

United States District Court
For the Northern District of California

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IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

EDGAR W. TUTTLE, ERIC BRAUN, THE
BRAUN FAMILY TRUST, and WENDY
MEG SIEGEL, on behalf of themselves and
all others similarly situated,

No. C 10-03588 WHA

Plaintiffs,

v.

SKY BELL ASSET MANAGEMENT, LLC,
et al.,

**ORDER DENYING MOTION FOR
ORDER PERMITTING WITHDRAWAL
OF COUNSEL**

Defendants.

Local counsel for defendant Neal Greenberg, namely Julian M. Baum & Associates, Julian M. Baum, and Robert C. Weems, move for an order permitting them to withdraw as counsel of record for defendant Greenberg. The motion is solely made on the ground that defendant Greenberg has failed to pay attorney's fees and expenses (and assertedly has no intention of paying them going forward). The deadline for any response has passed and none has been received.

The motion is **DENIED**. This case is too far advanced to leave defendant Greenberg without local counsel at this stage. The moving attorneys should have gotten payment up front. Allowing withdrawal would leave defendant Greenberg as a *pro se* litigant if his out-of-state counsel were unable to find new local counsel. The Court needs the assistance of the moving

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attorneys in this circumstance. The moving attorneys shall continue as counsel with or without payment. The hearing set for August 25 is **VACATED**.

IT IS SO ORDERED.

Dated: August 5, 2011.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE