

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

RODOSVALDO POZO,

Plaintiff,

v.

ORDER

CINDY SAWINSKI, DR. COX,
THOMAS BOSTON and R. SCHNEITER,

06-C-206-S

Defendants.

On August 28, 2006 judgment was entered in the above entitled matter dismissing plaintiff's complaint and all claims contained therein with prejudice and costs. On August 29, 2006 plaintiff moved for appointment of counsel which will be denied as moot.

On September 5, 2006 plaintiff moved to alter or amend judgment. He does not raise any genuine issue of material fact or present any new argument that undermines this Court's conclusion that his claims must be dismissed.

Defendants Cox and Sawinski were not deliberately indifferent to plaintiff's complaints about his ear and did not violate his Eighth Amendment rights. Plaintiff's disagreement with Dr. Boston concerning his dental treatment does not rise to the level of an Eighth Amendment violation. Further, plaintiff's First Amendment rights were not violated concerning visitation with his daughter.

Pozo v. Sawinski, et al., 06-C-206-S

ORDER

IT IS ORDERED that plaintiff's motion for appointment of counsel is DENIED as moot.

IT IS FURTHER ORDERED that plaintiff's motion to alter or amend judgment is DENIED.

Entered this 6th day of September, 2006.

BY THE COURT:

S/

JOHN C. SHABAZ
District Judge