

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

RICHARD OATES,

Plaintiff,

v.

LORI DOEHLING, SHARON MOERCHEN,
DR. CHARLES HUIBREGTSE and
HOLLY PUHL,

Defendants.

MEMORANDUM

10-cv-816-bbc

Plaintiff Richard Oates is proceeding on a claim that defendants violated his Eighth Amendment rights by failing to provide him adequate medical treatment for his back pain. Briefing on defendants' motion for summary judgment has been stayed while plaintiff convalesced following back surgery. Plaintiff has updated the court on his conditions, stating that now he has severe leg pain, making it difficult for him to sit, and that he has another surgery scheduled. Because of all this, plaintiff asks for another stay. He also asks for appointment of counsel "so this lawsuit can proceed in a more timely manner." Defendants oppose these motions, stating that even taking into account all of plaintiff's various maladies, he has had enough time to file his opposition to their motion for summary judgment.

For the most part, I agree with defendants. Plaintiff now has had almost four months to work on his opposition materials. It is not clear why he would need a further, indefinite stay. Plaintiff has not shown that appointment of counsel is appropriate in this case, particularly when the only reason to do so would be to speed up the resolution of the case. Bottom line: in light of plaintiff's latest report of medical problems, I will give him one more extension,

ORDER

It is ORDERED that plaintiff's motions for further stay of the proceedings and for appointment of counsel, dkt. 69, are DENIED. Plaintiff may have until June 19, 2012 to submit his materials in opposition to defendants' motion for summary judgment. Defendants may have until July 2, 2012 to file their reply.

Entered this 8th day of May, 2012.

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge