

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

TIMOTHY SCOTT ACKERMANN,

Plaintiff,

v.

JOHN POWERS,

Defendant.

MEMORANDUM

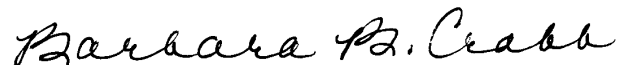
04-C-845-C

Plaintiff has filed a document titled "Expert Witnesses" and a cover letter dated July 1, 2005. However, this is the second time that plaintiff has submitted documents that do not show that he sent a copy to John Markson, counsel for defendant. As I told plaintiff in an earlier memorandum, the court cannot consider any letter, motion, brief or other document he files unless it is clear that he sent copy to counsel for the defendant. Although I am once again enclosing a copy of plaintiff's documents to Mr. Markson with a copy of this memorandum, I will not continue to enable plaintiff to avoid compliance with the rules governing service of his submissions on the opposing party. If plaintiff files any future documents that do not include confirmation that he has served Mr. Markson with an identical copy, the documents will be placed in the file and not considered.

In the cover letter accompanying plaintiff's expert witness list, plaintiff shows a change of address, although he did not draw the court's attention to it. Plaintiff is reminded that it is his obligation to keep the court and defense counsel up to date on his current address so that he will receive court orders and the documents defendant mails him. If plaintiff fails to notify the court and defense counsel promptly of any future change in his address, he may well risk dismissal of his action for his failure to prosecute.

Entered this 6th day of July, 2005.

BY THE COURT:

Handwritten signature of Barbara B. Crabb in cursive script.

BARBARA B. CRABB
District Judge