

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

CLAYTON HARDY MELLENDER,

Plaintiff,

v.

DANE COUNTY and DR. YOUNG KIM,

Defendants.

ORDER

06-C-298-C

The parties in this case have advised the court that Dr. Young Il Kim, who has never met plaintiff and is not the Dr. Kim plaintiff describes in his amended complaint, should be dismissed from this action. Further, it appears from a copy of a letter signed by Douglas Knott on January 12, 2007 and addressed to plaintiff, and from the record, that Dr. Young S. Kim, the proper defendant, has accepted service of process and has answered plaintiff's amended complaint. Therefore, there is no reason to retain Dr. Young Il Kim in this case.

Accordingly, IT IS ORDERED that the parties' request that Dr. Young Il Kim be DISMISSED from this action is GRANTED. Dr. Young S. Kim remains a party to the suit.

Further, IT IS ORDERED that Dr. Young Il Kim's motion to amend the scheduling

order is DENIED as moot.

Entered this 24th day of January, 2007.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge