

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

THOMAS L. SCHROEDER,

Plaintiff,

v.

ORDER

03-C-0299-C

TONY GOTH,
MARK THOMPSON and
JON RYAN PETERSON,

Defendants.

In an order dated February 23, 2004, I construed plaintiff's letter of February 13, 2004, as a motion to withdraw his notice of voluntary dismissal under Fed. R. Civ. P. 41 and granted the request. On March 3, 2004, plaintiff filed a formal "motion to withdraw voluntary dismissal." That motion appears to have crossed in the mail with this court's February 23 order. Accordingly, IT IS ORDERED that plaintiff's second motion to withdraw his notice of voluntary dismissal is DENIED as unnecessary. Defendants' motion for summary judgment is presently under advisement. As soon as a decision is reached, the parties will be notified.

Entered this 16th day of March, 2004.

BY THE COURT:

BARBARA B. CRABB
District Judge