

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

COREY PALMS,

Plaintiff,

v.

ORDER

07-C-44-C

SANDRA SITZMAN, Health
Service Manager or Active Supervisor;
SERGEANTS MORRIN and MADEY;
CORRECTIONAL OFFICERS TOMAC,
GRAY, HERBRAND and MORGAN,

Defendants.

Plaintiff has filed a “Notice of Motion & Motion for Injunctive Relief because of Retaliation.” In it, he contends that a Correctional Officer II Bittleman assaulted him on June 27, 2007, and that other guards put him in controlled segregation in a cell “full of fecal matter” and refused to allow him to get medical treatment for a swollen arm. In plaintiff’s view, these actions were taken in retaliation for plaintiff’s having filed this lawsuit. Plaintiff asks that the court issue an order removing him from the Columbia Correctional Institution.

This court cannot grant plaintiff’s motion for emergency injunctive relief because his claim of retaliation is not a claim he has filed in the context of this lawsuit. He may not file

it in this suit because he must exhaust his administrative remedies before bringing a lawsuit charging prison officials with retaliation for the exercise of his constitutional rights. If plaintiff sincerely believes that one or more individuals are retaliating against him for filing this lawsuit, he will have to raise such a claim in an independent lawsuit separate from this one and only after he has exhausted his administrative remedies.

ORDER

IT IS ORDERED that plaintiff's "Notice of Motion & Motion for Injunctive Relief because of Retaliation" is DENIED.

Entered this 3d day of July, 2007.

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