

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

DANIEL R. WILLIAMS,

Plaintiff,

ORDER

v.

04-C-774-C

HELEN NELSON, *et al.*

Defendants.

Plaintiff has messed up the schedule again by claiming not to understand what to do and when to do it. In his August 19, 2005 letter responding to the court's August 12, 2005 order, plaintiff offers a feeble and illogical explanation for why he failed timely to submit Hilda Wakefield's expert report and his response to defendants' summary judgment motion. *See* *dk.* 48. So now what? Is it time to pull the plug on plaintiff's lawsuit as a sanction for failure to attend to it properly?

Not yet. We now have plaintiff's expert's report. This court would prefer to address plaintiff's claims on their merits, so I will give plaintiff one last chance to make this happen. Plaintiff may have until September 23, 2005 within which to file and serve his complete response to defendants' pending summary judgment motion. As stated in the February 2, 2005 preliminary pretrial conference order, plaintiff must follow this court's written procedure governing summary judgment, a copy of which was attached to the pretrial conference order. If plaintiff's submissions do not comply with the court's procedure, then

the court will not consider them.¹ Defendants may have until October 7, 2005 within which to file and serve a reply.

Plaintiff shall not receive any more extensions of his response deadline. If he is serious about pursuing this case, then he will stop making excuses and start meeting his obligations.

Entered this 7th day of September, 2005.

BY THE COURT:
/s/
STEPHEN L. CROCKER
Magistrate Judge

¹ Even if plaintiff fails to submit a proper response, the court will review the merits of defendants' motion rather than grant it by default.