

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

RODNEY JAMES REDMOND,

Plaintiff,

v.

BRIAN NEUMAIER, *et al.*,

Defendants.

ORDER

11-cv-845-slc

Plaintiff Rodney Redmond was allowed to proceed on his claims that defendants Neumaier and Witterholt failed to protect him from engaging in self-harm and that defendant Helgerson intentionally delayed medical care to plaintiff in violation of the Eighth Amendment. Now before the court is plaintiff's motion to compel discovery, *see* dkt. 22.

Defendants' counsel responds that plaintiff's motion to compel crossed in the mail with their response. Because defendants have responded to his request, plaintiff's motion to compel will be denied as moot. Plaintiff should be aware however, that pursuant to the directives in the June 1, 2012 pretrial conference order, discovery in this matter is to be stayed pending a ruling on a motion to dismiss for plaintiff's failure to exhaust administrative remedies. *See* dkt. 17 at 7. Defendants filed a motion for summary judgment based on plaintiff's failure to exhaust on July 16, 2012. Accordingly, defendants are not obliged to answer any additional discovery requests unless such requests relate directly to the issue whether plaintiff exhausted his administrative remedies before filing this lawsuit.

ORDER

IT IS ORDERED that plaintiff Rodney Redmond's motion to compel, dkt. 22, is DENIED as moot.

Entered this 26th day of July, 2012.

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge