

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:04CV251**

MICHAEL J. QUILLING, Receiver)
for FREDERICK J. GILLILAND,)
)
v.)
)
GRAND STREET TRUST, HEARTLAND)
CONTROL TRUST, FUTURE CONTROL)
TRUST, MARIE MARGARITE GUECO)
MERCADO PAQUETTE, REIN EVANS)
SESTANOVICH, f/k/a DRESSLER REIN)
EVANS & SESTANOVICH, MELROSE)
ESCROW, INC. AND PAUL J. COHEN,)
_____)

ORDER

THIS MATTER IS BEFORE THE COURT upon the Paquette Defendants’ counsel’s motion to withdraw (doc. 26). After carefully reviewing the pleadings, this Court determines that the motion to withdraw should be granted.

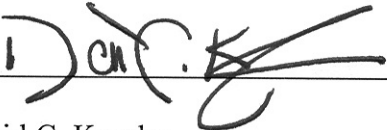
The law firm of Blanchard, Jenkins, Miller, Lewis & Styers, P.A., moves to withdraw as counsel of record for Defendants Marie Paquette, Grand Street Trust, Heartland Control Trust, and Future Control Trust (“Paquette Defendants”) due to non-payment of legal fees. In the motion to withdraw, counsel indicates that he has attempted to get Defendants to consent to the motion in writing, but avers that Defendants have failed to indicate whether they consent.

The Receiver responded that he did not object to the withdrawal, but was concerned about his inability to serve and communicate with Defendants prior to their retention of new counsel. The Receiver asks that if new counsel does not enter an appearance within thirty days, this Court deem that the address given by Counsel for Paquette be sufficient for future service of pleadings.

Accordingly, **IT IS HEREBY ORDERED THAT** the motion to withdraw (doc. 26) is

GRANTED. IT IS FURTHER ORDERED THAT if new counsel does not enter an appearance for the Paquette Defendants within thirty days of the date of this Order, the address given by counsel is sufficient for future service of pleadings.

Signed: July 14, 2005



David C. Keesler
United States Magistrate Judge

