

§ 1983, a plaintiff “must allege the violation of a right secured by the Constitution and laws of the United States, and must show that the alleged deprivation was committed by a person acting under color of state law.” *West v. Atkins*, 487 U.S. 42, 48 (1988).

Plaintiff asks the Court to review his sick-call slips from the Madison County Jail and to award him money back for any charges that were made in violation of the “Illinois State Statute on Medical Co-Payment.” (Doc. 2-1). He specifically asks for relief under state law, and neither claims a violation of his Constitutional rights, nor his rights under any other federal law. Plaintiff does not claim deliberate indifference to medical needs, but that he was unjustly charged a co-pay for follow-up complaints.

Moreover, plaintiff filed this action seeking to recover money he alleges he was unjustly required to pay for certain medical visits in violation of Illinois state law, and not seeking redress for the denial of medical care. “The federal government is not the enforcer of state law.” *Pasiewicz v. Lake County Forest Preserve Dist.*, 270 F.3d 520, 526 (7th Cir. 2001). Plaintiff has not, therefore, alleged a constitutional violation under § 1983 which would provide this Court with jurisdiction, and defendants’ removal of this action was in error.

Accordingly, this case is **REMANDED** to the Circuit Court of the Third Judicial Circuit, Madison County, Illinois.

IT IS SO ORDERED.

DATE: January 4, 2013

/s/ WILLIAM D. STIEHL
DISTRICT JUDGE