

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

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THOMAS W. ZACH,

Petitioner,

v.

BRENDA STACEY, Probation Officer,  
Wisconsin Department of Corrections,  
Div. of Community Corrections; and  
LEANN MOBERLY, Probation Supervisor,  
Wisconsin Department of Corrections,  
Div. of Community Corrections,

Respondents.  
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ORDER

07-C-426-C

In an order dated August 20, 2007, I asked petitioner Thomas W. Zach, a prisoner at the Stanley Correctional Institution in Stanley, Wisconsin, to submit a certified copy of his trust fund account statement so that I could calculate an initial partial payment of the fee for filing his complaint in this action. Now plaintiff has filed a letter dated August 22, 2007, in which he advises that even before he submitted his complaint to this court, he arranged with the business office at the Stanley Correctional Institution to send his trust fund account statement. He notes that he will follow up with the business office and have

another copy sent if it appears his previous request was not honored. In light of plaintiff's letter, I asked the clerk of court to search the court's file of miscellaneous submissions that cannot be filed because they are unrelated to any case. In that file, the clerk discovered petitioner's trust fund account statement.

#### ORDER

IT IS ORDERED that petitioner is assessed \$32 as an initial partial payment of the \$350 fee for filing this case. He is to submit a check or money order made payable to the clerk of court in the amount of \$32 on or before September 19, 2007. If, by September 19, 2007, petitioner fails to make the initial partial payment or show cause for his failure to do so, he will be held to have withdrawn this action voluntarily. In that event, the clerk of court is directed to close this file without prejudice to petitioner's filing his case at a later date.

Entered this 29th day of August, 2007.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge