IN THE UNITED STATES DISTRICT COURT

FOR THE WESTERN DISTRICT OF WISCONSIN

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GARRY A. BORZYCH,

ORDER

Plaintiff,

04-C-632-C

v.

MATTHEW J. FRANK, STEVE CASPERSON, ANA M. BOATWRIGHT, GERALD BERGE, GARY BOUGHTON, PETER HUIBREGTSE, RICHARD RAEMISCH, SGT. JUDITH HUIBREGTSE, CPT. LEBBEUS BROWN, ELLEN RAY and TODD OVERBO,

Defendants.

Defendants have moved for leave to file an amended answer and affirmative defenses.

Defendants point out that a preliminary pretrial conference has not yet been held. I agree with defendants that because this case is in its earliest stages, plaintiff will suffer no prejudice if the amended answer is allowed.

Accordingly, IT IS ORDERED that defendants' motion to amend the answer is

GRANTED. Defendants' amended answer will be deemed served and filed this date.

Entered this 12th day of January, 2005.

BY THE COURT:

BARBARA B. CRABB District Judge