are excluded from most parts of this study because of their unique ethnic compositions and isolation from the regions studied here.