Guide to the Brown vs. Board of Education Collection

MS 759

compiled by Peter Bartucca

April 1976

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Collection Overview

REPOSITORY: Manuscripts and Archives
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P.O. Box 208240
New Haven, CT 06520-8240
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http://www.library.yale.edu/mssa/

CALL NUMBER: MS 759

CREATOR: Kluger, Richard, 1934-

TITLE: Brown vs. Board of Education collection

DATES: 1950–1979

PHYSICAL DESCRIPTION: 8.75 linear feet (16 boxes)

LANGUAGE: English

SUMMARY: Interview notes, correspondence, clippings, copies of court transcripts and briefs assembled by Richard Kluger for his book, Simple Justice: Brown vs. Board of Education. Kluger’s interview notes, taken either in person or by mail, with over one hundred people make up the core of the collection. Especially full materials are available for Alexander Bickel, Hugo L. Black, Esther Brown, Linda Brown, John W. Davis, Felix Frankfurter, William H. Hastie, Kenneth B. Clark, Charles H. Houston, Thurgood Marshall, William H. Rehnquist, and Earl Warren. Kluger’s copies of the correspondence files of the National Association for the Advancement of Colored People (NAACP) relating to this case are also included in the collection, as are two unpublished manuscripts by Phyllis Kluger: an article, ”A Short History of Education in the United States,” and a book, A Long History of Negro Education.

ONLINE FINDING AID: To cite or bookmark this finding aid, please use the following link: http://hdl.handle.net/10079/fa/mssa.ms.0759

Requesting Instructions
To request items from this collection for use in the Manuscripts and Archives reading room, please use the request links in the HTML version of this finding aid, available at http://hdl.handle.net/10079/fa/mssa.ms.0759.

To order reproductions from this collection, please go to http://www.library.yale.edu/mssa/ifr_copy_order.html. The information you will need to submit an order includes: the collection call number, collection title, series or accession number, box number, and folder number or name.

Key to the container abbreviations used in the PDF finding aid:

b. box

f. folder
Administrative Information

Conditions Governing Access
The materials are open for research.

Conditions Governing Use
Copyright status for collection materials is unknown. Transmission or reproduction of materials protected by U.S. Copyright Law (Title 17, U.S.C.) beyond that allowed by fair use requires the written permission of the copyright owners. Works not in the public domain cannot be commercially exploited without permission of the copyright owners. Responsibility for any use rests exclusively with the user.

Preferred Citation
Brown vs. Board of Education Collection (MS 759). Manuscripts and Archives, Yale University Library.

Related Material
Richard Kluger Papers (MS 1443). Manuscripts and Archives, Yale University Library.

Other Finding Aids
Additional information not yet available in the online version of the finding aid exists in the repository. Contact Manuscripts and Archives for assistance.

Scope and Contents
The Brown vs. Board of Education Collection consists of the research materials used by Richard Kluger in the preparation of his book, *Simple Justice: Brown vs. Board of Education* (1976). The book is a history of the Supreme Court decision in that case and the events, social and legal, which preceded it. The collection itself is comprised of interview notes, some correspondence, newspaper and magazine articles, and a large amount of photocopied material such as court transcripts, contemporary newspaper and magazine articles and correspondence from the files of the NAACP Legal Defense Fund. The great strengths of the collection lie in the fact that Kluger has gathered together a great deal of primary source material in the form of interviews with many of the central figures involved in the case. In addition, there are photocopies of correspondence and court transcripts. Subsequent researchers will be greatly aided by the availability of this material in one location.

Arrangement
Arranged in four series, maintaining Kruger’s original organization of his research files: I. Subject Files. II. NAACP Legal Defense Fund Correspondence. III. Court Transcripts and Law Review Articles. IV. Sources and Additional Research Materials.
Collection Contents
Series I. Subject Files

This series is arranged in two sections: Correspondence, Interviews and Individual Files; and Place and Topic Files. The first section consists of letters written in response to Kluger’s inquiries; interview notes, both typed and handwritten; newspaper clippings; magazine articles; and photocopies of newspaper and magazine articles. The folders are arranged alphabetically by individual. The materials they contain have been treated as subject material because Kluger used them that way, and their value would be greatly diminished if they were to be removed, or rearranged by type of material.

The interview notes are among the most valuable materials in the collection. These interviews with Supreme Court Justices, their clerks, NAACP lawyers and other prominent individuals in these cases provide the researcher with a personal view of the individuals interviewed, the events of which they were a part, a view which is not available through other sources. The researcher should recognize, however, that these are notes of interviews and not question and answer transcripts.

