

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

Jawanda Dove,

CASE NO.: 3:20-cv-547-J-34MCR

Plaintiffs,

v.

Flagler County School Board,

Defendant.

EMERGENCY MOTION TO WITHDRAW AS COUNSEL

COMES NOW, BLAIR T. JACKSON who hereby files this Emergency Motion to Withdraw as Counsel, and in furtherance thereof states as follows:

1. That the undersigned attorney currently represents the Plaintiff, Jawanda Dove.
2. That irreconcilable differences have arisen between undersigned Counsel and Plaintiff such that Counsel cannot continue to represent Plaintiff in this matter.
3. The Plaintiff and Undersigned Counsel have engaged in lengthy settlement negotiations with opposing counsel but, to date, both sides have not been able to reach an agreement.
4. There have been several instances where Plaintiff agreed to a resolution but then inexplicably withdrew her consent to whatever the agreement was.
5. Plaintiff is requesting, as part of any agreement, that she be appointed to Administrative positions, such as Assistant Principal, within the Flagler County School Board when said entity has no authority to do so. This has been communicated several times by Undersigned Counsel.
6. Additionally, Undersigned Counsel seems unable to communicate the limitations of success at trial beyond any monetary awards (for example, appointment to the positions

described above). Further, it seems that Undersigned Counsel is also not able to communicate a trial strategy to Plaintiff that is consistent with our cause of action and the limited resources that Plaintiff has had to bring to this case.

7. Undersigned Counsel has concerns that Plaintiff is receiving legal advice from other individuals that are attorneys and non attorneys that is impeding his ability to communicate with his client regarding settlement and possible recoverable damages at trial therefore creating the scenario where there are irreconcilable differences present. On more than one occasion Plaintiff and Eric Josey, a non attorney, have indicated that they have other attorneys that they have contacted that have been briefed by them about the case and are waiting to take over should Undersigned Counsel be permitted to withdraw.

8. The undersigned counsel has given the Plaintiff notice of his intention to withdraw prior to submitting this request to The Court, and she does not object to said withdrawal.

9. The Plaintiff can receive all future pleadings and correspondence to the following address:

Jawanda Dove
2 Kathleen Trail Palm Coast, FL 32164
(386)- 383- 0537
Iamnotastatistic561@gmail.com

MEMORANDUM OF LAW

Under Local Rule 2.03 an attorney would be permitted to withdraw upon a showing of compelling ethical considerations that have created irreconcilable differences between an attorney and client. *Dejesus v. Lewis*, 14 F. 4th 1182 (2021). In this case, Undersigned Counsel has indicated in detail that Plaintiff may be receiving advice from other parties that are exerting influence on her, that outside opinions may be contributing to the lack of communication between counsel and leading to a fundamental disagreement regarding the goals and possible damages that may be awarded by a Judge or Jury presiding over the case.

WHEREFORE, the undersigned counsel prays that this Honorable Court enter an Order allowing the withdrawal of the undersigned attorney, and such other further relief as appears to this Honorable Court to be just and proper in the premises.

LOCAL 3.01(g) CERTIFICATION

Undersigned Counsel conferred with Counsel for the Defendant telephonically on January 13,2023 regarding this motion. Counsel for the Defendant indicated at this conference that he objected to Undersigned Counsel's Motion.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy and accurate copy of the foregoing has been furnished by via the Florida Courts e-Filing Portal to Dylan J. Hall, Esq., Bush & Augspurger, P.A., 411 E. Jackson St., Orlando, FL 32801 (lja@bushlawgroup.com), on this 19th day of January, 2023.

/s/ Blair T. Jackson
BLAIR T. JACKSON
Florida Bar Number: 912956
bjackson@dsklawgroup.com
de Beaubien, Simmons, Knight,
Mantzaris & Neal, LLP
d/b/a DSK LAW GROUP
609 West Horatio Street
Tampa, Florida 33606
Telephone: (813) 251-5825
Facsimile: (813) 254-1063
Attorneys for Defendant