

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

JULIAN POWERS,

Plaintiff,

v.

ANDREW RAU,

Defendant.

ORDER

11-cv-608-bbc

On September 16, 2011, counsel for plaintiff Julian Powers filed a motion for leave to withdraw from her representation of plaintiff this case. In an order entered on the same day, I gave plaintiff until October 3, 2011 in which to oppose the request. On September 28, 2011, the order mailed to plaintiff was returned to the court as undeliverable by the post office. The clerk's office then contacted plaintiff's counsel who confirmed that she provided a copy of the September 16, 2011 order to plaintiff on September 20, 2011 and that counsel had talked to plaintiff's mother about the order.

It is now October 5, 2011 and plaintiff has not responded to the court. From her silence, I conclude that she does not object to counsel's withdrawal from representation and I will grant the motion to withdraw.

Plaintiff should notify the court promptly whether she has retained new counsel to represent her or if she will be proceeding pro se. She should be aware that a telephone pretrial conference has been scheduled in her case on October 13, 2011 at 1:30 p.m. before Magistrate Stephen L. Crocker. If plaintiff has retained counsel, counsel is responsible for initiating the conference call. If plaintiff will be appearing pro se at the pretrial conference, she is responsible for calling Judge Crocker's chambers at (608) 264-5153 at 1:30 p.m. on October 13, 2011 to participate in the pretrial conference. If she fails to appear at the October 13, 2011 hearing, her case will be dismissed for failure to prosecute.

ORDER

IT IS ORDERED that Lisa Goldman is granted leave to withdraw as counsel for plaintiff Julian Powers.

IT IS FURTHER ORDERED that if plaintiff fails to notify the court that she has retained new counsel to represent her or if she fails to appear telephonically at the October 13, 2011, telephone pretrial conference, her case will be dismissed for failure to prosecute.

Entered this 5th day of October, 2011.

BY THE COURT:
/s/
BARBARA B. CRABB
District Judge

