



STATE OF WISCONSIN  
DEPARTMENT OF JUSTICE

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May 22, 2014

The Honorable J.P. Stadtmueller  
Eastern District  
362 United States Courthouse  
517 E. Wisconsin Avenue, Room 471  
Milwaukee, WI 53202

Re: *Marvin Smith v. Jesse Schneider, et al*  
USDC E.D. Case No. 13-CV-191

Dear Judge Stadtmueller:

On April 17, 2014, defendants filed a motion for summary judgment. (See Dkt. Nos. 35-45). To date, the plaintiff has not responded to the motion and the undersigned is unaware if the plaintiff, who was recently released from Department of Correction custody, intends to respond to the defendants' motion.

Because the Court's Scheduling Order calls for strict adherence to deadlines, the undersigned advises the court that unless plaintiff files his response on or before Friday, May 23, 2014, defendants will move to dismiss based on plaintiff's failure to prosecute.

A copy of this correspondence has been sent to plaintiff's last known address.

Sincerely,

John R. Sweeney  
Assistant Attorney General

JRS:bab

c: Marvin Keith Smith  
1936 North 21st Street  
Milwaukee, WI 53205