

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

FREDERICK ROGERS,

Plaintiff,

v.

C.O. HERWIG,

Defendant.

ORDER

04-C-977-C

In this case, plaintiff alleges that defendant was deliberately indifferent to his serious medical needs on April 27, 2003, when he withheld plaintiff's asthma inhaler while plaintiff was having an asthma attack. The parties' cross motions for summary judgment were denied on October 20, 2005, because the central question about what happened on April 27 is in dispute. The case is scheduled for trial on March 6, 2006. Now plaintiff has filed a fourth motion for appointment of counsel. For the reasons expressed in this court's orders of February 25, 2005 and May 18, 2005, denying respectively plaintiff's second and third

motions for appointment of counsel, plaintiff's fourth motion for appointment of counsel is DENIED.

Entered this 7th day of November, 2005.

BY THE COURT:
/s/
BARBARA B. CRABB
District Judge