

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

ULI WALTHER, GERDA WALTHER,
MIRCO WALTHER and
GRK CANADA LIMITED, a Canadian corporation,

ORDER

Plaintiffs,

08-cv-235-bbc

v.

MIDWEST FASTENER CORPORATION,

Defendant.

On July 8, 2008, this court held an unrecorded telephonic status conference in this patent lawsuit to determine why plaintiffs have not served their complaint on defendant. Plaintiffs appeared by John M. Halan and Brian S. Tobin. Defendant did not appear because it has not yet been served.

Plaintiffs explained that they are negotiating with defendant and believe this case may resolve itself in the next two or three weeks. That's all well and good, but as I explained to counsel during our conversation, this court does not appreciate being used as the blunt instrument by which settlement negotiations are provoked. One reason this court is a magnet for patent lawsuits is because this court is quick. One reason this court is quick is because it sets short, firm deadlines and it expects litigants to meet them. When a patent litigant with no apparent connection to this district files a lawsuit here, then sits on it for 11 weeks, ignoring this court's letter inquiry at the eight week mark, that litigant has frustrated this court's ability to do its job efficiently. If plaintiffs are serious about litigating in a rocket docket, then they should act like it.

Entered this 9th day of July, 2008.

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge