

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

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DONALD KOTTSCHADE,

Petitioner,

v.

KELLI ISHAM,

Respondent.

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ORDER  
06-C-548-S

Petitioner requests leave to proceed in forma pauperis. Attached to his affidavit of indigency is a proposed complaint.

Petitioner is seeking relief from the state court in an action which required the respondent to make payments to him. He also seeks to prosecute the respondent for theft.

This Court has no jurisdiction over petitioner's claims. His relief lies in state court. Accordingly, petitioner's request to proceed in forma pauperis will be dismissed and denied without prejudice.

Petitioner is advised that in any future proceedings in this matter he must offer argument not cumulative of that already provided to undermine this Court's conclusion that his claim must be dismissed. See Newlin v. Helman, 123 F.3d 429, 433 (7<sup>th</sup> Cir. 1997).

Kottschade v. Isham, 06-C-548-S

ORDER

IT IS ORDERED that petitioner's request to proceed in forma pauperis is DENIED and DISMISSED without prejudice.

Entered this 3<sup>rd</sup> day of October, 2006.

BY THE COURT:

S/

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JOHN C. SHABAZ  
District Judge