Doc. 78

plaintiff's request for these incarcerated witnesses (Doc. 76) is denied.²

The Pretrial Order reflected that plaintiff intended not to offer any exhibits, as plaintiff did not provide a list of exhibits. Plaintiff has now offered 154 pages of exhibits, however plaintiff has failed to identify the exhibits, instead just annexing them to his motion. Plaintiff need not provide the exhibits at this time, for purposes of the Pretrial Order. Within 14 days, plaintiff must submit a list that simply, briefly describes the exhibit he intends to introduce. For example, plaintiff should state Exhibit 6: Inmate Appeal, dated July 11, 2005, (an appeal number if indicated). Failure to provide an exhibit list will result in plaintiff being prevented from offering exhibits at trial.

The Pretrial Order issued on January 18, 2012, is final except for plaintiff's exhibit list.

Accordingly, IT IS HEREBY ORDERED that:

- 1. Plaintiff's motion for witnesses (Doc. 76) is denied;
- 2. Plaintiff's motion for exhibits (Doc. 77) is denied without prejudice, and within 14 days plaintiff must submit a list that simply, briefly describes the exhibit he intends to introduce, as described above. Failure to provide an exhibit list will result in plaintiff being prevented from offering exhibits at trial; and
- 3. The Pretrial Order issued on January 18, 2012, is final except for plaintiff's exhibit list.
- DATED: February 8, 2012

/s/ Gregory G. Hollows
UNITED STATES MAGISTRATE JUDGE

GGH: AB wils1139.ord2

² Namely that the witnesses will testify regarding events that are not part of this action and they signed a petition agreeing to support plaintiff before this action was filed and in some instances before the underlying conduct of this action occurred.