

COPY

5. Letter dated August 18, 1989 from counsel for Defendants stating that the DISD Board of Education is unable to agree upon a reply to Plaintiffs' Response.

The Court considers this letter to be a statement by Defendants to the Court that they will not comply with the Court's July 21, 1989 Order.

Court's Order to be contemptuous warranting contempt proceedings

but Defendants are subject to sanctions for such non compliance See

Fed.R.Civ.P. 16(f). The Court is of the opinion that the Defendants should be, and they are hereby, **SANCTIONED** for non compliance with