

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

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MANUEL LUQUE BARAHONA,

Plaintiff,

v.

ORDER  
06-C-723-S

DEPUTY THOMPSON and  
JEFFERSON COUNTY SHERIFF,

Defendants.

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On February 28, 2007 judgment was entered in the above entitled matter in favor of defendants against plaintiff dismissing his complaint and all claims contained therein without prejudice. Plaintiff has submitted a motion to amend his complaint and an untimely reply to the defendant's motion to dismiss.

Plaintiff now alleges that defendant Thompson, "orchestrated the battery and assault on him by white inmates." Based on this allegation the Court will vacate its judgment granting defendant Thompson's motion to dismiss and will reopen this case. The January 26, 2007 scheduling order will be reinstated and amended to allow dispositive motions to be filed not later than April 9, 2007.

ORDER

IT IS ORDERED the February 28, 2007 judgment granting defendant Thompson's motion to dismiss is VACATED and the above

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matter is REOPENED; affirming the January 26, 2007 scheduling order as amended herein.

Entered this 19<sup>th</sup> day of March, 2007.

BY THE COURT:  
/s/  
JOHN C. SHABAZ  
District Judge