

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

LARRY J DUANE SPENCER,

Plaintiff,

v.

ORDER

10-cv-288-bbc

JOSEPH L. SOMMERS, ANN SAYLES,
STUART A. SCHWARTZ, DAVID KNOLL,
CHRISTOPHER DUREN, PAUL NESSON JR,
TIMOTHY DAVID EDWARDS, JENNIFER HARPER,
GREGORY DUTCH, STAN KAUFMAN,
JAY LAUFENBERG, MARY JONES,
FRANK EARL RADCLIFF, ROY U. SCHENK,
CINDY S. GEOFFREY, MELISSA HARNESS,
JOHN RADOVAN, ROSA I AGUILU,
BRIAN BLANCHARD, GARY H. HAMBLIN,
JOHN PIER ROEMER, KAREN KRUGGER,
MARIANNE SIMPSON, ANA M. BOATWRIGHT,
TAMMY J. SIME, MS BURNS, MS RICHARDSON,
RANDALL HEPP, NANCEY GANTHER,
CAPT. KANNANBERG, CAPT GUARCEAU,
MR JAEGER, MS TEGELS, C.O. KRATKY,
SANDY K. MAGUIR-PETKE, C.O. RYBUCK, MS RICK,
TERRY L. SHUK, C.O. CORBIN, DAWON JONES,
JAMES ISAACSON, ROY LA BARTON GAY,
D.O. WATSON, TODD E. MEURER,
PEGGY L. NICHOLS, STACEY A. BIRCH,
BRENDA L. PETERSON, SHEILA D. PATTEN,
DOCTOR HANNULA, MR SWEENEY
and DEPARTMENT OF CORRECTIONS,

Defendants.

On July 28, 2010, I denied plaintiff Larry Spencer's motion to waive the initial partial payment in this case and dismissed his case without prejudice. I advised him that he could move to reopen this case by submitting a six-month trust fund account statement revealing an absence of periodic income for a full six-month period.

Now plaintiff has moved to reopen his case and submitted a trust fund account statement from February 9, 2010 through August 4, 2010. Although plaintiff believes that he will not be able to make an initial partial payment in this case, this trust fund account statement shows that he has the means to do so because he had regular deposits into his account in the six-month period. Therefore, I will deny his motion to reopen his case.

Also, plaintiff has filed a motion to supplement the record, a petition for temporary restraining order and a motion for protection and relief of danger. Because I am not reopening this case, these motions will be denied.

ORDER

IT IS ORDERED that plaintiff Larry Spencer's motion to reopen this case, dkt. #22, is DENIED.

FURTHER, IT IS ORDERED that plaintiff's motion to supplement the record, dkt. #26, a petition for temporary restraining order, dkt. # 25, and a motion for protection and

relief of danger, dkt. #24, are DENIED.

Entered this 10th day of August, 2010.

BY THE COURT:

/s/

BARBARA B. CRABB
District Judge