ARCHER WESTERN CONTRACTORS,

Defendants.

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VS.

LLC, et al.,

UNITED STATES DISTRICT COURT DISTRICT OF NEVADA THE ERECTION COMPANY, Plaintiff, 2:12-cv-00612-MMD-NJK

ORDER

This matter is before the court on the Motion to Withdraw as Local Counsel for Defendants Postel Erection Group, L.L.C., Postel-West, Inc., and Postel Industries, Inc., Docket No. 128, filed November 13, 2013. The Law Office of Hayes & Welsh seeks to withdraw as local counsel of record for the above Defendants. The Motion represents that communications and discussion with co-counsel for Defendants, Steve M. Willard, have broken down and made it unreasonably difficult for the Law Office of Hayes & Welsh to continue its representation as local counsel. Additionally, according to the motion, Steve M. Willard, a Texas-based attorney, will continue to represent the above named Defendants and has indicated that he will obtain other local counsel. Local Rule IA 10-6 provides that "no withdrawal . . . shall be approved if delay of discovery, the trial or any hearing in the case would result."

Having reviewed and considered the matter, and for good cause shown,

IT IS ORDERED:

The Motion the Motion to Withdraw as Local Counsel for Defendants Postel Erection 1. Group, L.L.C., Postel-West, Inc., and Postel Industries, Inc., Docket No. 128, is GRANTED.

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- 2. An attorney who is not a member of the Bar of the Court, who has been retained to appear in a particular case, may only do so with permission of this Court. LR IA 10-2(a). Further, such attorney must associate with an active member in good standing of the State Bar of Nevada as counsel of record in the action or proceeding. LR IA 10-2(a)(5). Therefore, Defendants Postel Erection Group, L.L.C., Postel-West, Inc., and Postel Industries, Inc., shall have until **December 5, 2013** to retain new local counsel, who shall file a notice of appearance in accordance with the Local Rules of Practice.
- 3. Failure to comply with this order may result in a recommendation to the District Judge for sanctions, including case-dispositive sanctions.
- 4. The Clerk of Court shall serve a copy of this Order on Postel Erection Group, L.L.C., Postel-West, Inc., and Postel Industries, Inc. at:

Postel Erection Group, L.L.C. Postel-West, Inc. Postel Industries, Inc. c/o Michael W. Postel 11210 Steeplecrest, Ste. 260 Houston, TX 77065

Dated: November 14, 2013

NANCY J. KOPPE

UNITED STATES MAGISTRATE JUDGE