

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF LOUISIANA**

IN RE: APPLE IPHONECERTIFICATE OF SERVICE	MDL NO. 2116
3G AND 3GS "MMS" MARKETING AND SALES PRACTICES LITIGATION	2:09-md-2116
THIS DOCUMENT RELATES TO: Clyde Bernard Franklin, S.D.AL. Case Number 09-704 EDLA Number 10-0018	SECTION: J JUDGE BARBIER MAG. JUDGE WILKINSON

MOTION TO WITHDRAW AS COUNSEL OF RECORD

NOW INTO COURT, comes Max C. Marx, co-counsel for Plaintiff, Clyde Bernard Franklin, who does respectfully represent:

I.

That he desires to withdraw as counsel of record from this litigation and that The Penton Law Firm will continue their representation of Plaintiff-Franklin.

II.

That Plaintiff-Franklin will not be prejudiced in his withdrawal from this litigation, nor will it unduly delay these proceedings.

III.

That he further requests that his name be removed from all mailing lists with the Court.

WHEREFORE, Max C. Marx prays that he be allowed to withdraw as co-counsel of record for the Plaintiff, Clyde Bernard Franklin.

THE PENTON LAW FIRM (La. #10462)
209 HOPPEN PLACE
BOGALUSA, LOUISIANA 70427
PHONE : (985) 732-5651
TELECOPIER: (985) 735-5579
E-MAIL : fedcourtmail@rgplaw.com

THE LAW OFFICES OF MAX C. MARX (La. #09225)
301 NAPOLEON STREET
BATON ROUGE, LOUISIANA
PHONE : (225) 233-2499
E-MAIL : maxcolemanmarx@yahoo.com

s/Max C. Marx

Max. C. Marx

Trial Counsel for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that service of the above and foregoing pleading was accomplished through the Notice of Electronic Filing for parties and counsel who are Filing Users and that service was accomplished on any party or counsel who is not a Filing User in accordance with the Federal Rules and Local Rules of this Honorable Court on this date.

January 16, 2012.

s/Max C. Marx

Max C. Marx