

FILED
IN THE CIRCUIT COURT OF THE FIRST JUDICIAL DISTRICT
OF HINDS COUNTY, MISSISSIPPI

JUN 14 2012

BARBARA DUNN, CIRCUIT CLERK

BY _____ D.C.

EATON CORPORATION, et al.

PLAINTIFFS/COUNTER-DEFENDANTS

v.

CIVIL ACTION NO. 251-04-642CIV

JEFFREY D. FRISBY, et al.

DEFENDANTS/COUNTER-PLAINTIFFS

MOTION TO WITHDRAW AS COUNSEL FOR PLAINTIFFS

Michael S. Schaalman, Gregory T. Everts, Steven J. Berryman, and Emily M. Feinstein (“Movants”), individually and on behalf of Quarles & Brady LLP, request that the Court enter an order allowing Michael S. Schaalman, Gregory T. Everts, Steven J. Berryman, W. Brian Gaschler,¹ and Emily M. Feinstein, and Quarles & Brady LLP, to withdraw as counsel for Plaintiffs in this cause. In support of this motion, Movants state:

1. Schaalman, Everts, Gaschler, and Feinstein applied for admission in this case *pro hac vice* on behalf of Plaintiffs on September 22, 2004 (Dkts. #16-25), and were admitted by order of the court dated December 9, 2004 (Dkt. #40.1).

2. Berryman applied for admission in this case *pro hac vice* on behalf of Plaintiffs on June 22, 2007 (Dkt. #303), and was admitted by order of the court dated August 27, 2007 (Dkt. #344).

¹ W. Brian Gaschler is included in this motion, but is no longer associated with Quarles & Brady LLP. He left the Firm to join a family business in January, 2011.

3. Movants' motion to withdraw as counsel for Plaintiffs is made with the consent of Plaintiffs. Movants' withdrawal as counsel will not prejudice Plaintiffs in any manner, and will not delay any proceedings in this case.

4. Plaintiffs have been and will continue to be represented by other counsel in this matter, including Michael B. Wallace and John P. Sneed of Wise Carter Child & Caraway, P.A.; Fred L. Banks Jr. and Ruben V. Anderson of Phelps Dunbar LLP; and John G. Corlew and Katherine K. Smith of Corlew, Munford & Smith PLLC.

5. Following this withdrawal, if necessary, Movants may provide assistance to Plaintiffs and their counsel with respect to matters where Movants have information needed to prosecute or defend this case.

6. Following this withdrawal, with reference to all matters incident to this case, Movants consent to the continuing jurisdiction of the courts of the State of Mississippi, of the disciplinary tribunals of the Mississippi Bar, and of the Mississippi Board of Bar Admissions in all respects as if they were regularly admitted and licensed members of the Mississippi Bar.

RESPECTFULLY SUBMITTED, this 13th day of June, 2012.

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CERTIFICATE OF SERVICE

I certify that I have on June 14, 2012 served a true and correct copy of the foregoing via electronic mail to the following:

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