Case 3:12-cv-05858-BHS Document 6 Filed 11/02/12 Page 1 of 4

1 2 3 4 5 UNITED STATES COURT FOR THE 6 WESTERN DISTRICT OF WASHINGTON 7 JOHN BAKER, 8 No. 3:12-CV-05858 Plaintiff. 9 MOTION AND 10 VS. ORDER FOR WITHDRAWAL AND 11 SUBSTITUTION OF COUNSEL RALPH "ED" PRICE and "JANE DOE" PRICE. 12 Husband and Wife, TOWN OF PE ELL, WITHOUT ORAL ARGUMENT 13 WALTER "ED" RODERICK and "JANE DOE" 14 RODERICK, Husband and Wife, SPENCER 15 NICHOLS and "JANE DOE" NICHOLS, Husband and Wife, WESTERN 16 WASHINGTON MERCHANT PATROL, INC., 17 WEYERHAEUSER COMPANY, 18 Defendants. 19 20 By stipulation pursuant to General Rule 2(g)(4)(A), Fallon & McKinley, PLLC, and 21 22 Carlson McMahon & Sealby, PLLC respectfully move that R. Scott Fallon of Fallon & 23 McKinley, PLLC be substituted as counsel of record for Defendants Ralph "Ed" Price 24 25 and "Jane Doe" Price, in place of Carlson McMahon & Sealby, PLLC, who is requesting 26 to withdraw as counsel for Defendants Price in this action. Counsel request that all 27 28 future notices and correspondence be directed to: 29 30 31

MOTION AND ORDER FOR WITHDRAWAL AND SUBSTITUTION OF COUNSEL – PAGE 1 OF 4

32

FALLON & MCKINLEY, PLLC 1111 3rd Avenue, Suite 2400 Seattle, Washington 98101 Telephone (206) 682-7580 8 9 10

12 13

14 15

16 17 18

19 20

212223

24 25

26 27

28 29 30

31

11

R. Scott Fallon, Esq. Fallon & McKinley, PLLC 1111 3rd Avenue, Suite 2400 Seattle, WA 98101 Tel: (206) 682-7580 Fax: (206) 682-3437 bfallon@fallonmckinley.com

As required by General Rule 2(g)(4)(A), withdrawing counsel has served this Motion on Defendants Price and all counsel who have appeared in this matter (through the Court's ECF system).

For these reasons, Patrick McMahon of Carlson McMahon & Sealby, PLLC respectfully move that Fallon & McKinley, PLLC be substituted as counsel of record for Defendants Price.

DATED this 2nd day of November, 2012.

FALLON & MCKINLEY, PLLC

By: s/R. Scott Fallon
R. Scott Fallon (WSBA #2574)
Substituting Attorneys for Defendants Price

CARLSON MCMAHON & SEALBY, PLLC

By: <u>/s/ Approved Telephonically</u>
Patrick McMahon (WSBA #18809)
Withdrawing Attorneys for Defendants Price

MOTION AND (, ,) ORDER FOR WITHDRAWAL AND SUBSTITUTION OF COUNSEL – PAGE 2 OF 4

1

3

4 5 6

7 8

9 10

11 12

> 14 15

13

16 17

18 19

20 21 22

232425

30 31

32

11

ORDER

Based on the foregoing stipulation, IT IS SO ORDERED.

DATED this 5 day of

Honorable Benjamin H. Settle United States District Judge

CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of November, 2012, I electronically filed Stipulated Motion and (Proposed) Order for Withdrawal and Substitution of Counsel with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Attorney for Plaintiff

Rick F. Cordes, Esq. Cordes Brandt, PLLC 2625 B Parkmont Lane SW, Ste. B Olympia, WA 98502 360-357-7793 rick@cordesbrandt.com

Attorney for Defendants
Western Washington Merchant
Patrol, Inc. & Weyerhaeuser
Barry Goehler, Esq.

Law Office of Barry J. Goehler 1001 SW 5th Avenue, Suite 1530 Portland, OR 97204 503-820-2512 goehleb@nationwide.com

MOTION AND) ORDER FOR WITHDRAWAL AND SUBSTITUTION OF COUNSEL – PAGE 3 OF 4

FALLON & MCKINLEY, PLLC 1111 3rd Avenue, Suite 2400 Seattle, Washington 98101 Telephone (206) 682-7580

29303132

Ralph Price 3711 Royal Street. S.E. Olympia, WA 98501 Sent Via U.S. Mail

> Elizabeth Bettridge, assistant for R. Scott Fallon, WSBA #2574 Substituting attorney for Defendants Price

1111 3rd Avenue, Suite 2400

Seattle, WA 98101

Telephone: (206) 682-7580 Facsimile: (206) 682-3437 bfallon@fallonmckinley.com elizabeth@fallonmckinley.com