

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

MICHAEL LEE RAUNIO,

Plaintiff,

v.

STEPHANIE HAHN,

Defendant.

ORDER

06-C-163-C

On April 14, 2006, I granted plaintiff leave to proceed in forma pauperis on a claim that defendant Stephanie Hahn deliberately failed to insure that plaintiff's prescribed medications and lower bunk restriction were made known to officials at the Marathon County jail in violation of his Eighth Amendment rights. Presently, the complaint is being served on the defendant. Now, however, plaintiff has submitted a letter, to which he has attached a number of documents that appear to be intended as evidence in support of his claim against defendant Hahn. I am returning those documents to plaintiff at this time so that he may submit them at a later time in connection with a motion requiring evidentiary support or at trial. These documents are not properly made a part of plaintiff's complaint. Pursuant to Fed. R. Civ. P. 8, a complaint should consist of a "short and plain statement of

the claim” and a request for the relief the petitioner wants. Plaintiff’s complaint clearly describes the basis for his claim against defendant Hahn and seeks relief appropriate in civil actions. Because there is no need for plaintiff to attempt to prove his case with evidentiary materials at the pleading stage, and because the addition of these materials to petitioner’s complaint violates Rule 8, they will not be considered at this time.

ORDER

IT IS ORDERED that the clerk of court return to plaintiff the evidentiary materials he has submitted to the court, so that he may resubmit them at a later time in connection with a motion for summary judgment or at trial. A copy of the documents will be retained in the court’s file for record purposes only.

Entered this 1st day of May, 2006.

BY THE COURT:
/s/
BARBARA B. CRABB
District Judge