

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

FRANCIS E. ALTMAN,

Plaintiff,

MEMORANDUM

v.

03-C-371-C

MARATHON COUNTY JAIL ADMINISTRATOR
ROBERT DICKMAN and THREE UNNAMED
JAIL STAFF, BADGE #S 2143, 2149 AND
OFFICER WITH INITIALS "CP,"

Defendants.

In compliance with the magistrate judge's preliminary pretrial conference order entered on October 2, 2003, defendant Dickman has identified the Doe defendants referenced in plaintiff's original complaint and plaintiff has submitted a proposed amended complaint replacing all references to the Does with the defendants' proper names. In all other respects, plaintiff's amended complaint is identical to his original complaint.

Accordingly, I accept plaintiff's proposed amended complaint as the operative pleading in this case. In future orders and submissions, the caption will be amended to replace former defendant badge number 2143 with the name Supervisor Michael Schaefer,

former defendant badge number 2149 with the name Corrections Officer Kara Mohr and former defendant "CP" with the name Corrections Supervisor Cary Pellowski. However, the parties are reminded that this court's screening order entered herein on July 28, 2003 governs plaintiff's amended complaint. That means that with respect to the amended complaint, plaintiff is proceeding on the following two claims only: 1) that defendants Dickman, Schaefer, Mohr and Pellowski violated plaintiff's First Amendment rights when they enforced restrictions requiring outgoing mail to be addressed to the same person to whom the letter is written, incoming mail to contain a return name and address and forbidding inmates to forward mail lacking a return name and address; and 2) that defendants Dickman, Schaefer, Mohr and Pellowski violated plaintiff's First Amendment rights when they retaliated against him for exercising his constitutional right to seek judicial relief. All other claims raised in plaintiff's complaint have been dismissed.

Through a copy of this order to the United States Marshal, I am requesting that he serve plaintiff's amended complaint on the newly identified defendants as promptly as

possible so that the schedule established in the magistrate judge's October 2 order for moving this case forward may be maintained.

Entered this 19th day of November, 2003.

BY THE COURT:

BARBARA B. CRABB
District Judge