

DAVID N. PARMENTER
Attorney at Law
53 S. Shilling
PO Box 700
Blackfoot, ID 83221
(208) 785-5618

Attorney for Defendant

U.S. COURTS
04 JUN -4 AM 11:08 H
REGD. CLERK
CAMERON S. BURKE
IDAHO

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF IDAHO

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.)
)
PEDRO DUENAS-RIVERA, a.k.a.)
JOSE DIAZ,)
)
Defendant.)
_____)

Case No. CR-04-0085 E BLW

MOTION TO WITHDRAW

COMES NOW, DAVID N. PARMENTER, attorney for Pedro Duenas-Rivera, a.k.a. Jose Diaz Diaz, and moves the Court to withdraw as attorney of record, for the following reasons:

1. Counsel has spoken with Mr. Duenas-Rivera a few times over the past week, and has met with Mr. Duenas-Rivera on numerous occasions before in the past, including when he was representing him on state charges in Bonneville County, Idaho.

2. Counsel had previously represented Mr. Duenas-Rivera on related charges in Bonneville County, Idaho, before those charges were dismissed, and the federal indictment was served on him. Their ability to communicate and rationally discuss the case, has deteriorated to

the point that it is no longer feasible for the representation to continue. The level of trust and confidence between counsel and the defendant has fallen to a point that they no longer have a workable relationship, and no foreseeable way to correct the communication problems and disagreements they presently have.

3. In conversation with Mr. Duenas-Rivera, Tuesday, June 1, 2004, Mr. Duenas-Rivera advised that he wanted a different attorney, and counsel, knowing well the circumstances, the ongoing communications and discussions between counsel and defendant, believes, and submits to the Court, that an appointment of new counsel would be in the defendant's best interests, and in the interest of justice generally. He therefore, based on the circumstances, as well as defendant's request, moves to withdraw as counsel of record for the defendant, and requests that new counsel be appointed.

DATED this 1st day of June, 2004.



DAVID N. PARMENTER
Attorney for Defendant

CERTIFICATE OF SERVICE

2nd I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this
day of JUNE, 2004 upon the following:

 Mail
 ✓ Fax
 Hand Delivery

Michael J. Fica
Assistant United States Attorney
District of Idaho
801 E. Sherman, Suite 192
Pocatello, ID 83201



DAVID N. PARMENTER