

IN THE SUPREME COURT OF THE STATE OF NEVADA

FREDERICK O. SILVER,

Appellant,

v.

CANDICE TOWNER,

Respondent.

Electronically Filed
Jan 14 2021 11:04 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

Supreme Court No.: 81982

**MOTION TO BE REMOVED AS ATTORNEY OF RECORD FOR
RESPONDENT**

COMES NOW, Emily McFarling, Esq. of McFarling Law Group, and hereby requests an Order for Emily McFarling to be Removed as Attorney of Record for Respondent.

Pursuant to Nevada Rules of Appellate Procedure 46(e)(3), withdrawal of counsel may be effected only by filing a motion in the court. The motion shall clearly state the reasons for the attorney's withdrawal consistent with SCR46 and RPC1.16. SCR 46(2) states the attorney in an action may be changed at any time before judgment or final determination upon the order of the court thereof on the application of the attorney. RPC 1.16(b) further states that a lawyer may withdraw from representing a client if withdrawal can be accomplished without material effect on the interests of the client or other good cause for withdrawal exists.

In this case, Emily McFarling represented Respondent in the underlying district court case D-18-565588-C, of which she has since withdrawn. Appellant

listed Emily McFarling as Respondent's attorney on his Case Appeal Statement; however, Emily McFarling has not been retained by Respondent for the instant appeal. Respondent has expressly stated she does not want McFarling Law Group to appear in the instant appeal. Respondent's interests in this appeal will not be affected by withdrawal as attorney of record. *This motion follows.*

Respondent's last known address and phone number are as follows:

8216 Mt. Brodie Circle
Las Vegas, NV 89145
702-762-2504.

DATED this 14th day of January, 2021.

McFARLING LAW GROUP

/s/ Emily McFarling

Emily McFarling, Esq.
Nevada Bar Number 8537
6230 W. Desert Inn Road
Las Vegas, NV 89146
(702) 565-4335

CERTIFICATE OF SERVICE

I, an employee of McFarling Law Group, hereby certify that on the 14th day of January, 2021, I served a true and correct copy of Motion for an Order to be Removed as Attorney of Record for Respondent by United States mail in Las Vegas, Nevada, with First-Class postage prepaid and addressed as follows:

Candice Towner
8216 Mt. Brodie Circle
Las Vegas, NV 89145

Frederick O. Silver
7737 Skolout St, Apt 126
San Antonio TX 78227

/s/ Alex Aguilar
Alex Aguilar