

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE:

GENERAL MOTORS LLC IGNITION SWITCH LITIGATION

This Document Relates To:

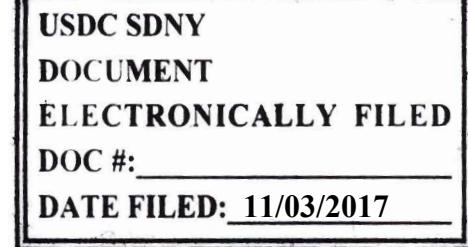
Abney et al v. General Motors, LLC, 14-cv-5810;
Edwards, et al. v. General Motors, LLC, 14-cv-6924;
Fleck, et al. v. General Motors, LLC, 14-cv-8176;
Yohe v. General Motors, LLC, 14-cv-9864;
Ewing v. General Motors, LLC, 14-cv-9965;
Hayes, et al. v General Motors, LLC, 14-cv-10023;
Bendermon et al v. General Motors, LLC, 15-cv-1354;
Morgan et al v. General Motors, LLC, 15-cv-2844;
Altebaumer et al v. General Motors, LLC, 15-cv-4142;
Adams et al v. General Motors, LLC, 15-cv-5528;
Blood v. General Motors, LLC, 15-cv-6578

14-MD-2543 (JMF)

ORDER

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JESSE M. FURMAN, United States District Judge:

On October 18, 2017, Hilliard Martinez Gonzales, Thomas J. Henry Injury Attorneys, and Matthews & Associates (the “Firms”) filed a Motion to Withdraw as Co-Counsel for those Plaintiffs listed on Exhibit A of the Motion. (MDL Docket No. 4712). On October 19, 2017, the Court set a deadline of November 2, 2017, for any opposition to the Firms’ Motion. (MDL Docket No. 4762). On that date, GM filed a Response to the Firms’ Motion to Withdraw, which included a Proposed Order that would direct the affected Plaintiffs to file individual complaints within 90 days, on pain of dismissal with prejudice. (MDL Docket No. 4789). The Court is inclined to issue an Order along the lines of what New GM has proposed, but given that dismissal with prejudice is a harsh remedy and mindful of the multi-stage dismissal process that has been used to good effect in the context of failures by plaintiffs to submit Plaintiff Fact



Sheets, (*see e.g.*, MDL Docket Nos. 4786, 4787), the Court believes that a multi-stage process, including both dismissal-without-prejudice and dismissal-with-prejudice, would be more appropriate. No later than **November 9, 2017**, New GM and the Firms shall confer and submit a revised Proposed Order that is consistent with the foregoing.

In addition to New GM's submission, the Court has received four objections to the Firms' Motion to Withdraw, three of which were docketed only on the relevant member case docket (*see* 2:14cv2458, Docket Nos. 223, 224, 225) and one of which was received by e-mail from counsel, a copy of which is attached here as Exhibit A (with irrelevant and/or personal information redacted). The Firms shall file a consolidated reply to these four objections no later than **November 9, 2017**.

SO ORDERED.

Dated: November 3, 2017
New York, New York



JESSE M. FURMAN
United States District Judge

EXHIBIT A



-----Original Message-----

Original Message
From: Tabatha Ferrell [REDACTED]
Sent: Wednesday, November 01, 2017 2:45 PM
To: Lesley Paniszczyn <[REDACTED]>
Subject: Motion to Withdraw

Dear: Hon. Jesse M. Furman

I Tabatha Ferrell the client in the GM case would prefer not to be removed from the Thomas J. Henry and Associates GM Case. I would like for them to remain my lawyers for the pending case because I have given them all my information including pictures documents from doctors and hospitals my billing statements my car information plus where I had taken my car in several times for the problems leading up to my accident. I still have all my front end parts, black box, and steering column as I was asked not to part with these items. I understand it is a very long process but I do think that GM is still responsible for this the black box information states that my air bags deployed several seconds after impact and my car was not running therefore I could not steer the vehicle. If you have any questions feel free to contact

me at [REDACTED] or [REDACTED]

As I stated previously I am objecting to any withdraw from the firm....

I spoke with Lesley Paniszczyn on 11/1/2017 she had advised me to email this letter because the lady I spoke with the previous week had stated that the firm was not dropping me or I was not being withdrawn from the case I think her name was Alexandra Fielder. If I would have been able to send this letter in by writing I would have but after talking to Lesley I wouldn't have had time so she said this email would be the same...
Thanks so much Lesley for the information given to me so I would understand the papers correctly...

Thank You,
Tabatha Ferrell