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10 **UNITED STATES DISTRICT COURT**
11 **DISTRICT OF NEVADA**
12

13 RIGHTHAVEN LLC, a Nevada limited-
14 liability company,

15 Plaintiff,

16 v.

17 THOMAS A. DIBIASE, an individual,

18 Defendant.

19 THOMAS A. DIBIASE, an individual,

20 Counterclaimant,

21 v.

22 RIGHTHAVEN LLC, a Nevada limited-
23 liability company,

24 Counter-defendant.

Case No.: 2:10-cv-01343-RLH-PAL

**MOTION AND PROPOSED ORDER TO
WITHDRAW AS COUNSEL OF RECORD
WITH CERTIFICATE OF SERVICE**

25 ANNE E. PIERONI, ESQ. respectfully moves this court for an order permitting
26 Anne Pieroni, Esq. ("Ms. Pieroni"), who has appeared in these proceedings, to withdraw as
27 counsel for Righthaven LLC ("Righthaven"), in the above captioned matter, pursuant to Local
28 Rule IA 10-6, S.C.R 46, and N.R.P.C 1.16 (b)(1) and (7). This Motion is made and based upon
the Memorandum of Points and Authorities submitted herein, as well as the pleadings and papers
on file herein.

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MEMORANDUM OF POINTS AND AUTHORITIES

1 Ms. Pieroni is no longer employed as counsel at Righthaven. Furthermore, Ms. Pieroni
2 was not retained to represent Righthaven as outside counsel, in the above captioned matter, or
3 any other pending case or matter before this Court on behalf of Righthaven. The Local Rule IA
4 10-6 (a) provides that "No attorney may withdraw after appearing in a case except by leave of
5 court after notice served on the affected client and opposing counsel." Righthaven received
6 notice of Ms. Pieroni's intent to withdraw from this case, and all other Righthaven cases, upon
7 Ms. Pieroni's final week of employment with Righthaven.

8 Additionally, the Defendant's counsel in this case will receive notice of this Motion to
9 Withdraw via the CM/ECF system, pursuant to the certificate of service attached herein.
10 Additionally, Local Rule IA 10-6 (e) provides that "no withdrawal... shall be approved if delay of
11 discovery, the trial or any hearing in the case would result." Here, no delay of any kind will
12 result from Ms. Pieroni's withdrawal because Righthaven is represented in this matter by
13 outside counsel, Shawn A. Mangano, Esq., having previously appeared before this Court, as well
14 as various in-house counsel employed by Righthaven. Ms. Pieroni's withdrawal will not
15 prejudice either party or delay any proceeding in this matter.

CONCLUSION

16 For the reasons set forth above, Ms. Pieroni respectfully moves this Court to enter an
17 Order approving the withdrawal of Ms. Pieroni as a counsel of record for Righthaven in the
18 above captioned matter.

19 Dated this 6th day of April, 2011.

20 By: /s/ Anne E. Pieroni, Esq.
21 ANNE E. PIERONI, ESQ.
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27 IT IS SO ORDERED:

28 _____
UNITED STATES DISTRICT JUDGE

DATED: _____

CERTIFICATE OF SERVICE

Pursuant to Federal Rule of Civil Procedure 5(b), I hereby certify that on this 6th day of April, 2011, I caused a copy of the **MOTION AND PROPOSED ORDER TO WITHDRAW AS COUNSEL OF RECORD WITH CERTIFICATE OF SERVICE** to be served by the Court's CM/ECF system.

By: /s/ Anne Pieroni

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