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BALTIMORE CITY COURT

YEAR 1949 FILE NO. 013832

16 DOCKET 72 FOLIO

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TITLE OF CASE	DATE	NUMBER	DESCRIPTION OF PAPER
PLAINTIFF: Richard Williams	7-26-49	1	Petition for Writ of Mandamus, affidavit, and Order of Court fd.
	8/26/49	2	Respondents' answer, affidavit and Exhibit A, filed.
	12-5-52	3	Dismissed Order Filed
DEFENDANT: Harry C. Byrd C President et al			
THIRD PARTY:			
ATTORNEY FOR PLAINTIFF: Donald G. Murray and Charles H. Houston			
ATTORNEY FOR DEFENDANT: Hall Hammond Kennetth C. Proctor			
ATTORNEY FOR THIRD PARTY:			

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72/16

RICHARD WILLIAMS
1023 Myrtle Avenue

VS.

HARRY C. BYRD, PRESIDENT; WILLIAM P. COLE, JR., STANFORD Z. ROTHSCHILD, J. MILTON PATTERSON, PETER W. CHICHESTER, EDWARD F. HOLTER, E. PAUL KNOTTS, CHARLES P. McCORMICK, HARRY H. NUTTLE, PHILIP C. TURNER, MILLARD E. TYDINGS, MRS. JOHN L. WHITEHURST, constituting the Board of Regents of the University of Maryland; J. BEN ROBINSON, DEAN OF SCHOOL OF DENTISTRY and EDGAR F. LONG, DIRECTOR OF ADMISSIONS OF THE UNIVERSITY OF MARYLAND.
109 East Redwood Street

IN THE BALTIMORE

CITY COURT

FILED JUL 26 1949

: : : : : : : : : : : : :

PETITION FOR WRIT OF MANDAMUS

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The Petition of Richard Williams, respectfully shows:

First: Richard Williams, a Negro, is twenty-four (24) years of age, and at all times material was and is a citizen and resident of the United States and the State of Maryland. On or about November 8, 1948 he duly applied for admission as a first year student in the School of Dentistry of the University of Maryland for the academic year beginning September 21, 1949. The University authorities have refused to pass on this application although they have appraised and passed on other similar applications by white students.

Second: Harry C. Byrd is the President and Executive Head of the University of Maryland, Edgar F. Long is the Director of Admissions of the Baltimore Schools of the said University, which includes the School of Dentistry; J. Ben Robinson is the Dean of the School of Dentistry of the said University; William P. Cole, Jr., Stanford Z. Rothschild, J. Milton Patterson, Peter W. Chichester, Edward F. Holter, E. Paul Knotts, Charles P. McCormick, Harry H. Nuttle, Philip C. Turner, Millard E. Tydings, and Mrs. John L. Whitehurst constitute the Board of Regents of the University of Maryland.

Third: The University of Maryland is an administrative department of

the State of Maryland. It is a State institution performing an essential governmental function.

Fourth: Under the acts of the Legislature of the State of Maryland, which form the Charter of the University of Maryland, as now constituted, the Board of Regents, who are appointed by the Governor, by and with the consent of the Senate, are vested with the powers of governing the University. The President of the University of Maryland, the Director of Admissions of the Baltimore Schools, and the Dean of the School of Dentistry function as their agents under their supervision and control.

Fifth: Under the Charter of the University of Maryland, the Faculty of Dentistry is expressly established and conducts a School of Dentistry of the University of Maryland as an integral component part of the said University subject to the laws and regulations governing the same. The aforesaid School of Dentistry is the only State institution which affords a dental education and is the only dental school in Maryland approved by the American Association of Colleges of Dentistry and a member of the American Council on Dental Education which gives it and its graduates high standing among the dental profession.

