

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN**

DOUGLAS KIRCH,

Plaintiff,

v.

Case No. 17-CV-235-JPS

KATIE BAXTER, CHAD
LEMEROND, and BOBBI JO
CHRISTOPHERSON,

Defendants.

ORDER

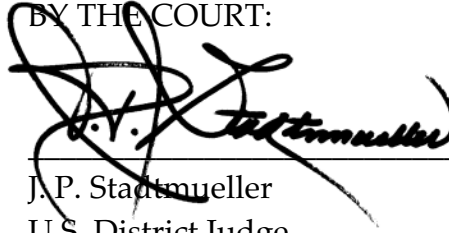
On May 11, 2017, Plaintiff filed a motion to compel discovery responses. (Docket #17). Plaintiff states that he sent a letter to a government office, presumably having some control over Plaintiff's supervised release, requesting certain records. *See* (Docket #17-1). That office has not responded to Plaintiff's letter. (Docket #17). Plaintiff's motion must be denied. He asks that the Court compel production of the requested records "pursuant to Fed. R. Crim. P. 16[,] *Brady v. Maryland*[,] 373 U.S. 83 . . . (1963), and . . . 18 U.S.C.A. § 3500[.]" *Id.* These are criminal rules, cases, and statutes which have no application to this civil case. Even assuming Plaintiff had cited the correct law, the motion still fails at the outset for two reasons. First, the motion has no indication that Plaintiff made a good faith attempt to resolve the matter with Defendants prior to filing the motion. *See* Civil L. R. 37. Second, and more importantly, Plaintiff seeks relief the Court cannot grant. The Court cannot compel a non-party, the government office to which the letter is directed, to respond to requests for production of documents.

Accordingly,

IT IS ORDERED that Plaintiff's motion to compel (Docket #17) be and the same is hereby **DENIED**.

Dated at Milwaukee, Wisconsin, this 31st day of May, 2017.

BY THE COURT:

A handwritten signature in black ink, appearing to read "J.P. Stadtmueller", written over a horizontal line. The signature is stylized and somewhat cursive.

J.P. Stadtmueller
U.S. District Judge