

1 Steven V. Richert  
2 FEDERAL DEFENDERS OF EASTERN WASHINGTON AND IDAHO  
3 801 E. Sherman, Suite 177  
4 Pocatello, Idaho 83201  
5 (208) 478-4155

FILED  
CLERK OF DISTRICT COURT  
IDAHO  
POCATELLO

Attorneys for Defendant  
DUSTIN HOLM

6 UNITED STATES DISTRICT COURT  
7 DISTRICT OF IDAHO  
(HONORABLE B. LYNN WINMILL)

8 UNITED STATES OF AMERICA, )  
9 )  
10 Plaintiff, ) CR-03-220-E-BLW  
11 vs. ) AFFIDAVIT IN SUPPORT OF  
12 DUSTIN HOLM, ) MOTION TO WITHDRAW AS  
13 Defendant. ) COUNSEL FOR DEFENDANT

14 STATE OF IDAHO )  
15 ) ss  
16 County of Bannock )

17 Steven Richert, being first duly sworn upon his oath deposes and says as follows:

18 1. That I am the duly appointed attorney of record for Defendant Dustin Holm, and as  
19 such am personally familiar with the facts recited herein.

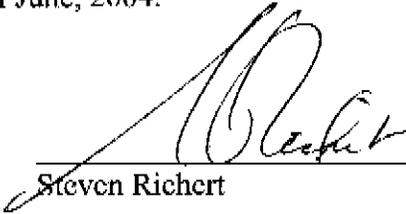
20 2. Until the last ten days of June, 2004, I have maintained a positive attorney/client  
21 relationship with Dustin Holm.

22 3. Recently, it has come to my attention that the attorney/client relationship has been  
23 breached to such an extent that I can no longer effectively represent Mr. Holm. Further, due to  
24 circumstances, the relationship can not be salvaged in a manner that would allow for the effective  
25 defense by me of Mr. Holm.  
26

19

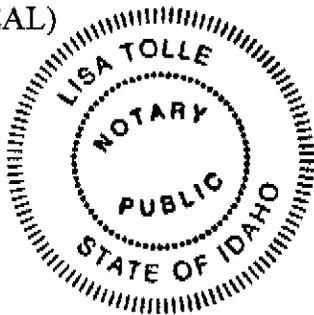
1 4. I seek permission to withdraw as counsel, but recognize that withdrawal will cause  
2 this matter to be continued. I do not seek to prejudice either Mr. Holm or the United States, but  
3 can not adequately continue my representation of Mr. Holm.

4 DATED this 28 day of June, 2004.

5  
6   
7 \_\_\_\_\_  
8 Steven Richert

9 SUBSCRIBED AND SWORN TO before me this 28<sup>th</sup> day of June, 2004.

10  
11 (SEAL)



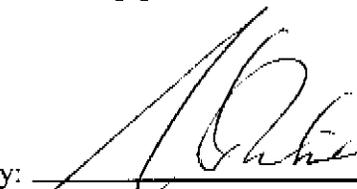
12   
13 \_\_\_\_\_  
14 NOTARY PUBLIC for Idaho  
15 Residing at: Pocatello, Idaho  
16 Commission Expires: 8/23/2005

17 **CERTIFICATE OF SERVICE**

18 **I HEREBY CERTIFY** on the 28 day of June, 2004, I served a true and correct  
19 copy of the foregoing document as follows:

20 Jack B. Haycock, Esq.  
21 Assistant United State Attorney  
22 801 E. Sherman, Suite 192  
23 Pocatello, ID 83201

- 24  U.S. Mail, postage prepaid
- 25  Hand Delivery
- 26  Overnight Mail
- 27  Facsimile

28 By:   
29 \_\_\_\_\_  
30 Steven Richert