

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

CLARENCE JOHNSON,

Plaintiff,

v.

UNITED STATES DEPARTMENT
OF JUSTICE,

Defendant.

ORDER

06-C-1248-C

On April 24, 2007, this court held a recorded telephonic pretrial conference. Plaintiff Clarence Johnson represented himself. The United States Department of Justice was represented by Assistant United States Attorney Susan M. Knepel.

This is a FOIA case in which the government already has moved for summary judgment. In response, Johnson filed a Rule 56(f) motion seeking discovery; the government objects to providing any discovery in this case. Here's where we landed:

The current briefing schedule on the government's motion for summary judgment is stricken. The government may have until May 4, 2007 within which to file and serve its response to Johnson's Rule 56(f) motion. Johnson may have until May 11, 2007 within in which to reply.

A potential complication is that Johnson is in transit from Springfield from Memphis. As I explained to Johnson, so long as he remains at Springfield, the briefing schedule set forth in the previous paragraph applies, and it is his obligation to file and serve his reply memorandum by May 11, 2007. If BOP transports Johnson after May 4 but before May 11, 2007, then Johnson must advise the court as soon as possible and submit his reply brief in support of his Rule 56(f) motion promptly upon arrival at Memphis. (Apart from this briefing, it is Johnson's obligation to alert the government and the court as to his new address in Memphis so that we can continue to communicate effectively with him while his case proceeds.)

The court will set a new briefing schedule on the government's summary judgment motion after it rules on Johnson's Rule 56(f) motion.

In order to keep this case on track, the bench trial, if necessary, shall be held December 26, 2007 at 9:00 a.m. before the Honorable Barbara B. Crabb, District Judge. (The parties may have until May 11, 2007 within which to provide written consent to transfer the case pursuant to the procedure I outlined at the pretrial conference.)

I set no other dates and the parties had no other matters to bring to the court's attention.

Entered this 25th day of April, 2007.

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge