



2006), citing S.D. TEX. LOCAL R. 83.2. In *Tepeyac*, Magistrate Judge Smith cited Fifth Circuit precedent permitting withdrawal of counsel if the prosecution of a lawsuit would not be stalled and if good cause is shown. *Id.* (citing *Broughten v. Voss*, 624 F.2d 880, 882-83 (5th Cir. 1981)).

2. No trial date has been set for this case. No motions are pending. The Plaintiff has answered the Defendants' Counterclaim.
3. There is good cause for this Court to grant the Motion. Specifically, Plaintiff and Plaintiff's Counsel have come to an impasse regarding communication and prosecution of the case, counsel is unable to reach or contact the Plaintiff, Plaintiff has not paid counsel for their legal services, and Plaintiff has an outstanding balance.
4. Plaintiff's counsel has made multiple attempts to call, email, and write the to the Plaintiff and no attempts have been successful.
5. Plaintiff's last known address was 10434 Rocky Hollow Road, La Porte, Texas 77571, his last known phone number was (281) 781-3237, and his last known email was [crg28crg@yahoo.com](mailto:crg28crg@yahoo.com).

## **II. PRAYER**

WHEREFORE, PREMISES CONSIDERED, Robert C. Lane, Matthew W. Bourda, and the Lane Law Firm, P.L.L.C. ask that this Court grant their Motion to Withdraw as Counsel for all Plaintiffs in the above-styled case.

Dated this 17th day of April 2018.

Respectfully submitted,

**THE LANE LAW FIRM, P.L.L.C.**

By: /s/ Robert C. Lane

Robert "Chip" C. Lane

State Bar No. 24046263

S.D. Tex. No. 570982

[chip.lane@lanelaw.com](mailto:chip.lane@lanelaw.com)

Matthew W. Bourda

State Bar No. 24091948

S.D. Tex. No. 3060099

[matt.bourda@lanelaw.com](mailto:matt.bourda@lanelaw.com)

6200 Savoy, Suite 1150

Houston, Texas 77036

Telephone: (713) 595-8200

Facsimile: (713) 595-8201

**ATTORNEYS FOR PLAINTIFF**

### **CERTIFICATE OF CONFERENCE**

On April 16, 2018 I reached out to Counsel for the Defendants via telephone regarding this Motion. Defendants are unopposed to the Motion.

/s/ Matthew W. Bourda

Matthew W. Bourda

### **CERTIFICATE OF SERVICE**

I hereby certify that on this 17th day of April 2018, a true and correct copy of the above and foregoing instrument has been served upon the following, *via* ECF notification:

Crystal G. Roach

**BARRETT DAFFIN FRAPPIER TURNER & ENGEL, LLP**

4004 Belt Line Road, Suite 100

Addison, Texas 75001

972-340-7901

972-341-0734 (Fax)

[CrystalR@BDFGroup.com](mailto:CrystalR@BDFGroup.com)

**ATTORNEYS FOR DEFENDANTS**

/s/ Robert C. Lane

Robert C. Lane