

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

RAYMOND BRESETTE, #217468,

Plaintiff,

v.

OFFICER STEVE KNUDSEN,
SHERIFF ROBERT FOLLIS and
LARRY WEBER,

Defendants.

ORDER

06-C-280-C

Plaintiff Raymond Bresette has moved for reconsideration of this court's order of October 25, 2006, denying his motion for appointment of counsel. Although plaintiff's motion includes a showing that he has made reasonable efforts to find a lawyer on his own and has been unsuccessful, he has not persuaded me that having a lawyer will make a difference in the outcome of his lawsuit, as I found in the earlier order. He states that defendants' lawyer has given him "someone else's discovery information" in response to his discovery demands and that he is "wondering who [his] information went to," but he does not explain why he could not have resolved this difficulty informally with a simple phone call to defendants' lawyers' law firm. In any event, plaintiff is aware that he can use a motion

filed pursuant to Fed. R. Civ. P. 37 to sort out formally defendants' failure to provide him with requested discovery, as is evidenced by the fact that plaintiff has filed such a motion with this motion for reconsideration. Pursuant to this court's procedures, defendants have five days to respond to plaintiff's motion (improperly titled "Motion for Entry of Default") (Dkt. #45) before it will be ready for decision by the court.

Because plaintiff has not shown that it was legal error to deny his motion for appointment of counsel, his motion for reconsideration will be denied.

ORDER

IT IS ORDERED that plaintiff's motion for reconsideration of this court's order of October 25, 2006, denying his motion for appointment of counsel is DENIED.

Entered this 19th day of December, 2006.

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