

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

MICHAEL A. GRINDEMANN,

Plaintiff,

v.

JON E. LITSCHER (Secretary of WI DOC),
JANE GAMBLE (Warden KMCI)

Defendants.

ORDER

02-C-0429-C

In response to defendants' motion for summary judgment, plaintiff has filed a brief and a response to defendants' proposed findings of fact. The submissions are accompanied by a letter in which plaintiff states that because the court did not include a copy of its summary judgment procedures with the briefing schedule letter he received, he is unsure whether he complied them. Apparently, plaintiff has forgotten that he received a copy of the court's summary judgment procedures with the magistrate judge's preliminary pretrial conference order dated October 10, 2002 or he misplaced it. Therefore, I am enclosing another copy of the procedures to plaintiff with a copy of this order.

In any event, plaintiff's response to defendants' proposed findings of fact are not in

compliance with the court's procedures. Although plaintiff correctly answers each of defendants' proposed facts in numbered paragraphs that parallel defendants' proposed factual statements, he does not tell the court and defendants where there is evidence in the record to support his version of each of the facts he disputes. Plaintiff's attention is drawn specifically to the court's Procedure II.D.2., which provides an example of how his disputed facts should appear.

Because plaintiff's response to defendants' proposed findings of fact does not comply with this court's procedure, I will extend the schedule for briefing defendants' motion so that plaintiff may submit a revised response that does comply.

ORDER

IT IS ORDERED that the schedule for briefing defendants' motion for summary judgment is REVISED as follows:

1. Plaintiff may have until January 6, 2003, in which to serve and file a revised response to defendants' proposed findings of fact, together with any evidentiary material that may be required to support the response. (In submitting evidence, plaintiff should pay strict attention to the form the evidence must take to be admissible as described in Procedure I.C.)

2. Defendants may have until January 20, 2003, in which to serve and file their reply.

Entered this 18th day of December, 2002.

BY THE COURT:

STEPHEN L. CROCKER
Magistrate Judge