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**IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH**  
**CENTRAL DIVISION**

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**ROGER J. McCONKIE, Receiver for  
MADISON REAL ESTATE GROUP,  
LLC; OKLAHOMA SUNNYVIEW, LP;  
and OKLAHOMA OVERLAKE LP,**

**Plaintiff,**

v.

**LEW S. McGINNIS; MACCO  
PROPERTIES; SEP SUNNYVIEW  
INVESTORS, LLC, an Oklahoma limited  
partnership; and MIP OVERLAKE  
APARTMENTS, LLC, an Oklahoma  
limited partnership,**

**Defendants.**

**MEMORANDUM DECISION AND  
ORDER**

**Case No. 2:09cv274**

**District Judge Clark Waddoups**

**Magistrate Judge Paul M. Warner**

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This matter was referred to Magistrate Judge Paul M. Warner by District Judge Clark Waddoups pursuant to 28 U.S.C. § 636(b)(1)(A).<sup>1</sup> Before the court is Zachary Weyher's, counsel for Lew S. McGinnis; Macco Properties, Inc.; SEP Sunnyview Investors, LLC; and MIP Overlake Apartments, LLC, motion to withdraw as attorney of record.<sup>2</sup> For the reasons set forth in this court's Memorandum Decision and Order dated February 3, 2011,<sup>3</sup> Mr. Weyher's motion

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<sup>1</sup> See docket no. 30.

<sup>2</sup> See docket no. 57.

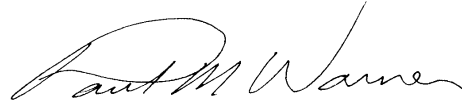
<sup>3</sup> See docket no. 56.

is **DENIED**. Mr. Weyher may refile his motion if and when he complies with the applicable local rules.

**IT IS SO ORDERED.**

DATED this 9th day of February, 2011.

BY THE COURT:

A handwritten signature in cursive script, appearing to read "Paul M. Warner", is written above a horizontal line.

PAUL M. WARNER  
United States Magistrate Judge