Sixth: The Faculty of Dentistry offers a four year course in said School of Dentistry leading to the degree of Doctor of Dental Surgery. The requirements for admission to said course are:

"Applicants for admission must present evidence of having successfully completed two full years of work in an accredited college of arts and sciences based upon the completion of a four-year high-school course. No applicant will be considered who has not completed all requirements for advancement to the Junior year in the arts and sciences college from which he applies. His scholastic attainments shall be of such quality as to insure a high standard of achievement in the dental course."

"The college course must include at least a year's credit in English, in biology , in physics, and in inorganic chemistry, and a half year's credit in organic chemistry. All courses in science should include both class and labaratory instruction. Formal credit in biology and physics, but not in English and chemistry, may be waived in part or in whole in the case of exceptional students with three years or more of college credit earned in an accredited college or university."

"The credentials of all students admitted to the Dental School, University of Maryland, under the foregoing permissive regulation will be submitted for approval to the Council on Education of the American Dental Association."

"In the selection of students to begin the study of dentistry the School considers particularly a candidate's proved ability in secondary education and his successful completion of prescribed courses in predental collegiate training. The requirements for admission and the academic regulations of the College of Arts and Sciences, University of Maryland, are strictly adhered to by the School of Dentistry.

Seventh: The Petitioner, Richard Williams, is a candidate for admission as a first year student in the School of Dentistry of the University of Maryland and is fully qualified in all lawful and proper respects for admission thereto. On November 8, 1948 Petitioner applied to the School of Dentistry accompanying said application with the required ten dollars ($10.00) investigation fee and transcript of his record from the schools attended by him. Said application blank and said accompanying transcript showed that the Petitioner's moral and educational qualifications were as good as or better than those admitted prior to this submission of application or subsequently admitted to the School of Dentistry.

Eighth: The Board of Regents, the Director of Admissions and the Dean and Faculty Committee of the University of Maryland have had notice of this application and ample time and adequate opportunity to consider and act upon the Petitioner's application aforesaid in that the Petitioner appealed as to his application successively to the President and the Board of Regents, but has not been able to get any satisfactory and definite action on his appeal, and there is no other authority within the University of Maryland organization to whom he can now appeal. Upon information and belief your Petitioner avers that applicants having no better moral or educational qualifications were admitted to the School of Dentistry for the academic year beginning September 21, 1949 subsequent to the date of the Petitioner's application. Upon information and belief your Petitioner avers that his application was refused wrongfully and arbitrarily solely because of his race and color and in direct contravention of the provisions of the Fourteenth Amendment of the Constitution of the United States, 8 U. S. C. 41, and the Supreme Court decisions of the United States.

Ninth: The Petitioner is ready, willing and able to perform any lawful requirements and pay all proper fees and provide himself with all the necessary facilities for admission as a first year student at the School of Dentistry of the University of Maryland and so tenders himself at this time.

Tenth: The actions of the Respondent in refusing to consider the application of the Petitioner were wrong, unlawful and arbitrary, thereby the State of Maryland did deny the Petitioner, a resident and citizen of the United States and the State of Maryland, the equal protection of the laws guaranteed him under the Fourteenth Amendment to the Constitution of the United States and did violate Title 8 U. S. C. Section 41.

Eleventh: Unless this Honorable Court, by a Writ of Mandamus shall secure, preserve, and enforce the rights of the said Richard Williams, Petitioner, he will suffer irreparable injury and will be without adequate remedy in the premises for the inception of the academic year for 1949-1950 of the School of Dentistry in immanent; to wit: September 21, 1949.

