

UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT

DAVID VIALIZ,	:	
	:	
Plaintiff,	:	
	:	PRISONER
V.	:	CASE NO. 3:11-CV-59 (RNC)
	:	
JAMES DZURENDA, et al.,	:	
	:	
Defendants.	:	

RULING AND ORDER

On February 26, 2011, the Court filed its Initial Review Order dismissing the claims against all defendants except Nurse Dolan. In response, the plaintiff has filed two motions to "re-submit defendants," which seek leave to amend the complaint to revise claims against the dismissed defendants and add new defendants.

The plaintiff may amend his complaint once, as of right, until twenty-one days after the defendants respond to the complaint. Fed. R. Civ. P. 15(a)(1). To date, the defendants have not responded. Thus, the time for amendment as of right has not passed.

An amended complaint does not simply add information to the original complaint. It completely replaces the original complaint. Thus, plaintiff must file a complete amended complaint naming all defendants in the case caption and including all claims and requests for relief. See International Controls Corp. v. Vesco, 556 F.2d 665, 668 (2d Cir. 1977), cert. denied, 434 U.S. 1014 (1978). The motions to re-submit defendants [**docs.**

5, 6] are **DENIED**.

In addition, plaintiff asks the Court to order the defendants to provide him with a copy of his medical records from another correctional facility. If he requires information in his medical records to litigate this case, he can seek a copy through the discovery process. The plaintiff's motion for a copy of his medical records [**doc. #7**] is **DENIED**.

Plaintiff will have 30 days from the date of this order to submit an amended complaint.

So ordered this 19th day of May 2011

/s/
Robert N. Chatigny
United States District Judge