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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

NORTHERN DISTRICT OF TEXAS
FILED
APR 10 1981

JOSEPH McELROY, JR., CLERK
BY *Barbara Whaley*
Deputy

EDDIE MITCHELL TASBY, ET AL.

Plaintiffs

v.

DR. NOLAN ESTES, GENERAL
SUPERINTENDENT DALLAS

CIVIL ACTION NO. 3-4211-H

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INDEPENDENT SCHOOL DISTRICT,

Defendants

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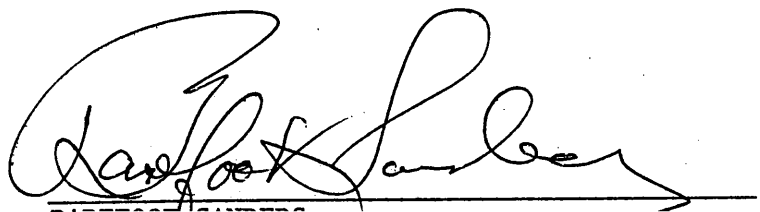
ORDER

The Court has reviewed the letter of Intervenor NAACP, dated April 3, 1981, received and filed April 8, 1981, relating to the Court's possible disqualification in this case. The NAACP first raised this matter in a press interview. See Dallas Times Herald, March 22, 1981.

The Court finds that it is not disqualified. In reaching this decision the Court is guided by controlling legal principles which emphasize that judicial disqualification is not favored. See Phillips v. Legislative Committee, 637 F.2d 1014 (5th Cir. 1981); Corrugated Container, v. Mead Corp., 614 F.2d 958 (5th Cir. 1980). See also 3 Blackstone Commentaries *361: "The law will not suppose a possibility of bias or

April 27, 1981. The Court will recess at noon, Friday, May 1 until 10:00 A.M., Wednesday, May 6, to attend the Fifth Circuit Judicial Conference.

SO ORDERED



Carl F. Lumber