

NO. 78-432-CFX  
(Vide 78-435)  
(Vide 78-436)

TITLE, United Steelworkers of America, AFL-CIO-CLC,  
Petitioner  
v.  
Brian F. WEBER, et al.

DOCKETED

COURT

September 14, 1978

U. S. Court of Appeals for the Fifth Circuit

DATE

PROCEEDINGS AND ORDERS

July 1, 1978	Counsel for petitioner: * Robert M. Weinberg, Michael H. Gottesman, Jane McGrew, Counsel for respondent: * Michael R. Fontham, Application for extension of time to file petition for writ of certiorari, and order granting same until 8/15/78 (Powell, J. 7/5/78).
August 4, 1978	Application for further extension of time to file and order granting same until 9/14/78 (Powell, J. 8/9/78).
September 14, 1978	Petition for writ of certiorari filed. (Record filed.)
Oct. 4, 1978	Order extending time to file a response to petition until Nov. 13, 1978.
Oct. 24, 1978	Brief, amicus curiae, of the Equal Employment Advisory Council in support of petition. (Vide: 78-435, 78-436)
Oct. 26, 1978	Brief for respondents in opposition filed. (Vide: 78-435, 78-436)
Nov. 7, 1978	Memorandum of the United Steelworkers of America in opposition to request to remand filed. (Vide: 78-435, 78-436)
Nov. 10, 1978	Brief, amici curiae, of the Affirmative Action Coordinating Center, et al., filed. (Vide: 78-435, 78-436)
Nov. 15, 1978	DISTRIBUTED. 12-1.
Nov. 17, 1978	Motion of Government Contract Employers Association for leave to file a brief, as amicus curiae, filed. (Vide: 78-435, 78-436)
Nov. 28, 1978	DISTRIBUTED. 12-1. (Above motion).
Dec. 4, 1978	The Motion of Government Contract Employers Association for leave to file a brief, as amicus curaie, is GRANTED. Stevens, J., OUT.
Dec. 5, 1978	REDISTRIBUTED. 12-8.
Dec. 11, 1978	Petition GRANTED. Consolidated with 78-435 & 78-436, and a total of one and one half hours is allotted for oral argument. Stevens, J., OUT.

(Over)

*Title*

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DATE	PROCEEDINGS AND ORDERS
Jan. 17, 1979	Order extending time to file the petitioner's <sup>printed</sup> brief on the merits until Feb. 1, 1979, provided typewritten brief is served upon respondents on Jan. 25, 1979.
Jan. 18, 1979	Brief, amicus curiae, of the Equal Employment Advisory Council filed. (Vide: 78-435, 78-436).
Jan. 25, 1979	Brief, amicus curiae, for the California Fair Employment Practice Commission, et al., filed. (Vide: 78-435, 78-436).
Jan. 25, 1979	Brief, amici curiae, The National Puerto Rican Coalition and The Puerto Rican Forum filed. (Vide: 78-435, 78-436)
Jan. 25, 1979	Brief, amicus curiae, of the National Coordinating Committee for Trade Union and Action and Democracy filed. (Vide: 78-435, 78-436)
Jan. 25, 1979	Brief, amici curiae, of the National Medical Association, Inc., et al., filed. (Vide: 78-435, 78-436).
Jan. 25, 1979	Brief, amicus curiae, for The Lawyers' Committee for Civil Rights Under Law filed. (Vide: 78-435, 78-436).
Jan. 25, 1979	Brief, amicus curiae, by Women's Equal Rights Legal Defense and Education Fund filed. (Vide: 78-435, 78-436)
Jan. 25, 1979	Brief, amici curiae, of the Affirmative Action Coordinating Center, et al., filed. (Vide: 78-435, 89-436)
Jan. 25, 1979	Brief, amici curiae, of the Asian American Legal Defense and Education Fund, et al., filed. (Vide: 78-435, 78-436)
Jan. 26, 1979	Brief, amici curiae, of the N.A.A.C.P. Legal Defense and Educational Fund, Inc., et al., filed. (Vide 78-435, 78-436).
Jan. 26, 1979	Brief, amici curiae, of the Hon. Patricia Schroeder, et al., filed. (Vide: 78-435, 78-436).
Jan. 26, 1979	Brief, amici curiae, American G. I. Forum, Incorporated, et al., filed. (Vide: 78-435, 78-436)
Jan. 26, 1979	Brief, amici curiae, American Federation of State, County and Municipal Employees, AFL-CIO, et al., filed. (Vide: 78-435, 78-436).
Jan. 26, 1979	Brief, amicus curiae, of the National Association for the Advancement of Colored People filed. (Vide: 78-435, 78-436)
Jan. 26, 1979	Brief, amici curiae, of the American Civil Liberties Union, et al., filed. (Vide: 78-435, 78-436).
Jan. 26, 1979	Brief, amicus curiae, of the National Union of Hospital and Health Care Employees, RWDSU, AFL-CIO, filed. (Vide: 78-435, 78-436).
Jan. 26, 1979	Brief, amicus curiae, of the United Electrical, Radio and Machine Workers of America filed. (UE) (Vide: 78-435, 78-436).
Jan. 26, 1979	BRIEF FOR PETITIONER United Steelworkers of America, AFL-CIO-CLC, filed. (Vide: 78-435, 78-436).
Jan. 26, 1979	Appendix filed. (Vide: 78-435, 78-436).

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NO.78-432

TITLE United Steelworkers of America, AFL-CIO-CLC,  
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DATE	PROCEEDINGS AND ORDERS
Jan. 30, 1979	Brief, amicus curiae. of the Women's Caucus, District 31, of the United Steelworkers of America filed.
Jan. 30, 1979	Brief for the U. S. and The Equal Employment Opportunity Commission filed. (Vide: 78-435, 78-436).
Feb. 24, 1979	Brief, amicus curiae, on behalf of the California Correctional Officers Association filed. (Vide: 78-435, 78-436).
Feb. 23, 1979	Motion of Washington Legal Foundation for leave to file a brief, as amicus curiae filed. (Vide: 78-435, 78-436).
Feb. 24, 1979	Motion of Pacific Legal Foundation for leave to file a brief, as amicus curiae, filed. (Vide: 78-435, 78-436).
Feb. 26, 1979	Brief, amici curiae of the Polish American Congress and the National Advocates Society filed. (Vide: 78-435, 78-436).
Feb. 26, 1979	Brief, amicus curiae, of the Government Contract Employers Association filed. (Vide: 78-435, 78-436).
Feb. 27, 1979	BRIEF FOR RESPONDENTS FILED. (Vide: 78-435, 78-436)
Feb. 27, 1979	Motion of Southeastern Legal Foundation for leave to file a brief, as amicus curiae, filed. (Vide: 78-435, 78-436)
Feb. 28, 1979	Brief, amici curiae, of Anti-defamation League of B'nai B'rith, et al. filed. (Vide: 78-435, 78-436).
Feb. 28, 1979	Brief, amicus curiae, for the Committee on Academic Nondiscrimination and Integrity filed. (Vide: 78-435, 78-436).
March 1, 1979	Motion of United States Justice Foundation for leave to file a brief, as amicus curiae, filed.
Feb. 27, 1979	Motion of Government Contract Employers Association for leave to participate in oral argument, as amicus curiae filed. (Also in 78-435, 78-436). (NP)
Feb. 28, 1979	CIRCULATED.
March 5, 1979	Opposition by Kaiser Aluminum & Chemical Corporation to above motion filed. (Vide: 78-435, 78-436)
March 6, 1979	Reply to above opposition filed. (Vide: 78-435, 78-436)
March 8, 1979	Motion of Great Plains Legal Foundation for leave to file a brief, as amicus curiae filed. (Vide: 78-435, 78-436)
March 1, 1979	Brief, amicus curiae, of the Pacific Civil Liberties League filed. (Vide: 78-435, 78-436)

(Over)

*Title*

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DATE	PROCEEDINGS AND ORDERS
March 19, 1979	The motion of Pacific Legal Foundation for leave to file a brief, as amicus curiae, is GRANTED. The motion of Washington Legal Foundation for leave to file a brief, as amicus curiae, is GRANTED. The motion of Southeastern Legal Foundation for leave to file a brief, as amicus curiae, is GRANTED. The motion of United States Justice Foundation for leave to file a brief, as amicus curiae, is GRANTED. The motion of Great Plains Legal Foundation for leave to file a brief, as amicus curiae, is DENIED. The motion of Government Contract Employees Association for leave to participate in oral argument as amicus curiae is DENIED. Stevens, J., OUT.
March 22, 1979	Motion of Affirmative Action Coordinating Center et al. for leave to participate in oral argument, as amici curiae filed. (Also in 78-435, 78-436) (NP)
March 22, 1979	Reply Brief for the U. S. and The Equal Employment Opportunity Commission filed. (D) (Vide: 78-435, 78-436)
March 23, 1979	Reply Brief for the United Steelworkers of America AFL-CIO-CLC filed. (D) (Vide: 78-435, 78-436)
March 26, 1979	The motion of Affirmative Action Coordinating Center et al. for leave to participate in oral argument, as amici curiae, is DENIED. Powell and Stevens, JJ., OUT. (Also in 78-435, 78-436)
March 28, 1979	ARGUED.
May 18, 1979	Motion of Rudy Gorden, et al., for leave to intervene and for order vacating judgment below and remanding etc. filed. (Vide: 78-435, 78-436)
May 18, 1979	Brief in support of motion of Rudy Gorden, et al., filed. (Vide: 78-435, 78-436).
May 23, 1979	DISTRIBUTED. 6-7. (Above motion).
June 4, 1979	Opposition to motion of Rudy Gorden by respondent Weber filed. (Vide: 78-435, 78-436) (NP)
June 11, 1979	The motion of Rudy Gorden et al. for leave to intervene and for an order vacating the judgment below and remanding the case for a new trial with intervenors as party defendants is DENIED. Powell, and Stevens, JJ., OUT.
June 27, 1979	Adjudged to be REVERSED. Concurring opinion by Blackmun, J. Dissenting opinion by the Chief Justice. Dissenting opinion by Rehnquist, J., with whom the Chief Justice joins. Powell and Stevens, JJ., OUT.
July 19, 1979	Motion for leave to dispense with printing rehearing and petition for rehearing filed. (NP).
August 8, 1979	DISTRIBUTED. SL19P4.

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PROCEEDINGS AND ORDERS

Oct. 1, 1979

The motion to dispense with printing the petition  
is GRANTED. Petition for rehearing is DENIED.  
Powell and Stevens, JJ., OUT.

Oct. 5, 1979

Judgment issued.