

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

LANCE SLIZEWSKI,

Plaintiff,

v.

JIM SCHWOCHERT, DANIEL WESTFIELD,
JOHN SHANDA, GARY KASZA and
BARRY BRINKER,

Defendant.

ORDER

10-cv-665-slc

Plaintiff Lance Slizewski is proceeding pro se on a claim that defendants illegally recorded a conversation plaintiff had with his lawyer. Under the court's February 11, 2011 pretrial conference order, the parties had until August 5, 2011 to file dispositive motions. Plaintiff filed a motion for summary judgment on July 20, 2011. Defendants Schwochert, Shanda and Westfield filed their own motion for summary judgment on August 5, 2011. Now defendant Kasza has filed a motion for leave to file his own motion for summary judgment, stating that he was only relatively recently joined as a party in this case and that his counsel did not realize that the dispositive motions deadline was August 5, 2011 until they drafted his response to plaintiff's summary judgment motion. Kasza includes his proposed motion for summary judgment and findings of fact.

Given the circumstances, I conclude that it is appropriate to grant defendant Kasza's motion for leave to file a motion for summary judgment. Originally, plaintiff was granted leave to proceed on claims against John Doe defendants, one of whom was eventually identified as Kasza. The record shows that Kasza was served with the complaint on May 22, 2011, well after the pretrial conference in this case, so it is appropriate to grant him extra time to file his own dispositive motions, particularly where there is still enough time before the February 6, 2012

trial date to accommodate his request. Accordingly, IT IS ORDERED that defendant Gary Kasza's motion for leave to file his summary judgment motion, dkt. 56, is GRANTED. Briefing on that motion will proceed as follows: plaintiff will have until September 23, 2011 to submit his responsive materials and Kasza will have until October 3, 2011 to file his reply.

Entered this 24th day of August, 2011.

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge