

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

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UNITED STATES OF AMERICA,

Plaintiff,

v.

JAMES V. FRAZIER,

Defendant.

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ORDER

06-CR-221-C

On May 30, 2007, this court held an *ex parte* hearing on Attorney Robert Ruth's motion to withdraw as counsel for defendant James Frazier. Frazier and Ruth were present for the hearing.

After discussing the history of Frazier's case and the circumstances of Ruth's motion with both men, I granted Attorney Ruth's motion to withdraw on Frazier's insistence that he no longer wanted Ruth as his attorney. Attorney Ruth, however, remains willing to re-assume Frazier's representation in the event Frazier changes his mind.

Barring that, Frazier is on his own. As I warned him earlier, and re-stated at the hearing prior to Frazier making his choice, I will not appoint a fourth attorney to represent Frazier when he has been unwilling and unable to cooperate with the first three, all of whom are highly qualified and experienced in this court. If Frazier's family can retain an attorney to represent him, they are welcome to do so. The current calendar, however, will not change. In the event a new attorney wishes to seek leave to file late pretrial motions, counsel may make the request; the court will respond as justice requires.

At this juncture, however, Frazier has no attorney and is proceeding in this prosecution pro se.

Entered this 31<sup>st</sup> day of May, 2007.

BY THE COURT:

/s/

STEPHEN L. CROCKER  
Magistrate Judge