

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF FLORIDA
TALLAHASSEE DIVISION**

**THE ESTATE OF SF AND
SHARAN FOSBINDER, as Personal
Representative of the ESTATE OF SF,**

Plaintiff,

v.

CASE NO.: 4:22-cv-00278 MW/MAF

**THE FLORIDA DEPARTMENT
OF CHILDREN AND FAMILIES,
NORTHEAST FLORIDA STATE
HOSPITAL, LINDA WILLIAMS,
in her individual capacity, and
YOLANDA HERNANDEZ,
in her individual capacity,**

Defendants.

_____ /

MOTION TO WITHDRAW AS CO-COUNSEL

THE UNDERSIGNED ATTORNEY respectfully moves this Court to allow him to withdraw as co-counsel in the above-styled case, and states the following grounds in support thereof:

1. Counsel for Defendants, John Wharton, moves to withdraw as counsel in this matter. Throughout the pendency of this case, Defendants have been continuously represented by the same counsel. Prior to the filing of this motion, two of those counsel relocated to a new law firm, while the

undersigned remained at Dean Mead. Should this motion be granted, Defendants will continue to be represented by Mr. Hall and Mr. Russell, as has been the case since the filing of the initial response to the complaint. None of the Defendants will be adversely affected by the withdrawal of the undersigned, no deadlines in the case will be affected, nor will the granting of this motion have any adverse consequences to Defendants' ability to prepare for trial or to maintain the present schedule.

2. The undersigned has communicated with Defendant DCF, who requested the withdrawal. The undersigned has communicated his intent to withdraw as counsel for the individual Defendants, more than 14 days prior to the filing of this motion, by conveying his intent to withdraw to counsel for the Defendants, who will remain as counsel to the Defendants (as explained above) after this motion is granted.
3. The undersigned has conferred with counsel for Plaintiff, who does not oppose this motion.

WHEREFORE, the undersigned respectfully requests that the foregoing motion be granted to permit withdrawal of the undersigned and the disassociation of the law firm of Dean Mead as counsel of record in this matter.

Respectfully submitted this 8th day of November 2024,

/s/ John L. Wharton

John L. Wharton (FBN: 563099)

**DEAN, MEAD, EGERTON,
BLOODWORTH, CAPOUANO &
BOZARTH, P.A.**

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Attorney for the Defendants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 8th day of November 2024, the foregoing has been electronically filed through the CM/ECF portal and or served by electronic mail to Ryan J. Andrews, Counsel for Plaintiff, Andrews Law Firm, 822 Monroe Street, Tallahassee, FL 32303, ryan@andrewslaw.com, service@andrewslaw.com, and William D. Hall, III (whall@joneswalker.com) and Daniel R. Russell (drussell@joneswalker.com).

/s/ John L. Wharton

JOHN L. WHARTON