

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

CLAYTON HARDY MELLENDER,

Plaintiff,

v.

DANE COUNTY and DR. JOHN DOE,

Defendants.

ORDER

06-C-298-C

In compliance with the magistrate judge's amended scheduling order dated November 14, 2006, defendant Dane County has identified the Doe defendant referred to plaintiff's original complaint and plaintiff has submitted a proposed amended complaint replacing all references to Dr. Doe with the defendant's proper name, Dr. Young Kim. In all other respects, plaintiff's amended complaint is identical to his original complaint.

Accordingly, I accept plaintiff's proposed amended complaint as the operative pleading in this case. In future orders and submissions, the caption will be amended to replace former defendant Dr. John Doe with the name Dr. Young Kim. The parties are reminded that this court's screening order entered herein on July 13, 2006, governs plaintiff's amended complaint. That means that with respect to the amended complaint, plaintiff is proceeding on the following claims only: 1) that defendant Young Kim violated

his Eighth Amendment rights by refusing to dispense his prescription pain medication; and
2) that defendant Dane County violated his Eighth Amendment rights by promulgating and
enforcing a policy prohibiting jail inmates from receiving prescribed narcotic medication.
All other claims raised in plaintiff's complaint have been dismissed.

A copy of plaintiff's complaint, this order and the court's order of July 13, 2006 are
being forwarded to the office of the United States Marshal for service of process on
Defendant Kim.

Entered this 30th day of November, 2003.

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