WHEREFORE: Your Petitioner prays this Honorable Court to issue a Writ of Mandamus directed to the Respondents, Harry C. Byrd, President and Executive Head of the University of Maryland, Edgar F. Long, Director of Admissions of the Baltimore Schools of the University of Maryland, J. Ben Robinson, Dean of the School of Dentistry of the University of Maryland, and William P. Cole, Jr., Stanford Z. Rothschild, J. Milton Patterson, Peter W. Chichester, Edward F. Holter, E. Paul Knotts, Charles P. McCormick, Harry H. Nuttle, Philip C. Turner, Millard E. Tydings, and Mrs. John L. Whitehurst, constituting the Board of Regents of the University of Maryland at their office located at 109 East Redwood Street, requiring the Respondents by and through their agents Edgar F. Long, Director of Admissions and J. Ben Robinson, Dean of the School of Dentistry to (a) consider and act on Petitioner's application of November without regards to creed or color and admit him to the semester beginning September 21, 1949 in the School of Dentistry or as soon thereafter as this case may be handled and heard if his qualifications equal or exceed the qualifications of those students already admitted to the School of Dentistry, and if his application predates the applications of any student already admitted to the School of Dentistry for the current academic semester upon Petitioner's complying with the uniform, lawful requirements for admission; or (b) to certify him at the beginning of the next academic term when

entering students are accepted and to certify him on the same terms and conditions applicable to other students applying to the School of Dentistry with regards to creed or color or race; and further ordering such other and further relief and protection to your Petitioner and his rights as aforesaid may be proper and necessary in the premises.

Donald G. Murray
Donald G. Murray

Charles H. Houston
Charles H. Houston
Solicitors for Petitioner

Richard Williams
Richard Williams

STATE OF MARYLAND, CITY OF BALTIMORE, to wit:

I HEREBY CERTIFY, That on this 26 day of July, 1949, before me, the subscriber, a Notary Public of the State of Maryland, in and for Baltimore City, aforesaid, personally appeared Richard Williams and made oath in due form of law that the matters and facts therein set forth in the Petition are true to the best of his knowledge, information and belief.

AS WITNESS my hand and Notarial Seal

Dorothy L. Lewis
Notary Public

RICHARD WILLIAMS 1023 Myrtle Avenue	:	IN THE BALTIMORE
	:	
VS.	:	
	:	
HARRY C. BYRD, PRESIDENT; WILLIAM P. COLE, JR., STANFORD Z. ROTHSCHILD, J. MILTON PATTERSON, PETER W. CHICHESTER, EDWARD F. HOLTER, E. PAUL KNOTTS, CHARLES P. McCORMICK, HARRY H. NUTTLE, PHILIP C. TURNER, MILLARD E. TYDINGS, MRS. JOHN L. WHITEHURST, constituting the Board of Regents of the University of Maryland; J. BEN ROBINSON, DEAN OF SCHOOL OF DENTISTRY and EDGAR F. LONG, DIRECTOR OF ADMISSIONS OF THE UNIVERSITY OF MARYLAND 109 East Redwood Street	:	CITY COURT

: : : : : : : : : : :

Upon the aforegoing Petition, it is by the Baltimore City Court this 27TH day of July, 1949,

ORDERED, That the Defendants, Harry C. Byrd, President; the Board of Regents of the University of Maryland, J. Ben Robinson, Dean of the School of Dentistry, and Edgar F. Long, Director of Admissions of the University of Maryland show cause on or before the 26TH day of August, 1949, why the relief prayed for should not be granted.

PROVIDED, That a copy of said Petition shall be served the Defendants on or before the 7TH day of August, 1949.

J. Albert Sayler

JUDGE

Mr. Sheriff:

Please serve copy on
DEFOTS. AT 109 E. REDWOOD ST.

John O. Rutherford, Clerk
Baltimore City Court.

RECEIVED
SHERIFF'S OFFICE
JUL 27 11 12 AM '49
BALTIMORE CITY, MD.

Copy of the Within Petition and Order of Court served on Harry L. Byrd President William P. Cole Jr Stanford J. Rothschild J. Milton Patterson Peter W. Schuster Edward F. Holter & Paul Knotts Charles R. McCormick Harry H. Nuttle Philip L. Turner Millard E. Tydings and Mrs John L. Whitehurst constituting the Board of Regents of the University of Maryland J. Ben Robinson Dean of School of Dentistry and Edgar F. Long Director of Admissions of the University of Maryland by service on Stanford J. Rothschild Board of Regents on the 28th day of July 1949 in the Presence of William Fowler

Joseph E. Deegan
Sheriff

$6.00

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72/16

RICHARD WILLIAMS 1023 Myrtle Avenue	:	IN THE
vs.	:	BALTIMORE CITY COURT
HARRY C. BYRD, President, et al.	:	

ORDER

MR. CLERK:

Please enter the above entitled case "dismissed", upon payment of the costs by the plaintiff.

Donald G. Murray
Attorney for Plaintiff

Edw. D. E. Rollins
Attorney General

Kenneth C. Proctor
Assistant Attorney General
Attorneys for Defendants

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72/16

RICHARD WILLIAMS 1023 Myrtle Avenue	:	IN THE
Vs.	:	BALTIMORE
HARRY C. BYRD, PRESIDENT: WILLIAM P. COLE, JR., STANFORD Z. ROTHSCHILD, J. MILTON PATTERSON, PETER W. CHICHESTER, EDWARD F. HOLTER, E. PAUL KNOTTS, CHARLES P. McCORMICK, HARRY H. NUTTLE, PHILIP C. TURNER, MILLARD E. TYDINGS, MRS. JOHN L. WHITEHURST, constituting the BOARD OF REGENTS OF THE UNIVERSITY OF MARYLAND: J. BEN ROBINSON, DEAN OF SCHOOL OF DENTISTRY and EDGAR F. LONG, DIRECTOR OF ADMISSIONS OF THE UNIVERSITY OF MARYLAND 109 East Redwood Street	:	CITY COURT

FILED AUG 26 1949

ANSWER

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Harry C. Byrd, President; William P. Cole, Jr., Stanford Z. Rothschild, J. Milton Patterson, Peter W. Chichester, Edward F. Holter, E. Paul Knotts, Charles P. McCormick, Harry H. Nuttle, Philip C. Turner, Millard E. Tydings, Mrs. John L. Whitehurst, constituting the Board of Regents of the University of Maryland; J. Ben Robinson, Dean of School of Dentistry and Edgar F. Long, Director of Admissions of the University of Maryland, by Hall Hammond, Attorney General, and Kenneth C. Proctor, Assistant Attorney General, their attorneys, in answer to the Petition for Writ of Mandamus filed against them respectfully shows unto your Honor:

(1) Answering Paragraph First, the Respondents admit that Richard Williams is a Negro, twenty-four (24) years of age and, at all times material, was and is a citizen and resident of the United States and the State of Maryland. Further answering said paragraph, the Respondents admit that, by application dated November 25, 1948, and received by the Respondents on November 30, 1948, the Petitioner applied for admission as a first year student in the School of Dentistry of the University of Maryland for the academic year beginning September 21, 1949.

FILED AUG 26 1949

Further answering said paragraph, the Respondents say that the general policy of the State of Maryland regarding education has always been to segregate the white and Negro races; that for many years the State of Maryland, in the development of its secondary public schools and of the University of Maryland, has attempted to and, as herein set forth, now does provide facilities which are equal for both the white and Negro races; that, in furtherance of said policy, the Governor of the State of Maryland entered into a Compact dated February 8, 1949, known as "The Regional Compact", with the Governors of the States of Florida, Georgia, Louisiana, Alabama, Mississippi, Tennessee, Arkansas, North Carolina, South Carolina, Texas, Oklahoma, West Virginia and the Commonwealth of Virginia; that the General Assembly of Maryland, by Chapter 282 of the Laws of 1949, approved, confirmed and ratified said Compact, the Act of approval being effective June 1, 1949; that said Compact has been approved by proper legislative action by more than six of the aforesaid States, and is now in full force and effect; that The Regional Compact makes provision for education, in the professional, technological, scientific, literary and other fields of all citizens of the several signatory States, regardless of race or creed, at jointly owned and operated regional educational institutions in the Southern States; that the educational advantages and facilities contemplated by and provided under The Regional Compact for the citizens of the several States, regardless of race or creed, who reside within said region fully comply with the requirements of the Fourteenth Amendment of the Constitution of the United States, 8 U.S.C. 41, and of the decisions of the Supreme Court of the United States.

