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4 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
5 AT TACOMA

6 G. LOOMIS, INC.,

7 Plaintiff,

CASE NO. C09-5236BHS

8 v.

9 GARY A. LOOMIS, et al.,

10 Defendants.

ORDER GRANTING MOTION  
FOR WITHDRAWAL OF  
COUNSEL

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12 This matter comes before the Court on the Motion for Withdrawal of Counsel.  
13 Dkt. 53. The law firm of Orrick, Herrington & Sutcliffe LLP (“Orrick”) moves to  
14 withdraw as counsel for Defendants Loomis/Borger Outdoor Holdings, Inc. and Loomis  
15 Outdoors, Inc. Orrick advises the Court that it was unable to locate corporate information  
16 for Loomis Outdoors, Inc., and that it was “previously informed that there was only a  
17 single entity by the client.” *Id.* at 2.

18 Attorneys may withdraw from representation in a civil case by filing a motion or  
19 stipulation for withdrawal and certifying that the motion or stipulation was served on the  
20 client:

21 No attorney shall withdraw an appearance in any cause, civil or criminal,  
22 except by leave of court. Leave shall be obtained by filing a motion or a  
23 stipulation for withdrawal or, if appropriate, by complying with the  
24 requirement of CrR 5(d)(2). A motion for withdrawal shall be noted in  
25 accordance with CR 7(d)(2) or CrR 12(c)(7) and shall include a  
certification that the motion was served on the client and opposing counsel.  
A stipulation for withdrawal shall also include a certification that it has  
been served upon the client. The attorney will ordinarily be permitted to  
withdraw until sixty days before the discovery cut off date in a civil case.

26 Local Rule GR 2(g)(4)(A).  
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1 Pursuant to 28 U.S.C. § 1654, parties may appear personally in federal court or  
2 through licensed counsel. Courts have uniformly interpreted 28 U.S.C. § 1654 to prohibit  
3 corporations, partnerships, and associations from appearing in federal court other than  
4 through a licensed attorney. *Rowland v. California Men's Colony, Unit II Men's Advisory*  
5 *Council*, 506 U.S. 194, 202 (1993). Accordingly, the Local Rules of the Western District  
6 of Washington impose special requirements on attorneys seeking to withdraw from  
7 representation of corporations:


8 If the attorney for a corporation is seeking to withdraw, the attorney  
9 shall certify to the court that he or she has advised the corporation that it is  
10 required by law to be represented by an attorney admitted to practice  
11 before this court and that failure to obtain a replacement attorney by the  
12 date the withdrawal is effective may result in the dismissal of the  
13 corporation's claims for failure to prosecute and/or entry of default against  
14 the corporation as to any claims of other parties.

12 Local Rule GR 2(g)(4)(B).

13 The motion to withdraw as counsel is granted. Orrick has provided three grounds  
14 for this withdrawal: (1) conflicts of interest, (2) nonpayment of legal fees, and (3) failure  
15 to communicate. Orrick has certified that Loomis/Borger Outdoor Holdings, Inc. has been  
16 advised that it is required to be represented by an attorney, and that failure to obtain  
17 substitute counsel may result in default. Orrick's motion was served on its client. Dkt. 53,  
18 4-5 (certificate of service).

19 In addition, no party has filed papers in opposition to this motion. *See* Local Rule  
20 CR 7(b)(2).

21 DATED this 30th day of June, 2009.

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25 BENJAMIN H. SETTLE  
26 United States District Judge  
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