

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): Pierce Bainbridge P.C. John M. Pierce (SBN 250443) 355 S. Grand Ave., 44th Floor Los Angeles, CA 90071 TELEPHONE NO.: (213) 262-9333 FAX NO.: ATTORNEY FOR (Name): ADSH Inv. II, Inc., ADSD Inv. I, Inc., & Adam DeVone	
NAME OF COURT: Superior Court of California, County of Los Angeles STREET ADDRESS: 111 N. Hill Street MAILING ADDRESS: CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Stanley Mosk Courthouse	
CASE NAME: Gregory Econn v. ADSH Investments II, Inc., et al.	CASE NUMBER: BC601530
DECLARATION IN SUPPORT OF ATTORNEY'S MOTION TO BE RELIEVED AS COUNSEL—CIVIL	
HEARING DATE: DEPT.: 37 TIME: BEFORE HON.: Richard J. Burdge DATE ACTION FILED: Nov. 18, 2015 TRIAL DATE: Jan. 26, 2021	

- Attorney and Represented Party.** Attorney (name): **Pierce Bainbridge P.C.** is presently counsel of record for (name of party): **ADSH Inv. II, Inc., ADSD Inv. I, Inc., & Adam DeVone** in the above-captioned action or proceeding.
- Reasons for Motion.** Attorney makes this motion to be relieved as counsel under Code of Civil Procedure section 284(2) instead of filing a consent under section 284(1) for the following reasons (describe):
 See Attachment 2.

Continued on Attachment 2.

3. Service

- Attorney has
 - personally served the client with copies of the motion papers filed with this declaration. A copy of the proof of service will be filed with the court at least 5 days before the hearing.
 - served the client by mail at the client's last known address with copies of the motion papers served with this declaration.
- If the client has been served by mail at the client's last known address, attorney has
 - confirmed within the past 30 days that the address is current
 - by mail, return receipt requested.
 - by telephone.
 - by conversation.
 - by other means (specify):

Client confirmed mailing address via email on 10/12/20.

(Continued on reverse)

CASE NAME:

Gregory Econn v. ADSH Investments II, Inc., et al.

CASE NUMBER:

BC601530

3. b. (2) been unable to confirm that the address is current or to locate a more current address for the client after making the following efforts:
- (a) mailing the motion papers to the client's last known address, return receipt requested.
- (b) calling the client's last known telephone number or numbers.
- (c) contacting persons familiar with the client (*specify*):
- (d) conducting a search (*describe*):
- (e) other (*specify*):

- c. Even if attorney has been unable to serve the client with the moving papers, the court should grant attorney's motion to be relieved as counsel of record (*explain*):

4. The next hearing scheduled in this action or proceeding
- a. is not yet set.
- b. is set as follows (*specify the date, time, and place*):
- c. concerns (*describe the subject matter of the hearing*):

Continued on Attachment 4.

5. The following additional hearings and other proceedings (including discovery matters) are presently scheduled in this case (*for each, describe the date, time, place, and subject matter*):

Jan. 13, 2021, Reserved hearing date for MSJ on Defendant DeVone individual liability

Jan. 17, 2021, 8:00 a.m., final pre-trial status conference

Continued on Attachment 5.

6. Trial in this action or proceeding
- a. is not yet set.
- b. is set as follows (*specify the date, time, and place*):
- Jan. 26, 2021

7. **Other.** Other matters that the court should consider in determining whether to grant this motion are the following (*explain*):

Defendants request a six month continuation of the trial date and all other deadlines to allow time to find replacement counsel.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: Oct. 12, 2020

John M. Pierce

(TYPE OR PRINT NAME)



(SIGNATURE OF DECLARANT)

8. Number of pages attached: 2

1 **ATTACHMENT 2**

2 **DECLARATION OF JOHN M. PIERCE**

3 I, John M. Pierce, declare:

4 1. I am an attorney at law, duly qualified to practice before this court
5 and am the managing partner of the law firm Pierce Bainbridge P.C., attorneys
6 of record for Defendants in this action. In that capacity, I have gathered
7 personal knowledge of the facts stated herein, and, if called and sworn as a
8 witness, could and would testify competently hereto. My business address is
9 355 S. Grand Avenue, 44th Floor, Los Angeles, California. I submit this
10 Declaration in support of the accompanying Motion to Withdrawal as Counsel.

11 2. Defendants retained my prior firm, Pierce Bainbridge Beck Price
12 & Hecht LLP, to represent them in this action. I faced personal challenges
13 around March 2020 and went into rehabilitation. Around the same time, most
14 of the attorneys at Pierce Bainbridge Beck Price & Hecht, LLP departed the
15 firm, including the attorneys primarily responsible for this case. Pierce
16 Bainbridge Beck Price & Hecht LLP was no longer able to competently
17 represent Defendants due to a lack of staffing.

18 3. I formed a new firm, Pierce Bainbridge P.C. and attempted to
19 continue to represent Defendants. Pierce Bainbridge P.C., however, struggled
20 to meet the staffing requirements to manage the cases left behind at Pierce
21 Bainbridge Beck Price & Hecht, LLP, including this case. A recent attorney
22 departure from Pierce Bainbridge P.C. rendered the firm unable to maintain
23 the necessary staffing to competently represent Defendants in this case. Pierce
24 Bainbridge P.C. currently has only two full-time attorneys to manage more
25 than two dozen complex cases. Pierce Bainbridge P.C. cannot competently
26 represent Defendants without incurring unreasonable expense to hire
27 additional attorneys.

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