

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

THOMAS W. REIMANN,

Plaintiff,

v.

DAVID ROCK, JOHN PAQUIN,
MS. TIERNEY, CATHERINE FERREY
and LIZZIE TEGELS,

Defendants.

ORDER

05-C-501-C

Plaintiff's motion for reconsideration of this court's order of June 20, 2006 is DENIED with one exception. Plaintiff has advised the court that as of June 22, 2006, defendants have not allowed him to review DOC/BHS policies that were the subject of two previous motions to compel. He notes correctly that on May 18, 2006, when Magistrate Judge Stephen Crocker denied plaintiff's second motion to compel defendants to make the policies available to him for copying and inspection, defendants represented in their brief in opposition to the motion to compel that "a hard copy of the policies and procedures manual is being made . . . [and] should be available shortly for [plaintiff's] review. The brief was dated May 15, 2006. In denying plaintiff's second motion to compel, the magistrate judge

anticipated that plaintiff would have access to the policies within three weeks. If it is true that plaintiff has not yet been given an opportunity to inspect the policies, an order compelling defendants to arrange for plaintiff's immediate inspection of the documents is justified.

In the June 20 order, I extended to July 24, 2006, plaintiff's deadline for opposing defendants' motion for summary judgment. Although that deadline will not be further extended, I will require defendants to advise the court no later than the end of the day, July 6, 2006, that plaintiff has been allowed to inspect and copy (at plaintiff's expense) the BHS policies plaintiff requested in his first request for production of documents.

ORDER

IT IS ORDERED that plaintiff's motion for reconsideration is DENIED with the exception that defendants may have until 4:30 p.m. on Thursday, July 6, 2006, to notify the court that they have provided plaintiff with an opportunity to inspect and copy BHS policies

plaintiff asked to view in his first request for production of documents.

Entered this 3rd day of July, 2006.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge