



**STATE OF WISCONSIN
DEPARTMENT OF JUSTICE**

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July 24, 2012

Angela D. Cesar
Clerk of the United States District Court
United States Courthouse
333 Constitution Avenue, NW
Washington, D.C. 20001

Re: Steven Alan Magritz v. Ozaukee County, et al.
Case No. 12CV806 EGS

Dear Ms. Cesar:

Please be advised that defendants Adam Gerol, Sandy Williams, and Andrew Gonring will not file a reply memorandum in support of their motion to dismiss. The plaintiff's opposition memorandum, denominated as a motion to strike the defendants' motion, advances the limited substantive response that the defendants are sued in their individual capacity rather than in their official capacity. Although such response is relevant to the defendants' Eleventh Amendment immunity argument, the plaintiff advances no substantive response to the defendants' arguments based on improper venue, statute of limitations, prosecutorial immunity, or judicial immunity.

A proposed order granting the motion of the defendants and dismissing the action against them will be filed electronically at the same time that this letter is filed electronically.

s/ David C. Rice
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