

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF FLORIDA  
TALLAHASSEE DIVISION

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VIRGIL D. HAWKINS, on behalf of  
himself and others similarly  
situated,

Plaintiff,

vs.

CIVIL ACTION NO. 643

THE BOARD OF CONTROL OF FLORIDA, a  
body corporate, and R. S. JOHNSON,  
Registrar of the University of  
Florida,

Defendants.

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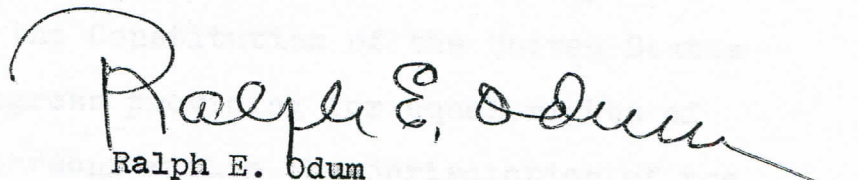
FILED

JUN 16 1958

WM. LOGAN HILL  
CLERK  
U. S. DIST. COURT, NOR. DIST. FLA.

MOTION TO DISMISS

Come now the defendants, by and through their undersigned attorneys, and move this honorable Court to dismiss the complaint in the above entitled cause on the grounds that the plaintiff Virgil D. Hawkins has failed to prove that he is qualified to be admitted to the University of Florida College of Law and therefore cannot represent any class under Rule 23, Federal Rules of Civil Procedure, except the class of persons not qualified to be admitted to the University of Florida.

  
Ralph E. Odum  
Assistant Attorney General

  
Joseph C. Jacobs  
Assistant Attorney General