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THE HONORABLE JOHN C. COUGHENOUR

**IN THE UNITED STATES DISTRICT COURT FOR  
THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE**

WASHINGTON STATE REPUBLICAN  
PARTY, et al.,

Plaintiffs,

v.

DEAN LOGAN, et al.,  
Defendants,

WASHINGTON DEMOCRATIC CENTRAL  
COMMITTEE, et al.,

Interveners

LIBERTARIAN PARTY OF  
WASHINGTON STATE, et al.,

Interveners

STATE OF WASHINGTON, et al.,

Interveners

WASHINGTON STATE GRANGE, et al.,

Interveners

Case No: CV05-0927-JCC

RICHARD SHEPARD'S  
DECLARATION IN SUPPORT OF  
MOTION FOR LEAVE TO  
WITHDRAW

NOTE FOR MOTION CALENDAR  
FRIDAY, DECEMBER 19, 2008

I, RICHARD SHEPARD, WSBA # 16194, declare on penalty of perjury under 28  
USC 1746, as follows:

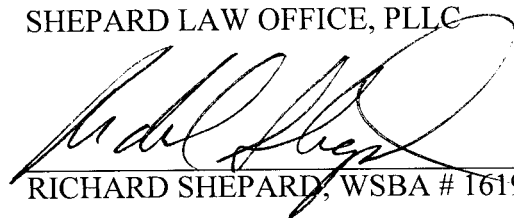
1 At the time this action commenced no one anticipated that this case would remain  
2 unresolved three and a half years later. The terms of my original agreement to appear  
3 were predicated on the assumption that the case might be appealed to the US Supreme  
4 Court. However, there was no agreement for continued representation if the case was  
5 remanded to either the Ninth Circuit or the district court. When the case was remanded  
6 to the Ninth Circuit, I continued representing the clients for the narrow purpose of  
7 responding to the Ninth Circuit's July 3, 2008 order for supplemental briefing.

8 There has been no subsequent agreement for my continued representation of the  
9 clients. I personally do not have the time or resources to continue representing the clients  
10 for further proceedings without an agreement to reasonable terms for my work. The  
11 Libertarian Party of Washington State has indicated that it wishes to continue with the  
12 case, and is in the process of locating another attorney to substitute for me. I do not want  
13 to compromise the client's interests in the issues before this court due to my inability to  
14 effectively represent them.

15 Accordingly, I am asking for leave to withdraw and, in a companion motion  
16 docketed for hearing on December 12, 2008, for continuance of hearing on the  
17 dispositive motions filed by the State and the Grange pending identification and  
18 appearance of new counsel for the client.

19 DATED Friday, December 05, 2008, at Tacoma, Washington.

20 SHEPARD LAW OFFICE, PLLC

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23 RICHARD SHEPARD, WSBA # 16194

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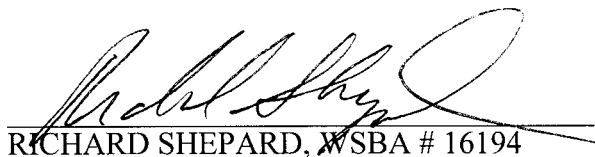
CERTIFICATE OF SERVICE

I, RICHARD SHEPARD, WSBA # 16194, declare on penalty of perjury under 28 USC 1746, as follows:

On this date I caused the foregoing to be electronically filed with the Clerk of the Court using the CM/ECF system that will send notifications of such filing to: James K Pharris, Thomas Ahearne, John White and David McDonald.

DATED Friday, December 05, 2008, at Tacoma, Washington.

SHEPARD LAW OFFICE, PLLC



RICHARD SHEPARD, WSBA # 16194