

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

ANTHONY SMITH and FLYING A.J.'S
TOWING COMPANY, LLC,

Plaintiffs,

v.

JOHN WILSON (in his individual and official
capacities), TOWN OF BELOIT and
ABC INSURANCE COMPANY,

Defendants.

MEMORANDUM

10-cv-62-wmc

Plaintiffs Anthony Smith and Flying A.J.'s Towing Company, LLC, are litigating this case represented by counsel. Plaintiff Smith has filed a letter reporting that he is asking his counsel to withdraw from the case and would like the court to put his lawsuit "on hold" while he finds a new lawyer.

This court does not usually consider documents filed directly by parties who are represented by counsel, but Smith's letter raises questions that must be answered. An additional concern is that plaintiff Flying A.J.'s Towing Company cannot proceed in this case without being represented by counsel. *See Rowland v. California Men's Colony*, 506 U.S. 194, 201-02 (1993); *Muzikowski v. Paramount Pictures Corp.*, 322 F.3d 918, 924 (7th Cir. 2003).

For the time being, I will not stay the case. Smith should discuss these issues with his attorneys, and if they agree that they should withdraw, then *counsel* should file a formal motion seeking leave to withdraw. At that point, I will consider whether proceedings should be stayed.

Entered this 8th day of July, 2010.

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge