

On June 20, 2008, the defendant filed a motion for summary judgment. By order of this court filed June 23, 2008, pursuant to *Roseboro v. Garrison*, 528 F.2d 309 (4th Cir. 1975), the plaintiff was advised of the summary judgment procedure and the possible consequences if he failed to respond adequately. On July 28, 2008, the plaintiff filed a document entitled "Request for Interrogatories" and "Request to Admit." While this document was docketed as a motion to compel, it appears that the plaintiff was merely filing his discovery requests. There is no indication that these discovery requests have been previously served upon the defendant. The plaintiff is reminded that discovery requests should not be filed with the court but should be served upon the defendant in accordance with Federal Rules of Civil Procedure 33, 34, and 36. Accordingly, the motion (doc. 22) is denied.

IT IS SO ORDERED.

s/William M. Catoe
United States Magistrate Judge

September 2, 2008

Greenville, South Carolina