

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION**

TERRY LYNN SCHONEWITZ

PLAINTIFF

VERSUS

CIVIL ACTION NO. 1:11-cv-17-LG-RHW

UNKNOWN CABANA, et al.

DEFENDANTS

ORDER

Plaintiff filed this *pro se* complaint pursuant to 42 U.S.C. § 1983. The named defendants are Unknown Cabana and the Harrison County Adult Detention Center. The Court notes that the Harrison County Adult Detention Center is not a separate legal entity that may be named as a party in a § 1983 lawsuit. However, a county may be held liable in a § 1983 suit, in limited circumstances. Since the Plaintiff is proceeding *pro se*, he will be provided an opportunity to amend his complaint to clarify if he is naming Harrison County as a defendant. Accordingly, it is hereby,

ORDERED:

1. That on or before March 9, 2011, Plaintiff shall file a written response to:

- (a) specifically state if the Plaintiff is naming Harrison County as a defendant, if so, specifically state how Harrison County violated his constitutional rights;
- (b) specifically state how defendant Cabana violated his constitutional rights; and
- (c) provide the full name of defendant Unknown Cabana.

2. That failure to advise this Court of a change of address or failure to timely comply with any order of this Court will be deemed as a purposeful delay and contumacious act by the Plaintiff and may result in this cause being dismissed without

further notice to the Plaintiff.

3. That the Clerk of Court is directed to mail a copy of this order to the Plaintiff at his last known address.

THIS the 16th day of February, 2011.

s/Robert H. Walker

UNITED STATES MAGISTRATE JUDGE