

PEARSON, J.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

AMARADO OIL COMPANY, LTD.,	)	
	)	CASE NO. 5:12cv627
Plaintiff,	)	
	)	
v.	)	JUDGE BENITA Y. PEARSON
	)	
DEAN DAVIS, <i>et al.</i> ,	)	
	)	<b><u>MEMORANDUM OF OPINION AND</u></b>
Defendants.	)	<b><u>ORDER</u></b> [Regarding <a href="#">ECF No. 93</a> ]

On August 8, 2013, the Court issued an Order instructing attorneys Ralph Streza and Sarah A. Toops, counsel for Davis Defendants, to inform the Court whether a conflict of interest exists or is likely to arise, and, if so, whether conflict of interest waivers have been executed.

[ECF No. 86](#). Counsel for Davis Defendants responded, stating that

[a]t this time and before, we have concluded that no conflict exists nor is it likely that one will arise. We have reviewed and researched the matter in detail, and while there is a theoretically or potential conflict of interest, an informed consent and waiver of conflict has been executed.

[ECF No. 91](#).

Thereafter, Plaintiff Amarado filed an unsolicited nine-page objection to the response in which it asserts numerous arguments, the bulk of which are unrelated to the instant matter and which, therefore, the Court will not address. As to the one matter that appears to relate to the instant matter, the Court notes the following: although Amarado states that “[t]here is no indication in the CCJ letter that the waiver was truly made upon informed consent,” [ECF No. 93 at 6](#), the letter filed by counsel for the Davis Defendants states that “an informed consent and waiver of conflict has been executed.” [ECF No. 91](#). Thus, the Court is satisfied that an informed

(5:12cv627)

consent and waiver of conflict has indeed been executed, and that the matter is in hand. *See, e.g.,* [ECF No. 98 at 2-7](#) (Davis Defendants' counsel providing legal analysis in response to Amarado's objection). The Court declines to take up Amarado's request that it "continue further inquiry into the conflict issues." [ECF No. 93 at 9](#).

IT IS SO ORDERED.

August 30, 2013  
Date

/s/ Benita Y. Pearson  
Benita Y. Pearson  
United States District Judge