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11 *Attorneys for Defendant Jeremie Sowerby*

12  
13 **IN THE UNITED STATES DISTRICT COURT**  
14 **FOR THE DISTRICT OF ARIZONA**

15 United States of America,  
16  
17 Plaintiff,  
18  
19 vs.  
20 Jeremie Sowerby,  
21  
22 Defendant.

23 **Case No. CR-23-01321-PHX-SMB**  
24  
25 **UNOPPOSED MOTION TO**  
26 **WITHDRAW AS COUNSEL AND**  
27 **REQUEST FOR APPOINTMENT**  
28 **OF COUNSEL**  
**(With Consent)**

29 Pursuant to Rule 57.3, LRCrim, and Rules 83.3(b)(1) and 83(b)(3)(B), LRCiv, Alan S.  
30 Baskin, Caroline Saunders, Raynee Clemente and the law firm of Weiss Brown, counsel for  
31 Defendant Jeremie Sowerby, move this Court, for good cause shown, to withdraw as counsel  
32 of record. Sowerby also asks that the Court appoint him counsel. The government does not  
33 oppose this motion.

34 Sowerby was indicted on September 19, 2023 and arrested on September 22, and has  
35 been detained since then. This case is still in the early stages, as the government’s first  
36 installment of discovery was on November 16, 2023, and trial is set for June 19, 2024. Sowerby  
37 had a detention hearing on November 22, 2023 before Judge Fine, which has been continued  
38 until December 19, 2023, with pre-hearing memoranda due December 12, 2023 (Doc. 50).  
39 Contemporaneous with this motion, Sowerby is filing a motion to continue the detention

1 hearing and briefing deadline.

2 In addition, Sowerby was indicted in another matter (CR-23-1586-PHX-SMB) on  
3 November 14, 2023. Sowerby is represented by separate, court-appointed counsel in that  
4 matter, which has a detention hearing set for December 19 that is consolidated with the  
5 hearing here. Sowerby is also moving to continue the detention hearing in the newer matter.  
6 Last, counsel understands that the government anticipates bringing additional charges against  
7 Sowerby later this month, and may bring further charges in 2024.

8 In accordance with Arizona Supreme Court Rule 42, Rule of Professional Conduct  
9 (“ER”) 1.16(a)(1), counsel is ethically required to withdraw from further representation of  
10 Sowerby because continued representation would violate the Rules of Professional Conduct.  
11 A conflict of interest has arisen between counsel and client that requires counsel to withdraw.  
12 Counsel cannot elaborate further regarding the facts underlying the conflict of interest, in  
13 order to avoid disclosing confidential and attorney/client privileged information. Counsel’s  
14 request to withdraw based upon a mandatory duty to withdraw under the Rules of Professional  
15 Conduct and avowal that there is a conflict of interest should be taken at face value, such that  
16 the court should not require the disclosure of confidential information. *Maricopa County Public*  
17 *Defender’s Office v. Superior Court of Maricopa County*, 187 Ariz. 162, 927 P.2d 822 (App. 1996).

18 Counsel respectfully submits that the above constitutes a showing of good cause for  
19 purposes of Rule 83.3(b)(3)(B), and asks the Court permit their withdrawal and appoint  
20 counsel. Mr. Sowerby’s address is below, and his consent to the withdrawal follows on the  
21 next page.

22 Jeremie Sowerby  
23 Inmate # 7313258  
24 Central Arizona Florence Correctional Complex  
25 P.O. Box 6300  
26 Florence, AZ 85132  
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I, Jeremie Sowerby, consent to the withdrawal of Alan S. Baskin, Caroline Saunders, Raynee Clemente and the law firm of Weiss Brown as my counsel in this matter.

DATED this 8<sup>th</sup> day of December, 2023.

  
\_\_\_\_\_  
Jeremie Sowerby

A proposed order is attached.

RESPECTFULLY SUBMITTED this 8<sup>th</sup> day of December, 2023.

WEISS BROWN

By: /s/ Alan Baskin  
\_\_\_\_\_  
Alan Baskin  
Caroline Saunders  
Raynee Clemente  
6263 N. Scottsdale Road, Suite 340  
Scottsdale, Arizona 85250  
*Attorneys for Defendant Jeremie Sowerby*

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**CERTIFICATE OF SERVICE**

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I hereby certify that on December 8, 2023, I electronically transmitted the attached document to the Clerk’s Office using the CM/ECF system for filing.

/s/ Cristina McDonald

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