Further answering said paragraph, the Respondents say that on August 13, 1949, the Respondent Edgar F. Long wrote to the Petitioner regarding the aforesaid application, copy of the letter is annexed hereto, marked "Respondents' Exhibit A" and is prayed to be taken as a part hereof; that the Petitioner was advised that,

Further answering said interrogatory, the respondents say that the general policy of the State of Maryland regarding education has always been to segregate the white and Negro races; that for many years the State of Maryland, in the development of its secondary public schools and of the University of Maryland, has attempted to and, as herein set forth, not does provide facilities which are equal for both the white and Negro races; that, in furtherance of said policy, the State of the State of Maryland entered into a compact dated February 3, 1949, known as "The Regional Compact" with the Governors of the States of Florida, Georgia, Louisiana, Alabama, Mississippi, Tennessee, Arkansas, North Carolina, South Carolina, Texas, Oklahoma, West Virginia and the Commonwealth of Virginia; that the General Assembly of Maryland, by Chapter 288 of the Laws of 1949, approved, confirmed and ratified said Compact, the act of approval being effective June 1, 1949; that said Compact has been approved by proper legislative action by more than six of the aforesaid States, and is now in full force and effect; that the Regional Compact makes provision for education in the professional, technological, scientific, literary and other fields of all citizens of the several signatory States, regardless of race or creed, at jointly owned and operated regional educational institutions in the southern States; that the education, privileges and facilities contemplated by and provided under the Regional Compact for the citizens of the several States, regardless of race or creed, who reside within said region fully comply with the requirements of the Fourteenth Amendment of the Constitution of the United States, 8 U.S.C.A., and of the decisions of the Supreme Court of the United States.

Further answering said interrogatory, the respondents say that on August 12, 1949, their respondent Oscar F. Ing wrote to the petitioner referred to in said application, copy of the letter is annexed hereto, marked "Respondent's Exhibit 1" and is proved to be taken as a part hereof; that the petitioner was advised that

in accordance with the aforesaid policy of the State of Maryland and the provisions of The Regional Compact, aforesaid, he is authorized to study dentistry at the Meharry Medical College, Nashville, Tennessee, which is an institution under The Regional Compact to which the signatory States will send students for medical, dental and nursing education; that arrangements will be made so that Petitioner's total expenses, incidental to attending Meharry Medical College, School of Dentistry, including necessary travel and room and board, will not exceed what it would cost him to attend the University of Maryland; that Meharry Medical College, School of Dentistry, affords the same kind and quality of education as the University of Maryland School of Dentistry; that the Petitioner was requested to contact the Director of Admissions of the University of Maryland, who will advise him as to the procedure to be employed for admission to Meharry Medical College, School of Dentistry; that it is necessary, under The Regional Compact, that Petitioner's application be certified to Meharry Medical College by the Director of Admissions of the University of Maryland.

Further answering said paragraph, the Respondents deny that the University of Maryland authorities have refused to pass on Petitioner's application, and allege that they have handled said application in the manner just described. Further answering said paragraph, the Respondents admit that, since receipt of Petitioner's application, similar applications of white students have been appraised and passed upon.

(2) Answering paragraphs Second, Third and Fourth, the Respondents admit the matters and facts therein set forth.

(3) Answering paragraph Fifth, the Respondents admit the matters and facts therein set forth, except that the Respondents deny that the School of Dentistry of the University of Maryland is "a member of the Council of Education of the American Dental Association", and allege that said Council is merely the represen-

In accordance with the aforesaid policy of the State of Maryland and the provisions of the Maryland Code, aforesaid, he is authorized to admit qualified students to the University Medical College, Maryville, Tennessee, which is an approved school under the National Council, to which the aforementioned students will be sent, tuition for medical, dental and nursing education; other arrangements will be made so that Petitioner's total expense, including tuition, living, medical College, School of Dentistry, including necessary travel and room and board, will not exceed what it would cost him to attend the University of Maryland, Maryland Medical College, School of Dentistry, affords the same kind and quality of education as the University of Maryland School of Dentistry; that the Petitioner was required to contact the Director of Admissions of the University of Maryland, who will advise him as to the procedure to be employed for admission to Maryland Medical College, School of Dentistry; that it is necessary, under the Federal Compact, that Petitioner's application be certified to Maryland Medical College by the Director of Admissions of the University of Maryland.

