

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

DEUTSCHE BANK NATIONAL TRUST §  
COMPANY, AS TRUSTEE FOR §  
MORGAN STANLEY ABS CAPITAL I §  
INC. TRUST 2007-HE3 MORTGAGE §  
PASS-THROUGH CERTIFICATES, §  
SERIES 2007-HE3 §

*Plaintiff* §

vs. §

PRISCILLA ANN POSTON, AMREA §  
MARIE POSTON, LORENA ANN §  
POSTON, TIANA REANN POSTON, §  
TIKI SUNDETA POSTON §

*Defendants* §

Civil Action No. 4:23-cv-2017

**MOTION TO WITHDRAW AS COUNSEL**

TO THE HONORABLE JUDGE OF SAID COURT:

Now comes David Medearis, counsel for Defendants Amrea Marie Poston, Lorena Ann Poston, and Tiki Sundeta Poston, and brings this Motion to Withdraw as Counsel and in support thereof shows:

1. Movant is the attorney of record for Amrea Marie Poston, Lorena Ann Poston, and Tiki Sundeta Poston, and was retained to represent these Defendants in this suit. The Initial Conference is currently set for February 8, 2024. A copy of the Notice of Resetting is attached as Exhibit A. The parties have previously submitted a proposed scheduling order, which counsel asks the court to enter at the conference. The undersigned counsel also asks the court to enter an order allowing the undersigned counsel to withdraw.

2. The defendants initially hired me to assist with this case and help them to sell the

subject property. A conflict has occurred, and it is apparent that further representation to pursue the stated aim of the representation is not practicable. The defendants have been advised of my intention to withdraw and have made no objection. I have provided the defendants with a link to participate in the scheduling conference should they choose to attend.

3. Good cause exists for the withdrawal of David Medearis as counsel, in that the current conflict prevents good attorney-client relations.

4. A copy of this motion and proposed order is being mailed to Amrea Marie Poston, Lorena Ann Poston, and Tiki Sundeta Poston at their last known addresses, along with a copy of the Notice of Resetting.

5. Last known addresses for Defendants are:

**Amrea Marie Poston**  
729 Kesner Ave.  
Sacramento, CA 95838  
hottiepocca@gmail.com

**Lorena Ann Poston**  
545 S 9<sup>th</sup> St. Apt. 1  
San Jose, CA 95112  
lorenaposton8@gmail.com

**Tiki Sundeta Poston**  
1221 George Cir.  
Hayward, CA 94541  
tikiposton@gmail.com

6. WHEREFORE, PREMISES CONSIDERED, Movant prays that the Court will grant said Motion to Withdraw.

Respectfully Submitted,

MEDEARIS LAW FIRM, PLLC

By:   
David Medearis, SBN 24041465

Fed ID 557586

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**ATTORNEY FOR DEFENDANTS**

**AMREA POSTON, LORENA POSTON,**

**AND TIKI POSTON**

**CERTIFICATE OF SERVICE**

I hereby certify that on February 6, 2024, a true and correct copy of the foregoing document was sent via electronic mail to all counsel listed below and to all parties listed on the Court's ECF filing system. A copy of the motion was also emailed to each defendant and sent to them by certified mail.

By: /s/ David M. Medearis  
DAVID M. MEDEARIS