



Foundation for Individual Rights in Education

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regulatory prohibitions on such a practice are considerable. The 1954 decision of the U.S. Supreme Court in *Brown v. Board of Education* confirmed that racially segregated classes violate the Equal Protection Clause of the Fourteenth Amendment, while Title VI of the Civil Rights Act of 1964 forbids institutions receiving federal monies from discriminating “on the ground of race, color, or national origin.” Arizona State’s own “Equal Employment Opportunity/Affirmative Action Policy” states that “[i]t is the policy of Arizona State University (ASU) to provide equal

A handwritten signature in blue ink that reads "Robert L. Shibley". The signature is written in a cursive style and is positioned above a solid black horizontal bar.

Paul Ward, Vice President for University Administration and General Counsel, Arizona State University

Barbara Mawhiney, Director of Equal Opportunity and Affirmative Action, Arizona State University

G. Lynn Nelson, Associate Professor, Department of English, Arizona State University

Encl.

"Rainbow Sections"

IN THE COURT OF APPEALS OF THE STATE OF TEXAS

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