

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

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SHAWN McGARVEY,

Plaintiff,

v.

THOMAS BORGAN,  
ANDREW BATH and  
LT. DOMMISSE,

Defendants.  
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ORDER

04-C-269-C

The order entered herein on October 22, 2004, is AMENDED to delete the last paragraph on page 6 of the order and replace it with the following paragraph:

IT IS ORDERED that the motion of defendants Thomas Borgan, Andrew Bath and Brian Dommissse to dismiss for failure to exhaust administrative remedies is DENIED with respect to plaintiff Shawn McGarvey's claim regarding the denial of medical care and GRANTED with respect to plaintiff Shawn McGarvey's retaliation claims.

In all other respects, the order remains as entered.

Entered this 2nd day of November, 2004.

BY THE COURT:

BARBARA B. CRABB  
District Judge