

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW MEXICO  
Clerk's Minutes  
Before the Honorable Judith C. Herrera**

USA v. Danuel Dean Quaintance Case No. 06-538 JH

Date: May 10, 2007

Courtroom Clerk: Lincoln Sorrell Court Reporter: Paul Baca

Court in Session: 11:13 a.m./11:36 a.m. Court in Recess: 23 minutes

Type of Proceeding: Hearing on Motion to Withdraw as Attorney by Marc Robert [229]

Attorney(s) Present for Plaintiff(s): Attorney(s) Present for Defendant(s):

Luis Martinez, Amanda Gould

Marc Robert, Mario Esparza

Proceedings:

Court in Session:

- 11:13 a.m.** Court in session; Court was surprised by this motion. Mr. Robert argues in support of his motion. Relationship has deteriorated such that communication is too difficult
- 11:19 a.m.** Court addresses Mr. Quaintance as to his position with the request. Mr. Quaintance agrees with motion. Has not been effectively represented. Court: has not ruled on motion to continue the trial but will likely grant the motion. If Robert allowed to withdraw, we will set trial for June 18. Quaintance: this does not affect my opinion.
- 11:23 a.m.** Court: time is an issue. New attorney will have a lot of work to do. Do you understand about the trial date.
- 11:25 a.m.** Mr. Martinez: opposes the motion; too complicated for a new attorney to deal with in such a short time. Trial has been simplified. Would be unfair to Mr. Quaintance to allow Robert to withdraw.
- 11:26 a.m.** Court: there is a breakdown in relationship and communication, which is more serious than differences in strategy. Court: reluctantly grants motion to withdraw. Court will know if it has ruled on motion to continue before calendar call. Parties should contact office.
- 11:29 a.m.** Mr. Esparza addresses the court and informs that court that Mary Helen Quaintance wants to fire him. Court: please file a motion and state your cause. Court won't rule on that now. Court will reconvene at 1:30 p.m. for calendar call.
- 11:34 a.m.** Government not opposed to continuance motion.
- 11:34 a.m.** Mr. Robert: concerned that the Danuel Quaintance is not represented for the calendar call. Court: agrees and says that it is in D. Quaintance's best interest to be there. No objection by Mr. Quaintance.
- 11:36 a.m.** Court in recess.

