

United States Court of Appeals,  
Eleventh Circuit.

No. 95-8111.

J. Jerome HARRIS, Ph.D., Plaintiff-Counter-Defendant-Appellee-Cross-Appellant,

v.

BOARD OF EDUCATION OF the CITY OF ATLANTA; A School District of the State of Georgia, Defendant-Counter-Claimant,

Joseph G. Martin, Jr., Individually and in his Official Capacity as President of the Board of Education of the City of Atlanta; Mary Anne Bellinger, Rev., Individually and in her Official Capacity as Vice-President of the Board of Education of the City of Atlanta; John F. Elger, Individually and in his Official Capacity as a Member of the Board of Education of the City of Atlanta; Carolyn D. Yancey, Individually and in her Official Capacity as a Member of the Board of Education of the City of Atlanta; D.F. Glover, Dr., Individually and in his Official Capacity as a member of the Board of Education of the City of Atlanta; Robert Waymer, Individually and in his Official Capacity as a Member of the Board of Education of the City of Atlanta; Midge Sweet, Individually and in her Official Capacity as a member of the Board of Education of the City of Atlanta; Ina Evans, Individually and in her Official Capacity as a Member of the Board of Education of the City of Atlanta; Preston W. Williams, Dr., Individually and in his Official Capacity as a Member of the Board of Education of the City of Atlanta, Defendants-Counter-Claimants-Appellants-Cross-Appellees.

April 16, 1996.

Appeal from the United States District Court for the Northern District of Georgia (No. 1:91-CV-1107-MHS), Marvin H. Shoob, Judge.

Before HATCHETT, Circuit Judge, HENDERSON, Senior Circuit Judge, and MILLS<sup>1</sup>, District Judge.

INTERIM ORDER:

The panel heard oral argument in this case on April 11, 1996. After hearing oral argument, the panel is of the opinion that this case can be and should be settled.

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<sup>1</sup>Honorable Richard Mills, U.S. District Judge for the Central District of Illinois, sitting by designation.

The panel hereby refers this appeal to the Eleventh Circuit Conference Attorney for settlement discussions, pursuant to Federal Rule of Civil Procedure 33 and Eleventh Circuit Rule 33-1.

The parties and their counsel are directed to contact this court's Appellate Conference Office not later than fifteen days from receipt of this order to explore a resolution of their differences.

Before settlement discussions, counsel for the parties must consult with their clients and obtain as much authority as feasible to settle the appeal. Counsel and the parties are expected to discuss all issues in good faith.

The conference attorney shall issue an order as contemplated by Eleventh Circuit Rule 33-1(d) or issue a report to the panel not later than June 14, 1996.