

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

CHARLIE HARDY,

Plaintiff,

v.

STONE HOUSE DEVELOPMENT
and KASIE SUTTERLAND,

Defendant.

ORDER

12-cv-872-bbc

In an order entered June 28, 2013, I concluded that pro se plaintiff Charlie Hardy, who is proceeding under the in forma pauperis statute, 28 U.S.C. § 1915(e)(2), had stated a claim for discrimination in the terms of a lease under the Fair Housing Act, § 3604(a), and the Civil Rights Act, 42 U.S.C. §§ 1981 and 1982. However, I could not permit plaintiff to proceed with her claims because she had failed to include a request for relief in her amended complaint, as required by Fed. R. Civ. P. 8(a)(3). Now plaintiff has filed a supplement to her complaint that includes a request for relief. Dkt. #17. She states that she is seeking compensatory damages and injunctive relief. The request for relief is sufficient, and I will grant plaintiff leave to proceed on her claims.

In her supplement, plaintiff also asks that Kasie Sutterland and “Ms. Murphy” be added as defendants. I will grant plaintiff’s request to amend her complaint to add Kasie Sutterland as a defendant, as her amended complaint contained allegations against

Sutterland sufficient to state a claim against her. Sutterland was a supervisor for defendant Stone House Development and was the person who allegedly made decisions about whether plaintiff could continue living in her public housing apartment. (Plaintiff had named Sutterland as a defendant in her initial complaint, but omitted Sutterland's name from the caption of the amended complaint.) However, I will deny plaintiff's request to add "Ms. Murphy" as a defendant because the amended complaint contains no allegations about Ms. Murphy.

ORDER

IT IS ORDERED that

1. Plaintiff Charlie Hardy's motion to supplement her complaint, dkt. #17, is GRANTED IN PART and DENIED IN PART. The motion is granted with respect to plaintiff's request for relief and her request to add Kasie Sutterland as a defendant. The motion is DENIED with respect to plaintiff's request to add Ms. Murphy as a defendant.

2. Plaintiff is GRANTED leave to proceed on her claims that defendants Stone House Development and Kasie Sutterland discriminated against her discrimination in the terms of a lease, in violation of the Fair Housing Act, § 3604(a), and the Civil Rights Act, 42 U.S.C. §§ 1981 and 1982.

3. I am sending copies of plaintiff's amended complaint, dkt. #14, supplement, dkt. #17, and this order to the United States Marshal for service on defendants.

4. For the remainder of this lawsuit, plaintiff must send defendants a copy of every

paper or document that she files with the court. Once plaintiff learns the name of the lawyer or lawyers that will be representing defendants, she should serve the lawyer directly rather than defendants. The court will disregard documents plaintiff submits that do not show on the court's copy that she has sent a copy to defendants or to defendants' attorney.

5. Plaintiff should keep a copy of all documents for her own files. If she is unable to use a photocopy machine, she may send out identical handwritten or typed copies of her documents.

Entered this 12th day of August, 2013.

BY THE COURT:
/s/
BARBARA B. CRABB
District Judge