

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

ERIC L. TOLONEN,

Plaintiff,

ORDER

v.

12-cv-782-bbc

DR. RICHARD HEIDORN, JEANETTE GREENWOOD,
DR. DAVID BURNETT and DR. KENNETH ADLER,

Defendants.

Plaintiff Eric Tolonen has asked for appointment of counsel to represent him in this case in which he was granted leave to proceed on December 13, 2012. In deciding whether to appoint counsel, I must first find either that plaintiff has made reasonable efforts to find a lawyer on his own and has been unsuccessful or that he has been prevented from making such efforts. Jackson v. County of McLean, 953 F.2d 1070 (7th Cir. 1992). Plaintiff has submitted several letters from lawyers who have declined to take his case.

However, at this point in the proceedings I will deny plaintiff's motion because it is too early to tell whether the complexity of the case will outstrip plaintiff's ability to litigate it. Shortly after defendants file their answer, the court will hold a preliminary pretrial conference at which plaintiff will be given information about how to use discovery techniques to gather the evidence he needs to prove his claims as well as copies of this court's procedures for filing or opposing dispositive motions and for calling witnesses. Plaintiff is

free to renew his motion for appointment of counsel at a later time if he feels incapable of representing himself as the case proceeds.

ORDER

IT IS ORDERED that plaintiff Eric Tolonen's motion for appointment of counsel, dkt. #2, is DENIED without prejudice to him renewing the motion at a later time.

Entered this 21st day of December, 2012.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge