

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

JAMES TAUMBY et al;)	
)	
Plaintiffs,)	
)	
vs.)	Case No. 0:14-CV-02558-DWF-FLN
)	
STRYKER CORPORATION,)	
HOWMEDICA OSTEONICS d/b/a)	
STRYKER ORTHOPAEDICS, and)	
STRYKER SALES CORPORATION,)	
)	
Defendants.)	

MOTION TO WITHDRAW AS COUNSEL TO PLAINTIFF JAMES TAUMBY

Come now the attorneys of The Driscoll Firm, P.C., and for this Motion to Withdraw as Counsel to Plaintiff James Taumby, state:

1. That Driscoll Firm, P.C. (the “Firm”) has actively carried out its duties in the best interest of the plaintiff, James Taumby.
2. That or about September 9, 2014, the Firm wrote Mr. Taumby, informing him that it would no longer continue to represent him in this matter and affording him an opportunity to substitute counsel in the present litigation.
3. To date, Mr. Taumby has not substituted counsel in the present litigation.
4. Subsequently, the Firm has also advised Mr. Taumby of the Court’s Order requiring severance, and explained the details thereof.
5. To date, Mr. Taubmy has not responded to correspondence by indicating how he would like to proceed.
6. That the plaintiff, James Taumby will not be prejudiced by the Firm’s withdrawal as counsel.

7. That the last known address of the plaintiff, James Taumby, is Cardinal Heights Apartments, 224 South 19th Street, Apt. C1, Collinsville, OK 74021.

8. The plaintiff, James Taumby, will be notified of a hearing if one is scheduled for this Motion to Withdraw as attorneys of record.

9. If necessary, other matters in support of this Motion may be appropriate only for *in camera* presentation.

WHEREFORE, Plaintiff's counsel prays this Court enter an Order granting the attorneys of the Driscoll Firm leave to withdraw as attorneys of record instanter.

By: /s/Gregory J. Pals
John J. Driscoll, #3885401066655
Gregory J. Pals, #48820MO (Pro Hac)
211 N. Broadway, Suite 4050
St. Louis, MO 63102
(314) 932-3232

CERTIFICATE OF SERVICE

This is to certify that on the 2nd day of December, 2014 a true and correct copy of the foregoing Motion to Withdraw as Counsel to Plaintiff James Taumby has been served Court using the CM/ECF system and also via email to the Honorable Donovan W. Frank at frank_chambers@mnd.uscourts.gov.

A copy was also served upon Plaintiff James Taumby at his last known address, Cardinal Heights Apartments, 224 South 19th Street, Apt. C1, Collinsville, OK 74021, by depositing the same in the U.S. Mail, postage prepaid.

Date: December 2, 2014

/s/ Yvette Scott