

## Name and address:

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UNITED STATES DISTRICT COURT  
 CENTRAL DISTRICT OF CALIFORNIA

MALIBU MEDIA, LLC

CASE NUMBER:

2:16-CV-04715-R-FFM

v.

PLAINTIFF(S)

LIPSCOMB, EISENBERG & BAKER, LP and  
 MICHAEL K. LIPSCOMB

REQUEST FOR APPROVAL OF  
 SUBSTITUTION OR WITHDRAWAL  
 OF COUNSEL

DEFENDANT(S)

INSTRUCTIONS

Generally, an attorney may withdraw from representing a party in a case without the Court's permission if another member of the attorney's firm or agency will continue to represent that party **and** the withdrawing attorney is not the only member in good standing of the Bar of this Court representing that party. In that circumstance, the withdrawing attorney should complete and file a "Notice of Appearance or Withdrawal of Counsel" (Form G-123), instead of this "Request for Approval of Substitution or Withdrawal of Counsel" (Form G-01).

Notably, however, Court permission for withdrawal or substitution **is** required if no member of the withdrawing attorney's firm or agency will remain as counsel of record. In such circumstances, the attorney(s) seeking to withdraw should complete and file this "Request for Approval of Substitution or Withdrawal of Counsel" (Form G-01), and submit a proposed "Order on Request for Approval of Substitution or Withdrawal of Counsel" (Form G-01 Order).

If the circumstances surrounding an attorney's withdrawal or request to substitute other counsel are not covered by this Form G-01, the attorney may instead file a regularly noticed motion supported by a more detailed memorandum of points and authorities.

SECTION I - WITHDRAWING ATTORNEY

*Please complete the following information for the attorney seeking to withdraw (provide the information as it currently appears on the docket; if the attorney appeared pro hac vice, enter "PHV" in the field for "CA Bar Number"):*

Name: John W. ShellerCA Bar Number: 67519Firm or agency: Hinshaw & Culbertson LLPAddress: 11601 Wilshire Blvd, Ste. 800, Los Angeles, CA 90025Telephone Number: (310) 909-8000Fax Number: (310) 909-8001E-mail: jsheller@hinshawlaw.comCounsel of record for the following party or parties: Defendants LIPSCOMB, EISENBERG & BAKER, PL andMICHAEL KEITH LIPSCOMBOther members of the same firm or agency also seeking to withdraw: Wendy Wen Yun Chang, CA Bar No. 180114Email: wchang@hinshawlaw.com; Daniel Sanchez-Behar, CA Bar No. 233563 Email: dsanchez-behar@hinshawlaw.com

SECTION II - NEW REPRESENTATION


- ☐ No new counsel is necessary. The party or parties represented by the attorney(s) seeking to withdraw will continue to be represented by another attorney/firm who has already entered an appearance as counsel of record for that party or parties in this case, and who is a member in good standing of the Bar of this Court.
- ☐ The party or parties represented by the attorney(s) seeking to withdraw have not retained new counsel and wish to proceed *pro se*, as self-represented litigants.
- ☒ The party or parties represented by the attorney(s) seeking to withdraw have retained the following new counsel, who is a member in good standing of the Bar of this Court:

Name: Barry Z. Brodsky CA Bar Number: 93565  
Firm or agency: Kaufman Dolowich Voluck LLP  
Address: 11755 Wilshire Blvd., Suite 2400  
Telephone Number: (310) 775-6511 Fax Number: (310) 575-9720  
E-mail: bbrodsky@kdvlaw.com

SECTION III - SIGNATURES

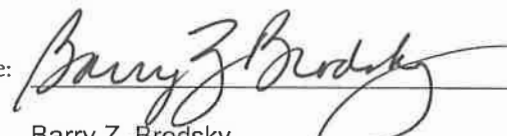
Withdrawing Attorney

I am currently counsel of record in this case, and am identified above in Section I as the "Withdrawing Attorney." I have given notice as required by Local Rule 83-2.3. I hereby request that I and any other attorney(s) listed in Section I be allowed to withdraw from this case.

Date: AUG 29, 2016 Signature:   
Name: John W. Sheller

New Attorney (if applicable)

I have been retained to appear as counsel of record in this case, and my name and contact information are given above in Section II. I am a member in good standing of the Bar of this Court.

Date: AUG. 29. 2016 Signature:   
Name: Barry Z. Brodsky

Party Represented by Withdrawing Attorney

I am currently represented by, or am an authorized representative of a party currently represented by, the Withdrawing Attorney listed above. I consent to the withdrawal of my current counsel, and to (check if applicable):

- ☒ substitution of counsel as specified above.  
☐ representing myself *pro se* in this case.

