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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

TRUSTEES OF THE TEAMSTERS LOCAL  
631 FUND FOR SOUTHERN NEVADA, et  
al.,

Plaintiffs,

v.

FRANCES LASLEY, et al.,

Defendants.

Case No. 2:11-cv-01764-LDG-PAL

ORDER

(Mot Withdraw Atty – ECF No. 149)

Before the court is counsel for Exhibit Design & Production’s Amended Motion to Withdraw as Attorney of Record (ECF No. 149). The supporting affidavit of counsel states the client has not honored its payment obligations for professional services provided. Furthermore, Exhibit Design & Production, through its Manager, Frank C. Lasley, has advised counsel that it no longer desires its counsel of record to perform any more services. Counsel therefore seeks leave to withdraw as counsel of record.

A review of the docket shows that discovery is closed in this matter. Trial has been scheduled for November 14, 2016, with calendar call on November 8, 2016. Furthermore, a settlement conference has been set before the undersigned on August 26, 2016. A corporation cannot appear except through counsel. *See Rowland v. California Men’s Colony*, 506 U.S. 194, 201-02 (1993); *United States v. High Broadcasting Co., Inc.*, 3 F.3d 1244, 1245 (9th Cir. 1993). As such, Exhibit Design & Production will be required to obtain new counsel. The Ninth Circuit has held that default judgment is an appropriate sanction for a corporation’s failure to retain counsel for the duration of the litigation. *United States v. High Country Broadcasting*, 3 F.3d 1244, 1245 (9th Cir. 1993).

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Having reviewed and considered the matter,

**IT IS ORDERED** that:

1. The Amended Motion to Withdraw as Attorney of Record (ECF No. 148) is **GRANTED**.
2. Defendant Exhibit Design & Production shall have until **August 12, 2016**, to retain substitute counsel who shall make an appearance in accordance with the requirements of the Local Rules of Practice.
3. Defendant Exhibit Design & Production's failure to timely comply with this order by obtaining substitute counsel may result in a recommendation to the district judge for default judgment against it.
4. The clerk of the court shall serve Defendant with a copy of this order at its last known address:

Exhibit Design & Production  
Attn: Frank C. Lasley, Manager  
7510 American Way  
Groveland FL 34736

DATED this 13th day of July, 2016.

  
PEGGY A. FEEN  
UNITED STATES MAGISTRATE JUDGE