Kluger states in “Sources and Acknowledgements” that some of the interviews were conducted by correspondence; the individuals interviewed in this way are indicated by the notation (C) on his list of “Interviews and Correspondence” contained in the “Sources and Acknowledgements” folder. Fewer than half of the folders contain original correspondence but valuable information can be found in the correspondence of those individuals whom Kluger interviewed by mail. Unfortunately, with very few exceptions, the collection does not contain copies of Kluger’s original letters, and in some cases the replies alone may not provide sufficient information for the researcher to judge their importance.


The second section consists of printed and photocopied material from newspapers, magazines and books as well as travel brochures and maps. The alphabetically arranged folders contain background information on the locations where the various cases originated and organizations and subjects such as the NAACP and Desegregation.

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Series II. NAACP Legal Defense Fund Correspondence

This series consists entirely of photocopies or carbon copies of correspondence from the files of the NAACP Legal Defense Fund. The correspondence is arranged roughly in chronological order and has been numbered by Kluger as a key to a descriptive list which precedes the correspondence. The correspondence itself is very valuable to the researcher because it outlines the legal strategy employed by the NAACP in its fight to end segregation in the public school systems in the United States.

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Series III. Court Transcripts and Law Review Articles

This series consists largely of photocopied transcripts and briefs; some official transcripts; a book; two papers by individuals other than Kluger, which provide background information; and three folders of Law Review articles dealing with segregation. Kluger states in “Sources and Acknowledgements” that these transcripts and briefs were the “most basic” materials in his research and that “assembling the legal record in the lower courts was a considerable project in itself.” The researcher is saved a great deal of time and effort by having these transcripts and briefs collected together in this series.

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<td>b. 10, f. 148</td>
<td>“The Background of the Abandonment of Reconstruction” by C. Vann Woodward</td>
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<td>School Segregation Cases: Proposed Appendix to Appelants' Briefs by Howard Jay Graham</td>
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<td>b. 10, f. 150-151</td>
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<td>Sweatt, other pre-Brown decisions, and chronology of civil rights cases</td>
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<td>Law reviews</td>
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### Series IV. Sources and Additional Research Materials

This series includes a section from Kluger’s book, “Sources and Acknowledgements,” which calls attention to the relative importance of the different materials in the collection. It also provides the researcher with a list of interviewees; the date or dates on which they were interviewed and their relationship to the case; a research bibliography; a table of cases cited; and chapter notes to the book. The second section of the series contains “A Short History of Education in the United States” and *A Long History of Negro Education*, both by Phyllis Kluger. The final section of the series contains two folders of photocopied journal articles discussing legal, social and historic aspects of the segregation cases.

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Selected Search Terms

The following terms have been used to index the description of this collection in the Library’s online catalog. They are grouped by name of person or organization, by subject or location, and by occupation and listed alphabetically therein.

Subjects
African Americans -- Education
Education and state
Law
Segregation in education -- Law and legislation
-- United States

Geographic Names
United States -- Race relations

Names
Adams, Sherman, 1899-1986
Almond, J. Lindsay (James Lindsay), 1898-1986
Bickel, Alexander M.
Black, Charles L., Jr. (Charles Lund), 1915-2001
Black, Hugo LaFayette, 1886-1971
Boulware, Harold R., 1913-
Brown, Esther, 1918-1970
Clark, Kenneth Bancroft, 1914-2005
Clark, Tom C. (Tom Campbell), 1899-1977
Davis, John Anderson, 1924-
Davis, John W. (John Warren), 1888-1980
Ernst, Morris L. (Morris Leopold), 1888-1976
Figg, Robert McC.
Fortas, Abe, 1910-1982
Frank, John P. (John Paul), 1917-2002
Frankfurter, Felix, 1882-1965
Franklin, John Hope, 1915-2009
Gellhorn, Walter, 1906-1995
Greenberg, Jack, 1924-2016
Harris, Louis, 1921-2016
Hastie, William, 1904-1976
Howe, Louisa Pinkham
Huxman, Walter Augustus, 1887-1972
Kelly, Alfred H. (Alfred Hinsey), 1907-1976
Kiene, Tom Lee, 1906-
Kluger, Phyllis
Kluger, Richard, 1934-
Kreech, David, 1909-
Lewis, Anthony, 1927-2013
Marshall, Thurgood, 1908-1993
Menninger, Karl A. (Karl Augustus), 1893-1990
Minton, Sherman, 1890-1965
Nabrit, James M. (James Madison), 1900-1997
Odum, Howard Washington, 1884-1954
Pollak, Louis H.
Prettyman, E. Barrett (Elijah Barrett), 1891-1971
Rankin, J. Lee, 1907-1996
Robertson, Archibald Gerard, 1889-
Vinson, Fred M., 1890-1953
Vinson, Frederic Moore, 1925-
Waring, Julius Waties, 1880-1968
Warren, Earl, 1891-1974
Wechsler, Herbert, 1909-2000
Weinstein, Jack B., 1921-
Wertham, Fredric, 1895-1981
Wilkins, Roy, 1901-1981

Corporate Body
United States. Supreme Court