

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

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ALLEN TONY DAVIS,

Plaintiff,

v.

ORDER

RICHARD A. SCHNEITER, GARY  
BOUGHTON, LEBBEUS BROWN, JOHN  
SHARPE, MARION HARTMAN and  
BRIAN LANGE,

06-C-264-S

Defendants.

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Plaintiff was allowed to proceed on his Eighth Amendment claims against defendants Richard A. Schneider, Gary Boughton, Lebbeus Brown, John Sharpe, Marion Hartman and Brian Lange. Plaintiff moves reconsideration to pursue his Eighth Amendment claim concerning the spraying of the pepper against defendant Brian Lange. This request will be granted.

Plaintiff also moves for appointment of counsel. This motion will be stayed until a responsive pleading is filed.

ORDER

IT IS ORDERED that plaintiff is allowed to proceed on his Eighth Amendment claim concerning the spraying of pepper spray against defendant Brian Lange.

IT IS FURTHER ORDERED that plaintiff's motion for appointment of counsel is STAYED until a responsive pleading is filed.

Entered this 12<sup>th</sup> day of June, 2006.

BY THE COURT:

S/  
JOHN C. SHABAZ  
District Judge