Further answering said paragraph, the respondents deny that the University of Maryland authorities have refused to issue Petitioner's application, and allege that they have handled said application in the manner just described. Further answering said paragraph, the respondents admit that, since receipt of Petitioner's application, similar applications of white students have been approved and passed upon.

(2) Answering paragraphs Second, Third and Fourth, the respondents admit the matters and facts therein set forth.

(3) Answering paragraph Fifth, the respondents admit the matters and facts therein set forth, except that the respondents deny that the School of Dentistry of the University of Maryland is a member of the Council of Association of the Southern Dental Schools, and allege the Dental Council is merely the recognized

tative of the American Dental Association which examines and approves or disapproves Schools of Dentistry throughout the United States; the Respondents further allege that no School of Dentistry is "a member of the Council of Education of the American Dental Association". Further answering said paragraph, the Respondents allege that the Dental School of Meharry Medical College, Nashville, Tennessee, is fully approved by the Council of Education of the American Dental Association and, in all respects, is equal to the School of Dentistry of the University of Maryland.

(4) Answering paragraph Sixth, the Respondents admit the matters and facts therein set forth. Further answering said paragraph, the Respondents admit that the allegations enclosed in quotation marks in said paragraph are in general the requirements necessary to be met by an applicant for admission to the School of Dentistry of the University of Maryland, but deny that all persons possessing said qualifications are admitted as students into said School, the reason therefor being that applicants to the University of Maryland, School of Dentistry, at the present time, far exceed the capacity of such school.

(5) Answering paragraph Seventh, the Respondents admit that the Petitioner is a candidate for admission as a first year student in the School of Dentistry of the University of Maryland. Further answering said paragraph, the Respondents allege that it is not certain whether said Petitioner is fully qualified in all lawful and proper respects for admission to said School, for the reason that Petitioner failed to submit to the representatives of the University of Maryland a transcript of his high school record, of his record for the first year, and for the second semester of his second year at Morgan College. Further answering said paragraph, the Respondents admit that, by application dated November 25, 1948, and received by the University of Maryland on November 30, 1948, Petitioner applied for admission to the School of Dentistry of the University of Maryland and transmitted to the University of Maryland along with said application the required

investigation fee of Five Dollars ($5.00) -- not Ten Dollars ($10.00), as alleged in said paragraph.

Further answering said paragraph, the Respondents deny that Petitioner submitted a complete transcript of his record from schools attended by him.

Further answering said paragraph, the Respondents deny that the Petitioner's application blank and accompanying transcript showed that his moral and educational qualifications were as good as or better than those of applicants admitted to the School of Dentistry prior to the submission of Petitioner's application, or subsequently admitted to said School, for the reason that said transcript is not complete in the particulars heretofore stated.

(6) Answering paragraph Eighth, the Respondents admit that they have had notice of the Petitioner's application, but deny that they have had ample time and opportunity to consider and act upon the same, for the reason that Petitioner's transcript is incomplete in the particulars heretofore stated. Further answering said paragraph, the Respondents admit that the Petitioner has appealed as to his application successively to the President and the Board of Regents of the University of Maryland, but deny that he has not been able to get any satisfactory and definite action on his appeal, and allege that said application is being and will be handled in the manner described in paragraph (1) of this Answer and in Respondents' Exhibit A.