Date: \_\_\_\_\_ Signature: \_\_\_\_\_  
Name: Michael Keith Lipscomb  
Title: Defendant

**SECTION II - NEW REPRESENTATION**

- ☐ No new counsel is necessary. The party or parties represented by the attorney(s) seeking to withdraw will continue to be represented by another attorney/firm who has already entered an appearance as counsel of record for that party or parties in this case, and who is a member in good standing of the Bar of this Court.
- ☐ The party or parties represented by the attorney(s) seeking to withdraw have not retained new counsel and wish to proceed *pro se*, as self-represented litigants.
- ☒ The party or parties represented by the attorney(s) seeking to withdraw have retained the following new counsel, who is a member in good standing of the Bar of this Court:

Name: Barry Z. Brodsky CA Bar Number: 93565

Firm or agency: Kaufman Dolowich Voluck LLP

Address: 11755 Wilshire Blvd., Suite 2400

Telephone Number: (310) 775-6511 Fax Number: (310) 575-9720

E-mail: bbrodsky@kdvlaw.com

**SECTION III - SIGNATURES**

**Withdrawing Attorney**

I am currently counsel of record in this case, and am identified above in Section I as the "Withdrawing Attorney." I have given notice as required by Local Rule 83-2.3. I hereby request that I and any other attorney(s) listed in Section I be allowed to withdraw from this case.

Date: \_\_\_\_\_ Signature: \_\_\_\_\_

Name: John W. Sheller

**New Attorney (if applicable)**

I have been retained to appear as counsel of record in this case, and my name and contact information are given above in Section II. I am a member in good standing of the Bar of this Court.


Date: \_\_\_\_\_ Signature: \_\_\_\_\_

Name: Barry Z. Brodsky

**Party Represented by Withdrawing Attorney**

I am currently represented by, or am an authorized representative of a party currently represented by, the Withdrawing Attorney listed above. I consent to the withdrawal of my current counsel, and to (*check if applicable*):

- ☒ substitution of counsel as specified above.
- ☐ representing myself *pro se* in this case.

Date: AUG. 29, 2016 Signature: 

Name: Michael Keith Lipscomb

Title: Defendant



**PROOF OF SERVICE**

1 STATE OF CALIFORNIA )  
 2 COUNTY OF LOS ANGELES )

3 I am employed in Los Angeles County. My business address is 11755  
 4 Wilshire Blvd., Suite 2400, Los Angeles, California, 90025, where this mailing  
 5 occurred. I am over the age of 18 years and am not a party to this cause. I am  
 6 readily familiar with the practices of KAUFMAN DOLOWICH VOLUCK LLP  
 for collection and processing of correspondence for mailing with the United States  
 Postal Service. Such correspondence is deposited with the United States Postal  
 Service the same day in the ordinary course of business.

7 On August 29, 2016, I served the foregoing documents on the interested  
 8 parties in this action entitled as follows:

9 **REQUEST FOR APPROVAL OF SUBSTITUTION OR WITHDRAWAL  
 OF COUNSEL**

10 [XX] by placing [ ] the original [X] true copies thereof enclosed in sealed  
 envelopes addressed as follows:

11 **See Attached Service List**

12 [ ] (BY MAIL) I placed such envelope for collection and mailing  
 13 on this date following ordinary business practices.

14 [XX] (BY THE COURT'S ECF SYSTEM) I caused each such document(s) to  
 15 be transmitted electronically by posting such  
 document electronically to the ECF website of the United States  
 District Court for the District of California – Central, on all ECF- registered  
 16 parties in the action.

17 [ ] (BY FEDERAL EXPRESS) I am “readily familiar with the firm’s  
 18 practice of collection and processing correspondence for mailing via  
 Express Mail (or another method of delivery providing for overnight  
 delivery pursuant to C.C.P. § 1005(b)). Under that practice, it would  
 19 be deposited with the United States Postal Service or other  
 overnight delivery carrier (in this case, Federal Express) on that  
 20 same day with postage thereon fully prepaid at Los Angeles,  
 California in the ordinary course of business.

21 [ ] (STATE) I declare under penalty of perjury that the foregoing is  
 22 true and correct.

23 [XX] (FEDERAL) I declare that I am employed in the office of a member  
 of the bar of this court at whose direction the services was made.

24 Executed on August 29, 2016, at Los Angeles, California.

25  
 26 /s/ Monique Aguiniga  
 27 Monique Aguiniga  
 28

Attachment to Proof of Service

*Malibu Media, LLC v. Lipscomb, et al.*  
*United States District Court Case No. 2:16-CV-04715-R-FFMx*

***Attorneys for Plaintiff***  
***Malibu Media, LLC***

**Via ECF**

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Henrik Mosesi, Esq.  
Anthony H. Lupu, Esq.  
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**Via ECF**

John W. Sheller, Esq.  
Wendy Wen Yun Chang, Esq.  
Daniel Sanchez-Behar, Esq.  
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