[MS-0987.002.013.016]

February 13, 1973

Gordon Rubin
Legal Aid Society of San Diego Inc.
2351 Imperial Avenue
San Diego, CA

Dear Gordon:

This is to notify you that the CURE board of directors has voted to be one of several plaintiffs in the possible lawsuit against the California State Allocations Board which will attempt to have racial balance included as a criteria in allocating funds for replacement of pre-field act schools.

We understood from our conversation at the board meeting of January 30, 1973 that being a plaintiff would involve no financial responsibility to us. We would appreciate a letter from you defining our role as a plaintiff as foreseen at this time. In the event that this role were to change, we would appreciate notification so that the CURE board could have the opportunity to consider any new development and their participation in it.

Thank you,

Keith Robinson
President

GORDON H. RUBIN
ANDREW J. FREEMAN
MARVIN F. SCHULTZ
CLIFTON D. BLEVINS
ROBERT BURKHOLDER
ALLEN M. GRUBER
D. RICHARD RUDOLF
MICHAEL B. HARRIS

RAPHAEL LEVENS
DEFENDERS, INC.

LAW OFFICES OF
LEGAL AID SOCIETY OF SAN DIEGO, INC.

SOUTHEAST OFFICE
2751 IMPERIAL AVENUE
SAN DIEGO, CALIFORNIA 92102
(714) 239-9137

February 21, 1973

Keith Robinson, President
C. U. R. E.
3386 - 30th Street
San Diego, Calif. 92104

Dear Mr. Robinson:

This is in response to your letter of February 13 to Mr. Rubin regarding CURE's participation in a potential suit against the State Allocation Board. The Board seeks clarification as to its role as potential plaintiff.

As currently envisioned, should suit become necessary, CURE would be a representative plaintiff in the suit which would be filed as an original Writ to the California Supreme Court. There would be a filing fee to file the Writ with the Court which will be paid out of our Indigent Fund.

Since meeting with your Board on January 30, 1973, we have undertaken a potential administrative remedy which would obviate the necessity of suit. There is some indication that the Allocation Board may order what we seek without the necessity of suing them upon our presentation of our view before the Board in Sacramento. A letter has been sent requesting the Board's action (copy enclosed), and we are awaiting response at this time. We will keep you and the Board informed as to any subsequent developments.

By the way, you may have seen indications in the paper as to our financial difficulties (see enclosed L. A. Times article of 2/21/73). Any assistance you may render with regard to contacting appropriate congressmen would be appreciated.

Very truly yours,

D. Richard Rudolf

D. RICHARD RUDOLF

DRR/mb
Enclosures