

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

ROBERT STEINBUCH,

Plaintiff,

- against -

JESSICA CUTLER,

Defendant.

Case No. 1:05-CV-00970 (PLF)

**REPLY TO PLAINTIFF'S RESPONSE TO  
DEFENDANT'S COUNSEL'S MOTION TO WITHDRAW**

BCR files this reply to Plaintiff's Response to Defendant's Counsel's Motion to Withdraw, filed March 15, 2006 ("Response"), in order to set the statements of plaintiff's counsel Jonathan Rosen, Esq., in their proper context.

Significantly, in the Response, Mr. Rosen does not deny the statement in the Motion to Withdraw that, before Mr. Rosen had filed plaintiff's Motion to Reschedule Oral Argument, defendant's former counsel Thomas Wilson, Esq., informed Mr. Rosen that BCR was no longer defendant Jessica Cutler's counsel and that William H. Bode, Esq., would be replacing BCR as her new counsel. Mr. Rosen also does not deny that Mr. Wilson had given him the contact information for Mr. Bode. Mr. Wilson may have indicated that he personally was "O.K." with rescheduling the oral argument to avoid conflicting with Passover. Nevertheless, the clear implication of Mr. Wilson's complete statement to Mr. Rosen was that BCR had no authority to consent to plaintiff's forthcoming motion to reschedule, and that Mr. Rosen therefore needed to consult with Mr. Bode.

Under the circumstances, Mr. Rosen's contention that Mr. Wilson's purported consent to plaintiff's Motion to Reschedule Oral Argument was somehow legally operative rises to the level of not being fully candid with the tribunal. *See* D.C. R. Prof. Conduct 3.3(a); Fed. R. Civ. P. 11(b)(3).

Dated: Washington, D.C.  
March 15, 2006

BERLINER, CORCORAN & ROWE, L.L.P.

Attorneys for Defendant

By: /s/ Thomas E. Wilson  
Thomas E. Wilson  
D.C. Bar No. 132704  
Alexander C. Vincent  
D.C. Bar No. 472459  
Jason A. McClurg  
D.C. Bar No. 491172

1101 17<sup>th</sup> Street, N.W.  
Suite 1100  
Washington, D.C. 20036-4798  
Telephone: (202) 293-5555  
Fax: (202) 293-9035  
E-mail: [twilson@bcr-dc.com](mailto:twilson@bcr-dc.com)  
[acv@bcr-dc.com](mailto:acv@bcr-dc.com)  
[jam@bcr-dc.com](mailto:jam@bcr-dc.com)

**CERTIFICATE OF SERVICE**

I hereby certify that, on this 15<sup>th</sup> day of March 2006, I caused a true and correct copy of the foregoing Reply to Plaintiff's Response to Defendant's Counsel's Motion to Withdraw to be served by first-class mail, postage prepaid, and electronic mail, addressed to:

Miss Jessica Cutler  
166 Second Avenue  
Apartment 9M  
New York, New York 10003-5728  
[jessicacutler@hotmail.com](mailto:jessicacutler@hotmail.com)  
[me@jessicacutleronline.com](mailto:me@jessicacutleronline.com)

William H. Bode, Esq.  
Bode & Grenier, L.L.P.  
1150 Connecticut Avenue, N.W.  
Ninth Floor  
Washington, D.C. 20036-4104  
[wbode@bode.com](mailto:wbode@bode.com)

/s/ Alexander C. Vincent  
Alexander C. Vincent