UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

In Re: GUIDANT CORP. IMPLANTABLE DEFIBRILATORS PRODUCTS LIABILITY LITIGATION

MDL No. 05-1708(DWF/AJB)

LINDA BAYARD, ET AL.
Plaintiff(s),

v.

GUIDANT CORPORATION, et. al.,
Defendant(s).

Case No: 07-cv-2844(DWF/AJB)

MOTION TO WITHDRAW AS COUNSEL OF RECORD WITHOUT SUBSTITUTION FOR PLAINTIFF RICHARD BROWN *ONLY*

Pursuant to Rule 83.7(c) of the Local Rules of the United States District Court for the District of Minnesota, the undersigned attorney hereby requests the Court and counsel that Whatley Drake and Kallas, L.L.C., currently listed as counsel of record for Plaintiff Richard Brown wishes to withdraw as counsel for Plaintiff Richard Brown in this case for the following reasons:

Despite multiple attempts and diligent efforts by counsel to obtain Plaintiffs' signed release of the defendant in this matter, Plaintiff has not signed the required release. Plaintiffs' failure to sign has created irreconcilable differences with counsel.

This office has communicated with the client, Richard Brown, and has informed them of our intent to withdraw as counsel of record, and has served them with a copy of the Motion to Withdraw simultaneously with the filling of this motion with the Court.

Dated: September 5, 2008

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