

DOCKET NO. UWY-FA-10-4022991-S : SUPERIOR COURT
 WILLIAM J. GROHS : J.D. OF WATERBURY
 VS. : AT WATERBURY
 KELLY W. GROHS : JANUARY 6, 2017

MOTION TO WITHDRAW APPEARANCE

The undersigned counsel for the defendant respectfully requests permission of this Court to withdraw his appearance in this case for the following reasons and/or under the following circumstances:

1. The undersigned lawyer was retained in June, 2016 to represent the defendant-wife in a contempt motion that should have reasonably required a half-day hearing; based on the allegations set forth in the motion. Counsel quoted and received a retainer fee of \$3,000.00, based on the estimated time it would take to litigate that motion.
2. The plaintiff then turned what should have been a simple, half-day hearing into a "three-ring circus" of outrageous, incessant discovery and litigation. He wasted tens of thousands of dollars on depositions (of his own witnesses!), lengthy pretrials, extensive and abusive discovery requests, filing briefs, etc., etc. such that he ran-up approximately \$50,000.00 in combined legal

ORAL ARGUMENT IS REQUESTED
 TESTIMONY MAY BE REQUIRED

fees on a motion that, arguably should never have been filed, and even if it did have any merit, should and could have been tried to the Court within about \$3,000.00 in legal fees.

3. Once the husband had successfully drained the wife's cash and exhausted her borrowing power by his over-the-top litigation tactics on a go-nowhere motion, he then filed a custody motion; and claimed that his contempt motion (that he was losing) and that he used as a diversion to wipe-out all of the wife's money should be mis-tried-- and it was.

4. The plaintiff is employing the same, over-the-top and outrageous litigation tactics in the custody case. The undersigned counsel explained to the Court that because of these incredible litigation tactics, his retainer fee in the custody case would not be less than \$30,000.00. The Court awarded only \$15,000.00. The undersigned lawyer did not agree or intend to represent the defendant on a pro-bono or a "low-bono" basis. The undersigned lawyer has sought reargument and reconsideration of the counsel fees motion. However, if the Court denies that request, then the undersigned lawyer should be permitted to withdraw; since the defendant cannot pay for his services. Conversely, if the defendant is not precluded from seeking additional counsel fees once the \$15,000.00 award is exhausted, then there is no need for the undersigned to seek permission to withdraw from this case.

WHEREFORE, the undersigned lawyer respectfully requests permission to withdraw from this case if the Court's intent (in its ruling on the motion for counsel fees) is that the defendant cannot seek additional fees once that sum is exhausted.

THE DEFENDANT,

BY 419729

ROBERT S. KOLESNIK, JR.