

No. 21-12472-DD

IN THE
United States Court of Appeals For the Eleventh Circuit

NOELLE LECANN, ET AL.,

Appellees,

VS.

ALIERA COMPANIES, INC.,

Appellant.

ON APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
No. 1:20-cv-02429-AT

**AMENDED MOTION TO WITHDRAW AS COUNSEL FOR
APPELLANT THE ALIERA COMPANIES INC.**

E. Travis Ramey
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Attorneys for Appellant The Alieria Companies Inc.

No. 21-12472-DD

**IN THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT**

NOELLE LECANN, et al.,

Appellees,

vs.

ALIERA COMPANIES, INC.,

Appellant.

APPELLANT'S CERTIFICATE OF INTERESTED PERSONS

Counsel of record for Appellant The Alieria Companies Inc. certifies that the following persons have an interest in the outcome of this appeal. Appellant makes these representations for the Judges of this Court to evaluate possible disqualification or recusal:

Advevo, LLC

Burr & Forman LLP

Coalson, Jennifer Kathleen

Craig, Sarah R.

Ensurian Agency, LLC

Fearon, Stephen J., Jr.

No. 21-12472-DD
Noelle LeCann, et al. v. Alera Companies, Inc.

Funduk, Tania

LeCann, Noelle

Miller, Holly S.

Office of the United States Trustee

OneShare Health, LLC

Parks Chesin & Walbert, P.C.

Ramey, E. Travis

Selimo, Kristin

Shirley, Elizabeth B.

Sipes, Jade E.

Squiteri & Fearon, LLP

Stone, Kevin R.

Sweeny, Paul V.

Tactic Edge Solutions, LLC

The Alera Companies Inc.

Thrash, Hon. Thomas W.

No. 21-12472-DD
Noelle LeCann, et al. v. Alieria Companies, Inc.

Totenberg, Hon. Amy

Trinity Healthshare, Inc.

USA Benefits & Administrators, LLC

Walbert, David F.

s/ E. Travis Ramey

E. Travis Ramey

One of the Attorneys for Appellant
The Alieria Companies Inc.

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**AMENDED MOTION TO WITHDRAW AS COUNSEL FOR
APPELLANT THE ALIERA COMPANIES INC.**

Counsel for Appellant the Alieria Companies Inc. (Alieria), E. Travis Ramey, Jade E. Sipes, and the law firm of Burr & Forman LLP, move this Court to enter an order allowing their withdrawal as counsel of record for Alieria. In further support, Counsel states the following:

1. Professional considerations require that Counsel terminate representation of Alieria.

2. When Alieria retained Counsel to represent it in this appeal and related litigation, Alieria entered into an agreement with Counsel governing the terms of the representation. Alieria has failed to abide by the terms of that agreement and has failed to substantially fulfill its obligations to Counsel.

3. Counsel has notified Alieria of its intent to withdraw and has informed Alieria that it may not proceed *pro se* in the case. Counsel has served Alieria at its last know business address with a copy of its Motion to Withdraw as Counsel.

4. If permitted to withdraw, Counsel will take all steps necessary to avoid harming Alieria's interests. Counsel's withdrawal will not result in a material adverse effect on Alieria's interests.

5. If permitted to withdraw, Counsel requests that Alera be given thirty days in which to hire new counsel.

6. If permitted to withdraw, Counsel requests an extension of thirty days for all pending deadlines.

7. Counsel has notified Counsel for Appellees of this request to withdraw.

WHEREFORE, Counsel respectfully requests that the Court grant this Motion to Withdraw.

Respectfully submitted,

s/ E. Travis Ramey

E. Travis Ramey

One of the Attorneys for

Appellant The Alera Companies

Inc.

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CERTIFICATE OF COMPLIANCE

This Motion complies with the type-face requirements of Federal Rule of Appellate Procedure 32(c) and the type-style requirements of Federal Rule of Appellate Procedure 32, as mandated by Federal Rule of Appellate Procedure 27(d)(1)(E). The response has been prepared in 14-point Century Schoolbook, which is a proportionally spaced font that includes serifs.

This Motion complies with the type-volume limitations in Federal Rule of Appellate Procedure 27(d)(2)(A) because it contains 248 words.

s/ E. Travis Ramey

OF COUNSEL

CERTIFICATE OF SERVICE

I certify that on October 1, 2021, a copy of the Amended Motion was electronically filed with the Clerk of Court using the CM/ECF system, which will serve it on the following CM/ECF participants. If a party served does not participate in the CM/ECF system, I have served them by U.S. First Class Mail. I have also served Appellant The Alera Companies Inc. at the address below.

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s/ E. Travis Ramey
OF COUNSEL