Further answering said paragraph, Respondents can neither admit nor deny the allegation that "applicants having no better moral or educational qualifications were admitted to the School of Dentistry for the academic year beginning September 21, 1949 subsequent to the date of the Petitioner's application", for the reason that the transcript of Petitioner's record is incomplete in the particulars heretofore stated. Further answering said paragraph, the Respondents deny that Petitioner's application was refused wrongfully and arbitrarily, solely because of his race and

color and in direct contravention of the provisions of the Fourteenth Amendment of the Constitution of the United States, 8 U.S.C. 41, and the Supreme Court decisions of the United States.

Further answering said paragraph, the Respondents allege that the provision for education of Petitioner at the Meharry Medical College, School of Dentistry, under The Regional Compact aforesaid, (if duly qualified for admission to said School) does not discriminate against the Petitioner in any way whatsoever; and the Respondents further allege the Meharry Medical College, under The Regional Compact, provides facilities for education which are substantially equal to the facilities at the University of Maryland; and the Respondents further allege that, as alleged in paragraph (1) above, the Petitioner's expenses at Meharry Medical College, School of Dentistry, will not exceed what his expenses would be at the University of Maryland, School of Dentistry; and the Respondents further allege that, as the provision for education of citizens of the several signatory States, under The Regional Compact, applies to all such citizens, regardless of race, color or creed, it fully complies with the requirements of the Fourteenth Amendment of the Constitution of the United States, 8 U.S.C. 41, and of the decisions of the Supreme Court of the United States, and it fully meets the obligation of the State of Maryland to the Petitioner under said Amendment and decisions.

(7) Answering paragraph Ninth, the Respondents say that they have no personal knowledge of the matters and facts therein set forth and, therefore, demand strict proof thereof.

(8) Answering paragraph Tenth, the Respondents say that the matters and facts therein set forth are conclusions of law alleged by the Petitioner and as such, the Respondents are informed and believe that they are not required to answer the same in this pleading.

(9) Answering paragraph Eleventh, the Respondents deny each and every allegation thereof, and demand strict proof of said allegations.

[illegible] no [illegible] contravention of the provisions of the fourteenth amendment of the Constitution of the United States, [illegible] U. S. [illegible], and the supreme Court decisions of the United States.

Further answering said petition, the respondents allege that the provision for education of petitioner by the Liberty Medical College, School of Dentistry, under the National Compact Guaranty, (if any qualified to admission to said School) does not discriminate against the petitioner in any way whatsoever; and the respondents further allege the Liberty Medical College, under the regional compact, provides facilities for education which are adequately equal to the facilities at the University of [illegible] and the respondents further allege that, as alleged in paragraph (1) above, the petitioner's exposure as a Liberty Medical College student at [illegible] would cost his expenses to be at least twenty-[illegible] dollars, which is [illegible] and the respondents further allege that, as the provision for education of citizens of the several [illegible] states, under the National Compact, [illegible] all [illegible] citizens, regardless of [illegible], color or creed, it fully complies with the requirements of the fourteenth amendment of the Constitution of the United States, [illegible] U. S. [illegible], and of the decisions of the supreme Court of the United States, and it fully meets the obligation of this State of providing to the petitioner equal [illegible] and substantial [illegible].

(7) Answering paragraph [illegible], the respondents say that they have [illegible] equal knowledge of the matters and facts therein set forth and, therefore, demand strict proof thereof.

(8) Answering paragraph [illegible], the respondents say that the matters and facts therein set forth are conclusions of law alleged by the petitioner and, as such, the respondents are informed and believe that they are not required to answer the same in this pleading.

(9) Answering paragraph [illegible], the respondents say each and every allegation therein, and denied and strict proof of same is demanded.

AND, having fully answered the aforesaid Petition for Writ of Mandamus, the Respondents ask that they be dismissed with their proper costs.

AND as in duty bound, etc.

Hall Hammond
Attorney General

Kenneth C. Proctor
Assistant Attorney General
Attorneys for Respondents.

