

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

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STACEY MILLER,

Plaintiff,

v.

BRIAN BLANCHARD, JAC HEITZ,  
TIM HAMMOND,

Defendants.

ORDER

04-C-255-C

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In an order dated August 11, 2004, I gave plaintiff until September 17, 2004, in which to file proof of service of his complaint upon the defendants. I advised plaintiff that if, by September 17, 2004, he failed to submit proof of service of his complaint on the defendants, I would direct him to show cause why his case should not be dismissed for lack of prosecution. Plaintiff has responded to the order by submitting copies of the notices of lawsuit and requests for waiver of service of summons that he mailed to defendants on August 16, 2004. From the letter accompanying plaintiff's submission, it appears that he mistakenly believes he was given until August 17 in which to file his proof of service. Despite plaintiff's misunderstanding about the date his proof of service is due, if his request for waiver of service of a summons was not mailed to the defendants until August 16, 2004, it may be that it will be slightly later than September 17 by the time he receives signed

waivers and can file them with the court. Therefore, I will extend the September 17 deadline by two additional weeks.

ORDER

IT IS ORDERED that plaintiff may have until October 1, 2004, in which to file proof of service of his complaint on the defendants. If, by October 1, 2004, plaintiff fails to submit proof of service of his complaint on the defendants, I will direct plaintiff to show cause why his case should not be dismissed for lack of prosecution.

Entered this 26th day of August, 2004.

BY THE COURT:

BARBARA B. CRABB  
District Judge