

At this stage of the proceedings, plaintiff has sufficiently alleged personal participation on the part of defendant Cummings and general damages that would include damages due to defendant Davis's allegedly retaliatory disciplinary report. He will, of course, later be required to prove that defendant Cummings personally participated and that his damages were caused by defendant

Davis's disciplinary report, but plaintiff has met the "short and plain statement" standard of Rule 8.

IT IS THEREFORE ORDERED that defendants' Motion for Judgment on the Pleadings (Doc. 182) is denied.

Dated this 4th day of October 2007, at Kansas City, Kansas.

s/ Carlos Murguia
CARLOS MURGUIA
United States District Judge