STATE OF MARYLAND, BALTIMORE CITY, To Wit:

I HEREBY CERTIFY that on this 23 day of August, 1949, before me, the subscriber, a Notary Public of the State of Maryland, in and for Baltimore County, [illegible], personally appeared EDGAR F. LONG, DIRECTOR OF ADMISSIONS OF THE UNIVERSITY OF MARYLAND, and made oath in due form of law that the matters and facts stated in the foregoing Answer are true to the best of his knowledge, information and belief.

AS WITNESS my hand and notarial seal, the day and year last above written.

Agnes T. Conroy
Notary Public

I HEREBY CERTIFY that copies of the within Answer were mailed this 25th day of August, 1949, to Charles H. Houston, Esq., 615 F Street, N.W., Washington, D.C., and Donald G. Murray, Esq., 1506 Pennsylvania Avenue, Baltimore 17, Maryland, attorneys for the Petitioner.

Kenneth C. Proctor
Assistant Attorney General

RESPONDENTS' EXHIBIT A

August 13, 1949

Mr. Richard L. Williams
1023 Myrtle Avenue
Baltimore 1, Maryland

Dear Mr. Williams:

Relative to your application for admission to the University of Maryland, School of Dentistry, may I advise you as follows:

The General Assembly of Maryland (Laws of 1949, Chapter 282), in its session last winter, authorized the State of Maryland to enter into a compact with certain other states relating to the development and maintenance of regional educational services and schools in the professional, technological, scientific, literary and other fields. This compact applies to both white and negro students. This compact has been ratified by the requisite number of states and is now in effect. The State of Maryland has already sent to the University of Georgia, under this compact arrangement, ten white students to study veterinary medicine. Arrangements have been made whereby the Meharry Medical College at Nashville, Tennessee, has become a compact institution to which the signatory states will send students for Medical, Dental and Nursing education.

Therefore, in accordance with the State policy established by the Legislature, you will be authorized to study Dentistry at the Meharry Medical College. Arrangements will be effected so that your total expenses incident to attending Meharry Medical College, including necessary travel and room and board, will not exceed what it would cost you to attend the University of Maryland. You will, of course, receive the same kind and quality of work there as you would receive at the University of Maryland.

If you will kindly get in touch with me, either at my office at College Park or Baltimore, I shall be very glad to advise you as to the procedure to be employed for admission to Meharry. It is necessary that your application be certified to Meharry Medical College by the Director of Admissions of the University of Maryland.

Very truly yours,

Edgar F. Long
Director of Admissions

RESPONDENTS' EXHIBIT A

August 13, 1949

Mr. Richard L. Williams
1023 Myrtle Avenue
Baltimore 1, Maryland

Dear Mr. Williams:

Relative to your application for admission to the University of Maryland, School of Dentistry, may I advise you as follows:

The General Assembly of Maryland (Laws of 1949, Chapter 282), in its session last winter, authorized the State of Maryland to enter into a compact with certain other states relating to the development and maintenance of regional educational services and schools in the professional, technological, scientific, literary and other fields. This compact applies to both white and negro students. This compact has been ratified by the requisite number of states and is now in effect. The State of Maryland has already sent to the University of Georgia, under this compact arrangement, ten white students to study veterinary medicine. Arrangements have been made whereby the Meharry Medical College at Nashville, Tennessee, has become a compact institution to which the signatory states will send students for Medical, Dental and Nursing education.

Therefore, in accordance with the State policy established by the Legislature, you will be authorized to study Dentistry at the Meharry Medical College. Arrangements will be effected so that your total expenses incident to attending Meharry Medical College, including necessary travel and room and board, will not exceed what it would cost you to attend the University of Maryland. You will, of course, receive the same kind and quality of work there as you would receive at the University of Maryland.

If you will kindly get in touch with me, either at my office at College Park or Baltimore, I shall be very glad to advise you as to the procedure to be employed for admission to Meharry. It is necessary that your application be certified to Meharry Medical College by the Director of Admissions of the University of Maryland.

Very truly yours,

Edgar F. Long
Director of Admissions