

1 John R. Rizzardi, WSBA No. 9388
Admitted Pro Hac Vice
2 Cairncross & Hempelmann, P.S.
524 Second Avenue, Suite 500
3 Seattle, WA 98104-2323
4 Telephone: (206) 587-0700
Facsimile: (206) 587-2308
5
6

7 UNITED STATES BANKRUPTCY COURT FOR THE
DISTRICT OF IDAHO
8

9 In re:

10 FRANK L. CHAPIN and
11 SYDNEY L. GUTIERREZ-CHAPIN,
Debtors.

NO. 02-20218

REPOSE OF FREDERICK LEAF TO
MOTION TO WITHDRAW

12
13
14 Comes now, Fredrick A. Leaf, M.D ("Leaf"), by and through his counsel of record, John
15 Rizzardi and Cairncross & Hempelmann, P.S., and responds to the Motion to Withdraw filed by
16 Bruce A. Anderson and Elsacsser Jarzabck Anderson Marks Elliott & McHugh ("Debtors'
17 Counsel").

18 At the time of filing this response, Leaf and the Debtor are attempting to develop the
19 terms of a settlement. In the event efforts to settle fail, or in the event the court determines that
20 the Debtor's case should be converted to a Chapter 7 proceeding, Leaf would request that the
21 Court condition the withdrawal of Debtors' Counsel on the following:
22
23

{00159894.DOC;1}

RESPONSE OF FREDERICK LEAF TO MOTION
TO WITHDRAW - 1

Cairncross & Hempelmann, P.S.
Law Offices
524 Second Avenue, Suite 500
Seattle, Washington 98104-2323
Phone: 206-587-0700 • Fax: 206-587-2308

ORIGINAL

157

1 The Debtors shall have filed their post-conversion Chapter 7 schedules in accordance
2 with applicable rules of court.
3

4 In the event this Chapter 11 continues, the withdrawal should be conditioned on the
5 following:
6

7 The Debtors should provide copies of their filed IRS tax returns, copies of all filed
8 Chapter 11 financial statements through June, 2003, and should provide a copy of the Van
9 Schravendyk accounting to Leaf.
10

11 DATED this 2 day of July, 2003.

12 CAIRNCROSS & HEMPELMANN, P.S.

13 
14 _____
15 John R. Rizzardi, Wash. State Bar No. 09388
16 Admitted Pro Hac Vice
17 Attorneys for Frederick A. Leaf
18
19
20
21
22
23