



MINNESOTA HISTORICAL SOCIETY
Minnesota State Archives

GOVERNOR Carlson, Arne

An Inventory of His Litigation Materials

OVERVIEW OF THE RECORDS

Agency: Minnesota. Governor (1991-1999 : Carlson).
Series Title: Litigation materials.
Dates: 1989-2000.
Quantity: 1.9 cu. ft. (1 box and 1 partial box).
Location: See Detailed Description section for box locations.

SCOPE AND CONTENTS OF THE RECORDS

Files documenting three separate legal matters concerning the governor's office. The main body of records, the NAACP (National Association for the Advancement of Colored People) files (1989-2000), detail three separate educational cases involving the State, the Governor, the Department of Children, Families and Learning and its Commissioner, the State Board of Education, and the Legislature as defendants. Two cases, dealing mainly with desegregation, involved the Minneapolis School District, and the other, concerning adequate funding, involved the St. Paul School District. The files, compiled by Carlson's staff for use by incoming Governor Ventura and later updated by his staff, include plaintiff documents, pleadings, correspondence, motions, and assorted background reports and materials, particularly a group provided by the Education Department.

There are also files documenting a hazardous waste matter involving Marvin Windows and the Minnesota Environmental Enforcement Act of 1991 (1991,) and United States and Canada border issues, particularly fishing regulation (1993-1998).

RELATED MATERIALS

Further materials concerning the Marvin Windows issue are housed in the Attorney General: Environmental Protection Division: Litigation files: State of Minnesota v. Marvin Windows (cataloged separately).

INDEX TERMS

This collection is indexed under the following headings in the catalog of the Minnesota Historical Society. Researchers desiring materials about related topics, persons or places should search the catalog using these headings.

Topics:

Education and state--Minnesota.
Educational law and legislation--Minnesota.
Education--Finance--Law and legislation--Minnesota.
Fishery law and legislation--Canada.
Fishery law and legislation--United States.
Hazardous wastes--Law and legislation--Minnesota.
School integration--Minnesota--Minneapolis.

Places:

Canada--Boundaries--United States.
Lake of the Woods.
Rainy Lake (Minn. and Ont.).
Rainy River (Minn. and Ont.).
United States--Boundaries--Canada.

Persons:

Carlson, Arne H., 1934-.
Ventura, Jesse.

Organizations:

Marvin Windows (Firm : Warroad, Minn.).
Minneapolis Public Schools.
Minnesota. Dept. of Children, Families & Learning.
Minnesota. Dept. of Education.
Minnesota. Governor (1999-2003 : Ventura).
Minnesota. Legislature.
Minnesota. State Board of Education.
National Association for the Advancement of Colored People.
Saint Paul Public Schools.

Titles:

Minnesota. Environmental Enforcement Act of 1991.

ADMINISTRATIVE INFORMATION

Preferred Citation:

[Indicate the cited item and folder title here]. Minnesota. Governor (1991-1999 : Carlson). Litigation Materials. Minnesota Historical Society. State Archives.
See the Chicago Manual of Style for additional examples.

Accession Information:

Accession number(s): 2004-35

Processing Information:

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DETAILED DESCRIPTION OF THE COLLECTION

Note to Researchers: To request materials, please note both the location and box numbers shown below. Each file consists of one folder unless specified otherwise.

Location	Box	
110.F.7.14F	1	<p>NAACP lawsuits, 1989-2000.</p> <p>Material apparently compiled by Carlson's staff for the use of incoming Governor Ventura in early 1999 and then added to by Ventura's staff. At the time of Ventura's election in November 1998, there were three educational cases involving the State, the Governor, the Department of Children, Families and Learning [CFL] and its Commissioner, the State Board of Education, and the Legislature as defendants. Two cases involved the Minneapolis School District and were essentially actions in which the plaintiffs were seeking a court-ordered desegregation plan for the Minneapolis schools and other metropolitan school districts. The first was filed in September 1995 in Hennepin County and was known as the Minneapolis Branch of the NAACP, et al. v State of Minnesota, et al. [file no. 95-014800]. A second group of individuals filed another action in Hennepin County in February 1998. It was known as Lee Xiong, et al. v State of Minnesota, et al. [file no. 98-2816]. In October 1998, the two cases were consolidated for trial purposes. The third case involved the St. Paul School District and was basically an attempt by the district to secure additional funding from the State. The plaintiffs alleged the State was denying students in these districts the opportunity to obtain an adequate education in violation of the Minnesota Constitution's education clause. The State's basic defense was threefold: the opportunities that the State provided exceeded what the Constitution required; if students were not getting the requisite opportunities the fault was not the State's and the necessary remedy was not more funding or movement of students between schools; and education policy is actually a matter for the democratic process to decide rather than the court. Agreements were reached in the cases in 1999 and 2000 prior to any court room trials.</p>

