

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

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JACKIE CARTER

Petitioner,

MEMORANDUM

v.

07-cv-713-bbc

MATHEW FRANKS, D.O.C. Secretary,
WILLIAM I. POLLARD, Warden, PETER
I. ERICKSEN, Security Director, LT. MARK W.
LESATZ, Property Supervisor, LT. CATHARINE
CAFE, Hearing Officer, KEVIN R. POSTL,
Property and Mail Sergeant, TIMOTHY HUCK,
Mail and Property Sergeant, WILLIAM
SWIEKATOWSKI, Segregation P.A. Program
Supervisor, MARK STOTLEEN, Hearing Officer,
DONNA LIEBERGEN, Complaint Examiner,
MICHAEL MOHR, Complaint Examiner,
KATHLEEN BIERKE, Complaint Examiner,
MICHAEL BAENEN, Deputy Warden, RICK
RAEMISCH, Complaint Examiner, JOHN RAY,
Complaint Examiner, SARA COOPER, Unit
Manager (of Segregation Unit), C.O.
BUTTERFIELD, C.O. LISCHBA, C.O. KELM,
C.O. BOBOLZ, C.O. POTTS, SGT. KAPHINGST,
SGT. MS. LAMBRECHT-STEVENSON, C.O. TILOT,
C.O. KLARKOWSKI, KATHY LEMENS, Nurse,
JEANNANNE GREENWOOD, Health Service
Manager, CAPT. JEFFREY STELLINGS, Hearing
Officer, JACK DORUFF, Educational Director,
MARK KULIEKE, Librarian, JUDY DINSE,
Secretary, MS LAGARE, Psychologist, MR.
SCHMIDT, Psychiatrist, RICHARD HEIDORN,

M.D./Physician, JODENE PERTTU, JEAN LUTSEY,
Segregation Nurse, JAMIE WERTEL, Medical
Program Assistant (M.P.A.), ROBERT MCQUEENY,
Psychiatrist, JAMES RICHTER, Psychiatrist, JAMES
GREER, Bureau of Health Services Director, CYNTHIA
THORPE, Bureau of Health Services (Nurse Coordinator),
C.O. CARRIERE, (Segregation Sergeant), C.O.
PETERSON, DIANE LONGSINE, MARILYN
VANDUKENTER, Nurse, MARK S. ZEMONICK,
Segregation Social Worker, JODY PORTER,
Segregation PA, C.O. LADE, C.O. COOPMAN,
NURSE DANA TOWNSEND, GREGORY
GRAMS, Warden, PHIL KINGSTON, Warden
and MARC CLEMENTS, Security Director,

Respondents.

Petitioner has responded to my directive in the March 19, 2008 order that he provide the name and address of a person to whom he wishes his boxes of exhibits shipped. In his recent correspondence, petitioner asks that the court send his boxes to his aunt, Mrs. Joanna Phillips, at 1842 Fernwood, Toledo, Ohio, 43607. Petitioner's request will be granted and the clerk of court is requested to send his boxes of exhibits to Mrs. Phillips at the address he has provided.

Also, petitioner asks that his original complaint be returned to him for his use in drafting a proposed amended complaint.¹ Petitioner's original complaint consists of

¹In an order dated March 12, 2008, I dismissed petitioner's original complaint because it violated Fed. R. Civ. P. 8 and 20. Petitioner has until April 30, 2008, in which to submit a proposed amended complaint.

approximately 933 pages of filings (not including the boxes of exhibits being shipped to petitioner's aunt). I cannot return this document to petitioner because it has become part of the official record of his case. However, I will send petitioner free of charge the portion of his complaint that he wrote on the court's form for filing a 28 U.S.C. § 1983 complaint, in the event it will be useful to him in preparing an amended complaint. If petitioner wants more than that, he will be responsible for paying for copies at the indigent rate of \$.10 a page.

As a final matter, I note that the court has received correspondence from a Peggy Swan in which she appears to be urging the court to believe petitioner's complaints of wrongdoing. Petitioner should be aware that the court cannot accept for filing in his case documents or letters that are submitted by persons who are not parties to the suit. Only petitioner can submit documents on his own behalf at the proper time. If petitioner files a complaint that conforms with Rules 8 and 20 and his case eventually goes to trial or is considered on a motion for summary judgment, he is free to ask Ms. Swan to testify on his behalf. In the meantime, Ms. Swan's letter will be placed in petitioner's file but will not be

considered.

Entered this 9th day of April, 2008.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge