

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

PRISON LEGAL NEWS, a/k/a
HUMAN RIGHTS DEFENSE CENTER, a
Washington not-for-profit organization,

Plaintiff,

Case No. 15-12350

-vs-

Hon. AVERN COHN

SHERIFF ANTHONY WICKERSHAM,
individually and in his official capacity,
MICHELE SANBORN, individually and in
her official capacity, MACOMB COUNTY,
MICHIGAN, and DOES 1-10,

Defendants

**ORDER BIFURCATING CLAIMS
and
SETTING DATE FOR FINAL PRETRIAL CONFERENCE**

I.

This is an 18 USC §1983 case involving distribution of a publication, *Prison Legal News*, to the inmates of the Macomb County Jail. The complaint (Doc. 1) asserts claims for injunctive relief and money damages. The former will be tried to the Court; the latter call for trial by jury.

The claims for injunctive relief are BIFURCATED from the claims for money damages, and will be tried first.

II.

A.

A final pretrial conference on the injunctive relief claims will be held on June 27, 2016, at 10:00 am, at which the parties shall file with the Court:

1. A list of the witnesses to be called at trial accompanied by a brief description of each witness' testimony.
2. A list of the exhibits, full text, numbered for trial together with a copy of each exhibit with relevant language highlighted. The exhibits themselves shall not be filed; the exhibits shall be lodged with the Court.

B.

Plaintiff shall lodge with the Court at the final pretrial conference a draft of the injunctive relief order, full text, that it will request of the Court to enter if it prevails.

III.

The Court will entertain no further efforts at resolving the case short of trial. An excessive amount of time has been spent in such an effort, apparently to no avail.

SO ORDERED.

Dated: May 11, 2016

s/Avern Cohn
AVERN COHN
UNITED STATES DISTRICT JUDGE