

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

ROXIAN BRUNNER,

Plaintiff,

v.

PATRICK McKILLIP, individually
and in his official capacity as the Chief
of Police of the Village of Eleva, VILLAGE
OF ELEVA and WAUSAU INSURANCE
COMPANY,

Defendants.

ORDER

06-C-0362-C

Plaintiff Roxian Brunner has written to object to her attorney's motion to withdraw as counsel for her in this case. Plaintiff has advised the court that she and her attorney have an irreconcilable difference about the direction in which the case should proceed.

Plaintiff does not say that she has paid for legal services that have not been delivered to her or that there is any other reason why I should require her attorney to continue his representation when his view of the case cannot be squared with plaintiff's. Therefore, the motion to withdraw will be granted.

If plaintiff believes that another lawyer would see her case as she does, she is free to

retain such a lawyer. However, matters in this litigation are moving along. Trial is scheduled for early June. I will give plaintiff one month in which to secure new counsel. If new counsel does not enter a notice of appearance before May 24, 2007, I will assume that plaintiff will be representing herself. Plaintiff should understand that it is unlikely that this court will appoint counsel to represent her. Congress has appropriated no funds to pay for the costs of representation in civil cases. Although I may ask counsel to accept a representation, I do so sparingly, knowing that the appointed lawyers have no assurance of recouping the costs of the representation and knowing, too, that many other persons have unmet needs for legal services.

For the present, I will cancel the trial date in this case. If the case survives the motion for summary judgment, I will schedule a prompt scheduling conference to set a new date for trial.

ORDER

IT IS ORDERED that Henry Hertel's motion to withdraw as counsel for plaintiff Roxian Brunner is GRANTED.

Entered this 23d day of April, 2007.

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