

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

IN RE: BEXTRA AND CELEBREX  
MARKETING SALES PRACTICES AND  
PRODUCT LIABILITY LITIGATION

**No. MDL 05-1699 CRB**

This Document Relates to:

Norvill Adkins	06-1879 CRB
Direl Fyffe	06-1879 CRB
Bufard Howard	06-1879 CRB
Della Howard	06-1879 CRB
Otto Ramos Morales	06-2438 CRB
Sybil Carter	06-3528 CRB
Crystal Dixon	06-3528 CRB
Priscilla Labeaud	06-3528 CRB
Sofya Prilutskaya	06-3528 CRB
Debra Scroggins	06-3528 CRB
Vivian Schultz	06-6548 CRB
Esfir Klebanova	07-2212 CRB

**ORDER RE: MOTION TO  
WITHDRAW AS COUNSEL**

**ORDER RE: MOTION TO WITHDRAW AS COUNSEL**

1 Now pending before the Court are the motions of counsel for the above-named Plaintiffs  
2 to withdraw as counsel of record for the above-named Plaintiffs. For Plaintiffs Norvill Adkins,  
3 Priscilla Labeaud and Sofya Prilutskaya, the captions of the Court's previously filed Order Re:  
4 Motion to Withdraw as Counsel, dated July 28, 2010, and subsequent Order of Dismissal with  
5 Prejudice, dated September 1, 2010, contained spelling mistakes in the Plaintiffs' names. For  
6 Della Howard, the caption of the Order of Dismissal with Prejudice, dated September 1, 2010,  
7 contained a spelling mistake in this Plaintiff's name. For Plaintiffs Direl Fyffe, Bufard Howard,  
8 Sybil Carter, Crystal Dixon, Debra Scroggins and Vivian Schultz, the captions of the Court's  
9 previously filed Order Re: Motion to Withdraw as Counsel, dated July 28, 2010, and subsequent  
10 Order of Dismissal with Prejudice, dated September 1, 2010, incorrectly listed the deceased  
11 party instead of the representative party. For Otto Ramos Morales, the captions of the Court's  
12 previously filed Order Re: Motion to Withdraw as Counsel, dated July 22, 2010, and subsequent  
13 Order of Dismissal with Prejudice, dated September 1, 2010, incorrectly listed an administratrix  
14 for this Plaintiff. For Esfir Klebanova, the caption of the Court's previously filed Order Re:  
15 Motion to Withdraw as Counsel, dated July 22, 2010, and subsequent Order of Dismissal with  
16 Prejudice, dated September 1, 2010, listed the incorrect case number for this Plaintiff.

17 After carefully considering the motions, the Court ORDERS PLAINTIFFS TO SHOW  
18 CAUSE as to why (1) counsel's motion to withdraw as counsel of record should not be granted;  
19 and (2) Plaintiffs' lawsuits should not be dismissed for a lack of prosecution. See Fed. R. Civ. P.  
20 41. If any Plaintiff wishes to contest the withdrawal of counsel and/or dismissal of Plaintiff's  
21 lawsuit for failure to prosecute, Plaintiff shall notify the Court **in writing** on or before  
22 **September 24, 2010** of the reasons the withdrawal should not be granted or the case dismissed.  
23 If any Plaintiff will be proceeding without a lawyer, such Plaintiff must advise the Court of how  
24 the Court should contact Plaintiff.

25 Plaintiffs are warned that Plaintiffs' failure to communicate with the Court in writing as  
26 set forth above may result in dismissal of Plaintiffs' claims with prejudice.

1 Plaintiffs' counsel shall ensure that Plaintiffs receive a copy of this Order.

2 **IT IS SO ORDERED**

3  
4 Dated: September 10, 2010



5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  

---

Hon. Charles R. Breyer  
United States District Court