

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ROBYN ABRAHAM,

Plaintiff,

-v.-

ABBY LEIGH, *in her Individual Capacity
and as Executrix of the Estate of Mitch
Leigh, the Viola fund, Abby Leigh Ltd,*

Defendant.

17 Civ. 5429 (KPF)

ORDER

KATHERINE POLK FAILLA, District Judge:

The Court is in receipt of Plaintiff's motion requesting an adjournment of the conference currently scheduled for April 19, 2022, regarding Plaintiff's counsel's pending motion to withdraw as counsel in this case. (Dkt. #675). As an initial matter, the Court does not accept many of the factual representations contained in Plaintiff's submission, including that her counsel's motion to withdraw is "contrived," "unprovoked factually," and "legally devoid."

Furthermore, Plaintiff is incorrect in characterizing the Court's earlier correspondence as *ex parte*. At this point, she remains counseled in this matter, which means that no communication including both Plaintiff's and Defendant's legal representatives can be characterized as *ex parte*.

With that said, the Court understands that Plaintiff is unable to attend the conference scheduled for April 19, 2022. As such, this conference is hereby ADJOURNED *sine die*. In arriving at a mutually agreeable time for this conference, the Court is willing to rearrange its calendar on the afternoon of April 25, 2022. Accordingly, Plaintiff, Plaintiff's counsel, and Defense counsel

are ORDERED to immediately advise the Court of their availability on the afternoon of April 25, 2022 by email sent to the chambers inbox (Faila_NYSDChambers@nysd.uscourts.gov). Apart from the scheduling email just described, Plaintiff shall not direct any further correspondence to the Court, in circumvention of her existing attorney-client relationship.

The Court wishes to underscore that this adjournment in no way seeks to minimize the urgency of Plaintiff's counsel's motion to withdraw, in light of the upcoming trial date in this matter. Plaintiff's counsel has presented serious allegations in support of his motion. Plaintiff would be well-advised to continue her search for replacement counsel in the interim.

The Clerk of Court is directed to terminate the pending motion at docket entry 675.

SO ORDERED.

Dated: April 18, 2022
New York, New York



KATHERINE POLK FAILLA
United States District Judge