

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

JAMES ALBRIGHT,

Plaintiff,

v.

ORDER
07-C-434-S

NEW LISBON CORRECTIONAL INSTITUTION,

Defendant.

Upon receipt of plaintiff's partial filing fee in the amount of \$3.41, the Court addresses the merits of plaintiff's complaint. According to 28 U.S.C. § 1915(b)(2), the institution's financial officer is authorized to deduct monthly payments from plaintiff's account until the \$350.00 filing fee is paid in full.

Plaintiff alleges that he has been denied dental treatment at the New Lisbon Correctional Institution, New Lisbon, Wisconsin. The New Lisbon Correctional Institution is not a suable entity under 42 U.S.C. §1983. Accordingly, plaintiff's complaint and all claims contained therein must be dismissed without prejudice.

Plaintiff 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 (7th Cir. 1997).

Albright v. New Lisbon Correctional Institution, 07-C-434-S

ORDER

IT IS ORDERED that plaintiff's complaint and all claims contained therein is DISMISSED without prejudice.

IT IS FURTHER ORDERED that judgment be entered DISMISSING plaintiff's complaint and all claims contained therein without prejudice.

Entered this 15th day of August, 2007.

BY THE COURT:

/s/

JOHN C. SHABAZ
District Judge