

1 UNITED STATES DISTRICT COURT
2 EASTERN DISTRICT OF WASHINGTON

3
4 JAMES S. GORDON, JR.,
5 Plaintiff,

6 v.

7
8 IMPULSE MARKETING GROUP, INC.,
9 JEFFREY GOLDSTEIN, PHILLIP
10 HUSTON, and KENNETH ADAMSON,
11 Defendants.

No. CV-04-5125-FVS

ORDER GRANTING MOTION TO
WITHDRAW

12 **THIS MATTER** comes before the Court on the Motion For Leave to
13 Withdraw, Ct. Rec. 525, filed by the Plaintiff's attorneys, Robert J.
14 Siegel and Douglas E. McKinley. The Plaintiff objects to the proposed
15 withdrawal.

16 Under Washington's Rules of Professional Conduct, an attorney may
17 withdraw so long as the withdrawal will not have "material adverse
18 effects on the interests of the client." RPC 1.5(b). An attorney may
19 also withdraw if "the client insists upon pursuing an objective that
20 the lawyer considers repugnant or imprudent," the representation would
21 impose an unreasonable financial burden on the attorney, or for good
22 cause. *Id.*

23 The documentation provided by Mr. Gordon and his attorneys
24 illustrates that the attorney client relationship has deteriorated to
25 such an extent that vigorous legal representation is no longer
26 possible. Requiring Mr. Siegel and Mr. McKinley to continue

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1 representing Mr. Gordon under these circumstances would deprive Mr.
2 Gordon of the opportunity to obtain competent counsel. In view of the
3 unscheduled status of this case, Mr. Gordon's interests will not be
4 materially affected by the withdrawal of his counsel. The Court being
5 fully advised,

6 **IT IS HEREBY ORDERED:**

7 1. The Motion For Leave to Withdraw, **Ct. Rec. 525**, is **GRANTED**.
8 Mr. Siegel and Mr. McKinley may withdraw from their representation of
9 the Plaintiff **in this case**.

10 2. Ms. Wolery's Motion to Withdraw As Pro Hac Vice Counsel For
11 Defendants, **Ct. Rec. 538**, is **GRANTED**.

12 3. The parties' Stipulated Motion For Extension of Time to File
13 Response to Plaintiff's Amended First Amended Complaint, **Ct. Rec. 520**,
14 is **GRANTED**.

15 4. The parties' Motion to Expedite, **Ct. Rec. 523**, is **DENIED**.

16 5. The Defendants' Motion For Extension of Time to File
17 Defendants' Reply For Defendants' Motion to Dismiss, **Ct. Rec. 541**, is
18 **GRANTED**.

19 6. The Defendants' Motion to Expedite, **Ct. Rec. 545**, is **DENIED**.

20 7. This action is **STAYED** for 60 days to allow the Plaintiff to
21 obtain new counsel.

22 **IT IS SO ORDERED.** The District Court Executive is hereby
23 directed to enter this order and furnish copies to counsel.

24 **DATED** this 29th day of October, 2007.

25
26 s/ Fred Van Sickle
Fred Van Sickle
United States District Judge