

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

EVAN ZIMMERMAN,

Plaintiff,

ORDER
06-C-085-S

v.

CITY OF EAU CLAIRE, ERIC LARSEN,
DONN ADAMS, GARY FOSTER, TODD TRAPP
and WILLIAM SEMBERA,

Defendants.

Defendants City of Eau Claire, Eric Larsen, Donn Adams and Gary Foster's notice of motion and motion to recover IME cancellation fee as recoverable cost came on to be heard by telephone in the above entitled matter on October 4, 2006, the plaintiff having appeared by Loevy & Loevy by Russell Ainsworth; defendants City of Eau Claire, Larsen, Foster and Adams by Crivello, Carlson & Mentkowski by Amy Doyle; remaining defendants having chosen not to appear. Honorable John C. Shabaz, District Judge, presided.

Accordingly,

ORDER

IT IS ORDERED that defendants' request for relief will be GRANTED in the event plaintiff is unable to demonstrate by medical certification a just reason for plaintiff's failure to appear; said justification to be provided not later than noon October 11, 2006; defendants may respond not later than noon October 18, 2006.

Entered this 4th day of October, 2006.

BY THE COURT:

____s/
JOHN C. SHABAZ
District Judge