

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

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DENNIS E. JONES 'EL, MICHA'EL
JOHNSON, DE'ONDRE CONQUEST,
LUIS NIEVES, SCOTT SEAL, ALEX
FIGUEROA, ROBERT SALLIE, CHAD
GOETSCH, EDWARD PISCITELLO,
QUINTIN L'MINGGIO, LORENZO
BALLI, DONALD BROWN, CHRISTOPHER
SCARVER, BENJAMIN BIESE, LASHAWN
LOGAN, JASON PAGLIARINI, and
ANDREW COLLETTE, and
all others similarly situated,

Plaintiffs,

v.

GERALD BERGE and
MATTHEW FRANK,

Defendants.

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MEMORANDUM

00-C-421-C

A telephone conference was held in this case on August 3, 2004, before United States District Judge Barbara B. Crabb, to take up the matter of selection of the successor monitor to Steven Hurley. Plaintiffs were represented by Ed Garvey and Pamela McGillivray. Defendants were represented by James McCambridge.

It appears that the two persons specified in the consent decree, Walter Dickey and Steven Casperson (Ken Morgan's replacement), have been unable to agree on a candidate from the pool of candidates acceptable to both parties. Because it appears that the provision for two persons to make the selection is a sticking point, I suggested that adding a third person to the mix might improve the chances of selecting the monitor. Counsel agreed and asked that the court appoint the third person.

I have decided to appoint retired clerk/magistrate judge Joseph W. Skupniewitz. Mr. Skupniewitz has agreed to take on the assignment. It will be up to counsel to arrange a date, time and place for the next meeting for the purpose of selecting the monitor and to advise the selectors.

Entered this 3rd day of August, 2004.

BY THE COURT:

BARBARA B. CRABB
District Judge