IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WISCONSIN

CHRISTOPHER A. ANDERSON,

Plaintiff,

OPINION AND ORDER

v.

14-cv-831-wmc

DR. BUTLER, et al.,

Defendants.

The court held a *Pavey* hearing at which the plaintiff, Christopher Anderson, appeared *pro se* and defendants appeared by counsel. After hearing evidence and closing arguments, the court established the following briefing schedule:

- 1. Defendants may have until Tuesday, August 15, 2017, to file any additional evidence or legal argument with respect to whether Mr. Anderson's apparent confusion over his ability to file a grievance on medical issues is sufficient to excuse him from the exhaustion defense given his likely psychotic break at the end of January 2013. *See Weiss v. Barribeau*, 853 F.3d 873 (7th Cir. 2017).
- 2. Plaintiff may have until Tuesday, August 22, 2017, to file a response, if any.
- 3. Should plaintiff file a new lawsuit renewing his claims in this case, the court will hold a scheduling conference to discuss possible consolidation and an expedited trial date of February 12, 2018.

Entered this 8th day of August, 2017.

BY THE COURT: /s/
WILLIAM M. CONLEY
District Judge