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7
8 *(Subject to admission pro hac vice)*

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10 Counsel for Defendant Dean Mostofi

11 **IN THE UNITED STATES DISTRICT COURT**
12 **FOR THE DISTRICT OF NEVADA**
13 **SOUTHERN DIVISION**

15 RIGHTHAVEN, LLC,
16
17 Plaintiff,
18 v.
19 DEAN MOSTOFI,
20 Defendant.

Case Number 2:10-CV-1066-KJD-GWF

Hon. Kent J. Dawson

**MOTION TO WITHDRAW AS
COUNSEL AND TO PERMIT
THE DEFENDANT TO APPEAR
IN PRO PER**

[Local Rule IA10-6(b)]

21 Clyde DeWitt moves to withdraw as counsel herein. Thomas C. Willcox has
22 never appeared; he is not a member of the Bar of this court and did not complete the
23 formalities to appear *pro hac vice* pursuant to Local Rule IA10-2.
24

1 Clyde DeWitt appeared in this case at the request of Thomas Wilcox, an
2 attorney practicing in the District of Columbia and who intended to petition to be
3 admitted *pro hac vice*. That appearance was on an emergency basis; it was necessary
4 to receive an extension of time to file his cost and attorneys fees motion.

5 The defendant now has decided to appear *in pro per*. Accordingly, the
6 undersigned counsel moves to withdraw, no longer having authority to act on behalf
7 of the defendant.

8 Filed herewith is Defendant's motion for attorneys fees. The undersigned, at
9 his direction, was not allowed to participate in its preparation and has not reviewed
10 it.

11 Dated: August 10, 2011.

Respectfully Submitted,

12 CLYDE DeWITT
13 LAW OFFICES OF CLYDE DeWITT, APC

14 THOMAS C. WILLCOX
15 ATTORNEY AT LAW

16 By: /s/ Clyde DeWitt
17 Clyde DeWitt

18 Counsel for Defendant Dean Mostofi
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26 **Page 2**

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DECLARATION OF DEAN MOSTOFI

[28 U.S.C. § 1746]

I, DEAN MOSTOFI declare as follows:

1. I am the defendant in the above-captioned matter, in connection with which I have, unless otherwise indicated, personal knowledge of the following:

2. I represented myself in this proceeding in which I received a favorable judgment.

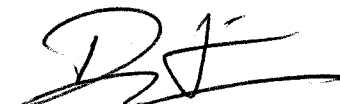
3. I tentatively retained Thomas C. Wilcox to represent me in connection with recovery of attorneys fees; he, in turn, requested that Clyde DeWitt, a member of the Bar of this court, act as local counsel.

4. I now have decided to proceed without counsel, having been advised by Mr. Wilcox of the dangers and disadvantages of representing myself.

5. I have prepared a motion for attorneys fees herein. I did so without any consultation of Mr. DeWitt and without his participation, all according to my direction.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Signed this 10 day of August, 2011.


Dean Mostofi

Page 3

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