

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

JOSEPH WEHRHAHN,

Petitioner,

v.

MATTHEW FRANK,
RICHARD VERHAGEN
and GERALD BERGE,

Respondents.

ORDER

04-C-475-C

ORDER

In an order entered in this case on September 17, 2004, I noted that plaintiff had not alleged in his complaint any constitutional wrongdoing against the defendants named in the caption of this lawsuit. I directed that no later than October 11, 2004, plaintiff would have to file an amended complaint that will replace the original complaint he filed in this case in which he identifies in the caption and in the body of the complaint the persons who allegedly violated his constitutional rights. I cautioned plaintiff that if, by October 11, 2004, he failed to amend his complaint as directed, I would dismiss this case as having been brought against persons who are not proper parties to the lawsuit. Plaintiff has not amended

his complaint.

Accordingly, IT IS ORDERED that this case is DISMISSED for plaintiff's failure to state a claim of constitutional wrongdoing against the defendants. The clerk of court is directed to enter judgment in favor of defendants and close this case.

Entered this 21st day of October, 2004.

BY THE COURT:

BARBARA B. CRABB
District Judge