Location	Box	
110.F.7.14F	1	<p>Minneapolis cases documents, 1990-2000. 27 folders.</p> <p>Documents produced to plaintiffs in August 1998, 1995-1998. 8 folders. 1995. 1996. 2 folders. 1997. 2 folders. [ca. 1996-1997]. 2 folders. 1998.</p> <p>News clippings, 1990-1997. 4 folders.</p> <p>Center of the American Experiment: Good Intentions are not Good Enough: The Peril Posed by Minnesota's New Desegregation Plan, March 1995.</p> <p>Republican Party of Minnesota, Second Annual Party Conference: The Definitive Case for School Choice in Minnesota, December 2, 1995.</p> <p>School choice, general information, 1995-1996. Chapter 412, H.F. 2156, [ca. 1996]. CFL Decision on Minneapolis School District request for variance from State Desegregation Rule, June 24, 1996. K-12 Education Bill, 1996. Pleadings, 1996-1997. Education reform, Hispanic support, 1997. Minneapolis housing and schools survey, December 1997. Sheff v O'Neill research, 1990-1996. Litigation research, 1989-1996. Litigation correspondence, 1996-1998. Conflict Management, Inc. (CMI) diagnostic report of Minneapolis NAACP v. State of Minnesota case, January 1998.</p> <p>Settlement documents, 1998-2000. Settlement agreement, April 2000.</p>
115.K.16.4F	2	<p>St. Paul case documents, 1996-1998. 8 folders.</p> <p>Pleadings, 1996-1997. 2 folders. Document requests, 1997. Correspondence, 1997-1998. Motions to Dismiss, March 1998. Pleadings, March–May 1998. Petition for Writ of Prohibition and appendix, July 10, 1998. Plaintiff's Response to Defendants' Interrogatories to Plaintiffs, August 12, 1998.</p>

Location	Box	
115.K.16.4F	2	<p>Education Department documents, 1989-1997. 18 folders.</p> <p>Background material on education concerning all three cases.</p> <p>Minnesota Student Survey Report, 1989.</p> <p>Minnesota Student Survey: A Report on Special Populations, August 1991.</p> <p>Asian Pacific Learners Task Force Report, February 1992.</p> <p>Minnesota School Finance Presentation, August 12, 1992. By Gary Farland.</p> <p>Status Report on Public Education in Minnesota, January 11, 1993.</p> <p>Omnibus Education Bill, May-June 1994.</p> <p>1995 Omnibus K-12 Education Bill, May 25, 1995.</p> <p>Minnesota Education Overview, 1994-1995.</p> <p>Charts and graphs, [ca. 1995].</p> <p>Bridging Gaps and Breaking Barriers: A Minnesota Model for Student Achievement and Integration, November 1995.</p> <p>Omnibus Education Law Summary, 1995-1996.</p> <p>The Profile of Learning, 1997 editions.</p> <p>Minnesota Indian Affairs Council, 1997.</p> <p>Education reform, general information, 1992-1997. 5 folders.</p> <p>Marvin Windows and Minnesota Environmental Enforcement Act, 1991. Correspondence concerning the fine imposed upon the company for not removing barrels of hazardous waste from plant property within 90 days as required under the law. Marvin Windows objected to the provision of the law which subjects company management to felony charges for illegal actions (both authorized and unknown) of their employees.</p> <p>United States and Canada border issues, 1993-1998. 5 folders. Documents covering the so-called "walleye war" between Minnesota and Ontario, largely concerning equitable fishing regulations and limits on Rainy Lake, Rainy River, and Lake of the Woods. Other border issues are briefly discussed, as well.</p> <p>1993-1998. 2 folders.</p> <p>Mediation contracts and invoices, 1994-1995.</p> <p>Minnesota Northern Border Dispute Resolution Coalition, 1995.</p> <p>Boundary Waters Treaty Coalition, 1996.</p>