

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

GARY EDGAR,

Plaintiff,

v.

JO ANNE B. BARNHART,
Commissioner of Social Security,

Defendant.

MEMORANDUM

04-C-820-C

Plaintiff Gary Edgar has filed a letter with the court in which he states that, contrary to the commissioner's representations during recent contempt proceedings, plaintiff's case has not been scheduled for a post-remand hearing on November 9, 2006. Plaintiff asks this court to decide if this information "warrants any action being taken." The only action the court is taking at this time is to forward a copy of plaintiff's letter to the commissioner's attorney in this case, Richard Humphrey. (Plaintiff is reminded that any time he communicates with the court about his case, he must provide a copy of his submission to Humphrey.) Nothing in plaintiff's letter convinces me that any further action is warranted.

Plaintiff should be aware that nothing prohibits him from communicating directly with Humphrey. If plaintiff is concerned that the commissioner is not making good on her promises, he should convey those concerns to Humphrey, who is in a better position than this court to address them.

Further, although this court has construed plaintiff's submissions liberally in the past, it will not take action based merely on an informational letter absent some specific request for relief. If plaintiff thinks he is entitled to some form of relief from the court, then he must file a motion specifying what that relief is and stating the reasons therefor.

Finally, plaintiff should direct his questions about the HALLEX and his concern that he is being denied access to certain medical records to the lawyer who is representing him in proceedings before the social security administration. Plaintiff's lawyer should be able to answer those questions even though he does not practice in federal court.

Entered this 16th day of October, 2006.

BY THE COURT:

/s/

BARBARA B. CRABB
District Judge