

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

JOSE R. PADILLA,

Plaintiff,

v.

DR. GARY MAIER, DR. DALIA SULIENE
and C.O. BITTLEMAN,

Defendants.

ORDER

11-cv-425-bbc

On February 7, 2012, plaintiff filed a letter that is somewhat difficult to understand, but in which he seems to seek leave to file an amended complaint adding defendant Gary Maier back into this case. Defendant Maier was dismissed without prejudice after the court granted defendants' motion for summary judgment for his failure to exhaust his administrative remedies. Dkt. #47. Since Maier was dismissed without prejudice, plaintiff may bring a new case against him once he has exhausted his administrative remedies, but he cannot be added back into this case.

It is unclear whether plaintiff requests leave to amend to add any other claims or defendants, but there is no need to consider plaintiff's request because he has not submitted

a proposed amended complaint. Accordingly, IT IS ORDERED that plaintiff's motion for leave to amend his complaint, dkt. #62, is DENIED.

Entered this 29th day of February, 2012.

BY THE COURT:
/s/
BARBARA B. CRABB
District Judge