

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

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CHRISTOPHER A. ANDERSON,

Plaintiff,

ORDER

v.

14-cv-831-wmc

ROCK COUNTY JAIL MEDICAL STAFF, *et al.*,

Defendants.

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On December 15, 2015, the court granted *pro se* plaintiff Christopher A. Anderson leave to proceed on his claim that a “Jane Doe” doctor and “Jane or John Doe” nurses at the Rock County Jail violated his constitutional and state law rights by failing to provide him with adequate medical care. At that time, Anderson was instructed that no further action could be taken on his case until he identified the names of the defendants he wished to sue. He has since responded, identifying the doctor involved as Dr. Butler. He also states that after communications with the jail, he has been able to determine the first names of the nurses involved in his care: Andi, Pam, Brandi, Meghan, Tracey and Jill. Finally, Anderson now wishes to name as additional defendants: Mike G., a crisis worker at the jail in 2012 and 2013, Sheriff Robert D. Spoden, Chief Deputy Sheriff Barbara J. Barrington-Tillman, Correctional Officer Steven Berg and Correctional Officer Grant Wolff.

Plaintiff will be permitted to proceed against defendants Dr. Butler and the six nurses identified by first name (Andi, Pam, Brandi, Meghan, Tracey and Jill), and the U.S.

Marshal Service will be directed to attempt service on these defendants. If it turns out that the Marshals are unable to identify and serve any of the nurses without knowing their last names, the court will likely add the *current* sheriff of Rock County as a defendant in his or her official capacity to allow plaintiff to serve discovery on that official in order to determine the full names of the defendant nurses.

At this time, however, Anderson will not be permitted to add any past sheriff, deputy sheriff, so-called correctional officer, or Mike G., the crisis worker, because his complaint contains no specific allegations against these individuals. In order to proceed with a such claim, plaintiff would need to submit a proposed amended complaint, as well as a motion requesting leave to file the amended complaint, that adds specific allegations against these individuals sufficient to state a claim that they, too, violated his rights in the same set of events giving rise to plaintiff's claims against the current defendants. The court would then screen plaintiff's proposed amended complaint under 28 U.S.C. § 1915A to determine whether plaintiff stated viable claims against the proposed additional defendants. Until plaintiff submits and the court approves such an amended complaint, Anderson may only proceed against the medical providers previously named.

## ORDER

IT IS ORDERED that:

1. Plaintiff Christopher A. Anderson is GRANTED leave to proceed on a denial of medical care claim against defendants Dr. Butler and Nurses Andi, Pam, Brandi, Meghan, Tracey and Jill. Plaintiff is DENIED leave to proceed on all other claims.

2. For the time being, plaintiff must send defendants a copy of every paper or document he files with the court. Once plaintiff has learned what lawyer will be representing the defendants, he should serve the lawyer directly rather than defendants. The court will disregard any documents submitted by plaintiff unless plaintiff shows on the court's copy that he has sent a copy to defendants or to the defendants' attorney.
3. Plaintiff should keep a copy of all documents for his own files. If plaintiff does not have access to a photocopy machine, he may send out identical handwritten or typed copies of his documents.
4. The clerk's office will prepare summons and the U.S. Marshal Service shall affect service upon the defendants.
5. It is plaintiff's obligation to inform the court of his current address. If he fails to do this and defendants or the court are unable to locate him, his case may be dismissed for failure to prosecute.

Entered this 22nd day of September, 2016.

BY THE COURT:

/s/

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WILLIAM M. CONLEY  
District Judge