**IN THE UNITED STATES DISTRICT COURT**

**FOR THE DISTRICT OF COLORADO**

Civil Action No.

(Name),

Plaintiff,

v.

(Name),

Defendant.

**MOTION FOR LEAVE TO WITHDRAW FROM LIMITED SCOPE REPRESENTATION PURSUANT TO D.C.COLO.LAttyR 5(b)**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Esq., hereby submits this Motion for Leave to Withdraw from Limited Scope Representation Pursuant to D.C.COLO. LAttyR 5(b), and in support thereof, states as follows.

# [CERTIFICATE OF CONFERRAL NOT NECESSARY PURSUANT TO D.C.COLO.LCivR 7.1(b)(4)]

**REQUEST FOR RELIEF**

1. D.C.COLO.LAttyR 5(b) permits an attorney to withdraw, with approval of the Court, upon completion of the limited representation scope or objective agreed with counsel’s client. D.C.COLO.LAttyR 5(b) provides:

**(b) Withdrawal of Appearance.** An attorney who has filed an Entry of Appearance or an Entry of Appearance to Provide Limited Representation or has appeared otherwise in a case may seek to withdraw on motion showing good cause. Withdrawal shall be effective only on court order entered after service of the notice of withdrawal on all counsel of record, any unrepresented party, and the client of the withdrawing attorney. A motion to withdraw must state the reasons for withdrawal, unless the statement would violate the rules of professional conduct. Motions to withdraw based on the completion of the limited

representation shall include a certification by counsel that the service specified in

the Entry of Appearance to Provide Limited Representation is complete. Notice to the client of the attorney must include the warning that the client is personally responsible for complying with all court orders and time limitations established by applicable statutes and rules. Where the client of the withdrawing attorney is a corporation, partnership, or other legal entity, the notice shall state that such entity may not appear without counsel admitted to the bar of this court, and that absent prompt appearance of substitute counsel, pleadings and papers may be stricken, and default judgment or other sanctions may be imposed against the entity.

1. Here, undersigned counsel seeks to withdraw from counsel’s limited appearance to represent Plaintiff(s)/Defendant(s) in this action at [her, his, or their] request for the limited purpose(s) of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [initiating a case / amending a pleading / preparing and filing a motion / appearing at a conference, hearing, or trial / assisting with a settlement conference / etc.], as counsel has completed the service and task(s) as contemplated and agreed upon by counsel and the party.
2. Accordingly, undersigned counsel respectfully requests that this Court permit [him or her] to withdraw from the limited appearance, and on the basis that good cause is shown; counsel **certifies** as completed the service and task(s) to satisfaction, evidenced by [resolution of court proceeding, conference, hearing or trial / drafting and filing of pleading or document for client / completion of settlement discussions, conference or other alternative dispute resolution activity, etc., or \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ ] [other reasons cited in paragraph above].
3. At the conclusion of this limited appearance, the pro se party has the burden of keeping the Court and the other parties informed where later notices, pleadings, and other papers may be served and understands that he/she has the obligation to prepare for trial or have other counsel prepare for trial; that failure or refusal to meet these burdens may subject him/her to legal consequences such as dismissal or default; and that the dates of any proceedings including trial and holding of such proceedings will not be affected by the completion of the limited appearance of counsel.
4. Undersigned counsel requests that all Notices of Electronic Filing issued in this matter be terminated with respect to counsel. Undersigned counsel acknowledges that Plaintiff(s)/Defendant(s) will continue to receive from the court or from the opposing counsel or parties notice of all documents filed in this case.

WHEREFORE, undersigned counsel respectfully requests that the Court grant this motion for leave to withdraw from providing limited representation to Plaintiff(s)/Defendant(s) pursuant to D.C.COLO.LAttyR 5(b).

DATED this \_\_\_ day of \_\_\_\_, 20\_\_\_\_.

Respectfully submitted,

*s/*

Name of Attorney

Firm Name

Office Address

City, State, ZIP Code

Telephone Number

Primary CM/ECF E-mail Address

# CERTIFICATE OF SERVICE

I hereby certify that on this \_\_\_ day of\_\_\_\_\_\_\_\_, 20\_\_\_\_ I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following email addresses:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

I hereby certify that I have mailed or served the foregoing document or paper to the following non-CM/ECF participants in the manner (mail, hand-delivery, etc.) indicated by the non-participant’s name:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*s/*

**IN THE UNITED STATES DISTRICT COURT**

**FOR THE DISTRICT OF COLORADO**

Civil Action No.

(Name),

Plaintiff,

v.

(Name),

Defendant.

**[PROPOSED] ORDER GRANTING LEAVE TO WITHDRAW FROM PROVIDING LIMITED SCOPE REPRESENTATION PURSUANT TO D.C.COLO. LAttyR 5(b)**

PURSUANT to D.C.COLO.LAttyR 2(b)(1) of the District of Colorado Local Rules of Practice, the Motion for Leave to Withdraw from Providing Limited Scope Representation filed by , Esq. [filed , 20 ; ECF No. ] is **granted**. Mr./Ms. , having represented Plaintiff(s)/Defendant(s) for the limited purpose(s) of , has shown good cause for allowing the withdrawal of counsel’s representation of the party, upon completion of the written and mutually agreed-upon objective of \_\_\_\_\_\_\_\_\_\_ described in counsel’s Entry of Appearance to Provide Limited Representation.

The pro se party is reminded of the party’s burden of keeping the Court and the other parties informed where later notices, pleadings, and other papers may be served and of understanding that he/she has the obligation to prepare for trial or have other counsel prepare for trial; that failure or refusal to meet these burdens may subject him/her to legal consequences such as dismissal or default; and that the dates of any proceedings including trial and holding of such proceedings will not be affected by the completion of the limited appearance of counsel.

All Notices of Electronic Filing issued in this matter are hereby terminated with respect to counsel. Plaintiff(s)/Defendant(s) , as pro se party(ies), will continue to receive from the Court or from the opposing counsel or parties notice of all documents filed in this case.

DATED at Denver, Colorado, this day of , 20 .

BY THE COURT:

United States District / Magistrate Judge