

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
WISCONSIN

Schneider v. McCullen et al.

Schneider · No. 25-CV-1733 · Decided April 23, 2026

SUMMARY

The United States District Court for the Eastern District of Wisconsin denied Paul M. Schneider’s motion for reconsideration of the screening order in his 42 U.S.C. § 1983 action. The court also denied without prejudice his motion to extend case deadlines, finding it premature while discovery remained ongoing. The action continues against certain defendants on Eighth Amendment deliberate indifference and First Amendment retaliation claims.

CASE DETAILS

COURT	United States District Court for the Eastern District of Wisconsin
WRITING FOR THE COURT	Byron B. Conway
JURISDICTION	United States District Court for the Eastern District of Wisconsin
DECIDED	April 23, 2026
DOCKET	25-CV-1733
DISPOSITION	other
PROCEDURAL POSTURE	Plaintiff moved under Federal Rule of Civil Procedure 54(b) for reconsideration of the screening order that dismissed Jordan Johnson and Warden Jason Wells as defendants, and separately moved for an extension of case deadlines.
STANDARD OF REVIEW	Under Rule 54(b), an interlocutory order may be revised before entry of final judgment; reconsideration requires manifest error, defined as a wholesale disregard, misapplication, or failure to recognize controlling precedent.
PRECEDENTIAL VALUE	Unpublished district court order; generally nonprecedential.
PARTIES	Paul M. Schneider v. Stephen McCullen, Hamilton, Hunt, Nurse Brady, Jordan Johnson, Warden Jason Wells

TOPICS

- motion for reconsideration
- section 1983
- prisoners rights
- civil rights
- discovery dispute

PRACTICE AREAS

civil rights

prisoner litigation

civil procedure

QUESTIONS PRESENTED

1. Whether the court should reconsider its interlocutory screening order and reinstate Jordan Johnson and Warden Jason Wells as defendants.
2. Whether the court should extend the discovery and dispositive-motion deadlines by three to six months.

HOLDINGS

1. Reconsideration was unwarranted because Plaintiff identified no manifest error in the court's decision to dismiss Johnson and Warden Wells.
2. The motion for an extension of time was denied without prejudice as premature.

KEY QUOTATIONS

“A manifest error is a “wholesale disregard, misapplication, or failure to recognize controlling precedent.””

FACTUAL BACKGROUND

Plaintiff, incarcerated at Kettle Moraine Correctional Institution, alleged that several defendants refused to provide prescribed medication or order refills and that Nurse Brady retaliated against him by issuing a conduct report after he raised health-care concerns. Johnson found Plaintiff guilty of the conduct report and imposed room confinement, and Warden Wells affirmed that decision. Plaintiff also alleged medical and psychological conditions that limited his ability to conduct discovery.

PROCEDURAL HISTORY

The court screened the § 1983 complaint on December 1, 2025, allowing Plaintiff to proceed against certain defendants on an Eighth Amendment deliberate-indifference claim and against Nurse Brady on a First Amendment retaliation claim, while dismissing Johnson and Warden Wells. Plaintiff then moved for reconsideration and for a three-to-six-month extension of deadlines. The court denied reconsideration and denied the extension motion without prejudice as premature.

DISPOSITION

other

CASES CITED

- Moses H. Cone Mem. Hosp. v. Mercury Constr. Corp., 460 U.S. 1, 12 (1983)
- Oto v. Metro. Life Ins. Co., 224 F.3d 601, 606 (7th Cir. 2000)
- Ealy v. Watson, 109 F.4th 958, 964, 966 (7th Cir. 2024)

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