

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

DANE MARCUS BONNER,

Plaintiff,

v.

ST. CROIX COUNTY ADMINISTRATION,

Defendant.

MEMORANDUM

03-C-662-C

On February 6, 2004, plaintiff filed a motion for leave to file an amended complaint. In an order dated February 12, 2004, I denied plaintiff's motion without prejudice because plaintiff had not submitted a proposed amended complaint. However, I overlooked the fact that plaintiff had failed to indicate on his motion that he sent a copy of it to counsel for defendant, which he was required to do under Fed. R. Civ. P. 5.

Counsel for defendant has filed a letter with court, informing it that she did not receive a copy of plaintiff's motion. In the order granting plaintiff leave to proceed, I instructed plaintiff: "For the remainder of this lawsuit, petitioner must send respondent a copy of every paper or document that he files with the court. Once petitioner has learned what lawyer will be representing respondent, he should serve the lawyer directly rather than

respondent. The court will disregard any documents submitted by petitioner unless petitioner shows on the court's copy that he has sent a copy to respondent or to respondent's attorney."

Plaintiff has now received notice of the rule twice. In this one instance, I am sending defendants' counsel a copy of plaintiff's motion with a copy of this order. In the future, however, this court will not consider any document plaintiff files that does not clearly show that a copy has been served on counsel for the defendants.

Entered this 24th day of February, 2004.

BY THE COURT:

BARBARA B. CRABB
District Judge