

ARKANSAS JUDICIAL DISCIPLINE AND DISABILITY COMMISSION
CASE # 17-172, 17-171 and 17-173

MOTION TO WITHDRAW OR IN THE ALTERNATIVE, CONTINUE

COMES NOW, Rachel W. Michel, Specially Appointed Counsel, (hereinafter "Special Counsel") and moves the Arkansas Judicial Discipline and Disability Commission ("Commission") to allow withdrawal as counsel, or in the alternative, continue this matter, and in support thereof would show the following:

1. Special Counsel was appointed as a result of conflicts of interest that arose with Commission staff prosecutors.
2. Special Counsel is employed full time by the State of Mississippi, as well as serves as a traditional National Guardsman as an officer.
3. As a result of Special Counsel's military assignments, additional counsel, Timothy Discenza, was appointed to serve the Commission in the instant case.
4. Since Mr. Discenza's appointment and her additional duties, Special Counsel has not been actively involved in the prosecution of this matter since Fall of 2018.
5. Mr. Discenza's health necessitated a withdrawal, granted May 10, 2019.
6. Special Counsel has military orders beginning May 17, 2019, with additional orders anticipated to be forthcoming in the very near future.
7. Special Counsel cannot be prepared to try this case, at its present setting and requests Withdrawal and appointment of substitute counsel, or in the alternative, a continuance of this matter until such time as she, and/or substitute is afforded time to adequately prepare for trial.

WHEREFOR, PREMISES CONSIDERED, Special Counsel moves this Commission for an Order Allowing Withdrawal as Counsel, or in the alternative, an Order of Continuance.

RESPECTFULLY SUBMITTED this the 16th day of May, 2019.

ARKANSAS JUDICIAL DISCIPLINE
AND DISABILITY COMMISSION



BY: RACHEL W. MICHEL, SPECIAL
COUNSEL

CERTIFICATE OF SERVICE

I, Rachel W. Michel, hereby certify that I have this day provided electronic service of the above Motion to Enlarge Time to:

mlaux@lauxlawgroup.com; aporte5640@aol.com; mmatthews@foley.com;

mbmillerpa@gmail.com

THIS the 16th day of May, 2019.



BY: RACHEL W. MICHEL, SPECIAL
COUNSEL