

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

DENYS ALEXANDER RIVERA,

Plaintiff,

vs.

RANDY WARE, Case Worker;

Defendant.

4:16CV3180

**MEMORANDUM
AND ORDER**

This matter is before the court on a Motion to Withdraw filed by Douglas J. Peterson, Nebraska Attorney General, and Stephanie Caldwell, Assistant Attorney General, attorneys of record for Defendant Randy Ware in his individual capacity. ([Filing No. 20.](#)) Counsel informs the court, “Pursuant to [Neb. Rev. Stat. § 81-8,239.06](#), the Attorney General’s Office is unable to provide representation to Defendant Randall Ware.” This explanation is insufficient for the court to allow withdrawal. Counsel must provide the court with a full explanation of the reasons why the Attorney General’s Office is unable to represent Defendant under [§ 81-8,239.06](#).

IT IS THEREFORE ORDERED that: The Motion to Withdraw ([Filing No. 20](#)) is denied without prejudice to reassertion in a motion that includes a full explanation of the reasons why the Attorney General’s Office is unable to represent Defendant under [§ 81-8,239.06](#). If it is in their best interests to do so, counsel may file the motion under seal with the court.

Dated this 3rd day of August, 2017.

BY THE COURT:

s/ Richard G. Kopf
Senior United States District Judge