

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

GREGORY SEAN GORAK,

Plaintiff,

v.

JOHN PAQUIN, AMY SMITH,
RUSSELL BAUSCH and KAREN SOLOMON,

Defendants.

ORDER

11-cv-130-bbc

Plaintiff Gregory Gorak is proceeding on his claim that defendants violated his right to due process by refusing to allow him to call witnesses at his December 2008 disciplinary hearing. Now before the court is plaintiff's motion to modify the court deadline schedule.

In plaintiff's motion, he says that he was recently transferred from Wisconsin to the Elkton Federal Correctional Institution in Lisbon, Ohio. He asks the court to stay the schedule in this case until he has received his legal materials relative to his case and is able to prepare his motion for summary judgment. The dispositive motion deadline in this case is February 13, 2012. Plaintiff asks for an extension of 30-45 days to submit his summary judgment motion but he does not explain what legal materials he needs and how they relate

to the claim that he is litigating.

On December 8, 2011, the clerk's office mailed plaintiff a copy of the July 14, 2011 pretrial conference order in this case, so plaintiff should now have the instructions to assist him in preparing his motion. He still has almost two months before the dispositive motion deadline so he should have enough time to prepare a motion for filing. If, as the dispositive motion deadline moves closer, he finds that he is unable to meet the deadline for reasons outside his control, he may renew his request for an extension. At this time, however, plaintiff's motion to modify the schedule for filing his motion for summary judgment will be denied.

ORDER

IT IS ORDERED that plaintiff Gregory Sean Gorak's motion to modify the deadline for filing a motion for summary judgment, dkt. #16, is DENIED without prejudice.

Entered this 16th day of December, 2011.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge