

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

WILLIAM FAULKNER, #244067,

Plaintiff,

v.

ORDER

04-C-408-C

JON LITSCHER, Former Sec. WI. D.O.C.;
DANIEL BENICK, Former Warden, C.C.I.;
MIKE MARSHALL, Social Worker, C.C.I.;
DR. BRIDGEWATER, M.D., C.C.I.;
MIKE HOLM, Warden, Whiteville Correctional
Facility;
MR. JONES, Unit Manager, Whiteville;
ALL UNNAMED WHITEVILLE STAFF;
ALL UNNAMED WHITEVILLE SECURITY
PERSONAL/DIRECTORS; and
ALL WI D.O.C. PERSONAL AFFILIATED WITH
THE TRANSFER OF INMATES,

Defendants.

WILLIAM FAULKNER, #244067,

Plaintiff,

ORDER

v.

04-C-409-C

JON LITSCHER, Former Sec. WI. D.O.C.;
DANIEL BENICK, Former Warden, C.C.I.;
MIKE MARSHALL, Social Worker, C.C.I.;
DR. BRIDGEWATER, M.D., C.C.I.;
FRED FIGUEROA, Former Warden, Whiteville Corr. Facility;
MS. POLK, Social Worker, Whiteville;
MS. RIVERS, Officer, Whiteville Corr. Facility;
JOSEPH OROSCO, #335933, Former Inmate, Whiteville
Corr. Facility;
ALL UNNAMED WHITEVILLE STAFF;
ALL UNNAMED WHITEVILLE SECURITY
PERSONAL/DIRECTORS; and
ALL WI D.O.C. PERSONAL WITH INTERSTATE TRANSFERS,

Defendants.

Plaintiff's complaints in these actions have not yet been screened under 28 U.S.C. § 1915A. They are scheduled for review as soon as the court's calendar permits. Now, however, plaintiff has filed in each case a document titled "Motion for Extension to File Proper Documents." In these motions, plaintiff asks for 30 additional days in which to "prepare the proper documents to support his complaint."

It is unclear what kind of additional documents plaintiff wants to submit that would be appropriate at this early stage of the proceedings. Fed. R. Civ. P. 8 provides that a complaint should contain “(1) a short and plain statement of the grounds upon which the court’s jurisdiction depends. . . , (2) a short and plain statement of the claim . . . , and (3) a demand for judgment for the relief the pleader seeks.” A plaintiff does not need to submit documentary evidence in support of the claims made in the complaint. Such evidence is appropriate only in connection with motions requiring evidentiary submissions, such as a motion for summary judgment, or at trial. Moreover, a plaintiff need not submit legal argument in support of a complaint. Again, such argument may be appropriate in response to certain motions, such as a motion to dismiss, but it is entirely unnecessary as a part of the complaint.

Because plaintiff has requested additional time to submit documents that are not appropriately filed with the initial pleading in a lawsuit, his motions for a 30-day extension of time in which to file documents will be denied.

ORDER

IT IS ORDERED that plaintiff’s motions “for Extension to File Proper Documents”

are DENIED.

Entered this 19th day of July, 2004.

BY THE COURT:

BARBARA B. CRABB
District Judge