

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

JONATHAN McCORD,

Petitioner,

v.

DANIEL BERTAND, Warden
and GLEN RIPLEY, Institution
Complaint Examiner,

Respondents.

ORDER

05-C-68-C

On March 3, 2005, I denied petitioner Jonathan McCord's request for leave to proceed in forma pauperis and dismissed his case as legally frivolous. Judgment was entered on March 7, 2005. Now petitioner has filed a document titled, "Motion for Leave to File an Amended Complaint." In this motion, petitioner suggests that because he is pro se, he should be permitted to amend his complaint to "fix specifically the defendants, the claims and legal claims and relief."

Petitioner has not submitted a proposed amended complaint with his motion and it is impossible to tell from the motion what modifications he thinks he can make that will change this court's view that his claim is legally frivolous. If, as petitioner suggests, he

missed the target so wide that he would change the defendants he named, the claims he raised and the relief he requested, his modified complaint should be filed in an entirely new lawsuit, not as an amendment to the complaint in this case.

ORDER

IT IS ORDERED that petitioner's motion for permission to amend his complaint in this action is DENIED.

Entered this 29th day of March, 2005.

BY THE COURT:

BARBARA B. CRABB
District Judge