

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

GARY B. CAMPBELL,

Plaintiff,

v.

WOOD COUNTY SHERIFF DEPUTY
TODD JOHNSON,

Defendant.

MEMORANDUM

04-C-661-C

Plaintiff has filed a document titled “Motion,” which I construe as a sur-reply to defendant’s reply brief on defendant’s motion for summary judgment. In his sur-reply, plaintiff disagrees with defendant’s statement in the reply brief that “plaintiff Gary Campbell now contends that the only force he is challenging is that force allegedly used by Deputy Johnson after handcuffs were applied to plaintiff.” Plaintiff points out that he has consistently alleged that defendant used excessive force in removing him from his car as well as in handling him after he was cuffed. To the extent that plaintiff’s sur-reply is intended

solely to clarify the scope of his excessive force claim, I will accept it for filing.

Entered this 4th day of May, 2005.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge