

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS

MAURICE WALLACE,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	Case No. 12-cv-0899-MJR-SCW
	)	
YOLANDE JOHNSON, KENNETH	)	
BARTLEY, and TERRY CALIPER,	)	
	)	
Defendant(s).	)	

**ORDER**

**WILLIAMS, Magistrate Judge:**

District Judge Reagan's Order from August 13, 2012 severed Case No. 11-cv-131-MJR into two separate actions: the original case (now *Wallace v. Johnson, Bartley and Held*) and the instant case, which has been given the new case number 12-cv-899.<sup>1</sup>

Per Judge Reagan's order, there remains pending in both cases a motion to compel discovery, filed by Mr. Wallace on July 5, 2012. The parties in both the severed cases are expected to be fully engaged in discovery at this point. For the sake of judicial economy and a clear record in each of the new cases, Mr. Wallace's Motion to Compel (**Doc. 10**) is **DENIED without prejudice**. (Insofar as that motion makes an alternative request for appointment of counsel, it is also **DENIED without prejudice**. The Court again notes (*see* Doc. 86 in Case No. 11-cv-131) that Wallace, whose motions in this case have been quite clear, even when arguing issues like *res judicata*, is still competent to litigate his case given its current complexity. *See Pruitt v. Mote*, 503 F.3d 647, 655 (7th Cir. 2007)).

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<sup>1</sup> An order identical to this one will be entered in Case No. 11-cv-131.

In light of this case's newly simplified posture, Mr. Wallace is **DIRECTED** to file a new motion to compel in this case, based on any contested discovery issue that is specific to this case. Mr. Wallace shall file such a motion on or before Tuesday, September 4, 2012. Once Mr. Wallace's motion is docketed, Defendants shall have a week to respond. This case is **SET** for a discovery dispute conference (to be held by videoconference) before Magistrate Judge Williams on **September 27, 2012 at 10:45 a.m. (a similar conference in Case No. 11-cv-131 will be set for 10:00 that day)**. A writ will issue regarding Mr. Wallace's participation in that videoconference.

**IT IS SO ORDERED.**

**DATE: August 17, 2012**

***/s/ Stephen C. Williams***  
**STEPHEN C. WILLIAMS**  
United States Magistrate Judge