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UNITED STATES DISTRICT COURT

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DISTRICT OF ARIZONA

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In re:

11 Arizona THERANOS, INC., Litigation

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No. 2:16-cv-2138-HRH
(Consolidated with)
No. 2:16-cv-2373-HRH
No. 2:16-cv-2660-HRH
No. 2:16-cv-2775-HRH
-and-
No. 2:16-cv-3599-HRH)

**MOTION TO WITHDRAW AS
ATTORNEYS FOR ELIZABETH
HOLMES**

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Pursuant to L.R. Civ. 83.3(b)(1), Stephen C. Neal, John C. Dwyer and Jeffrey D. Lombard of
18 the law firm Cooley LLP (“Cooley”) move to withdraw as counsel of record for Elizabeth Holmes in
19 the above-captioned litigation. Ms. Holmes has not paid Cooley for any of its work as her counsel of
20 record in this action for more than a year. Further, given Ms. Holmes’s current financial situation,
21 Cooley has no expectation that Ms. Holmes will ever pay it for its services as her counsel. Thus, it is
22 unfair and unreasonable to require Cooley to continue representing Ms. Holmes in this action. As set
23 forth in the accompany declaration of Mr. Dwyer, Ms. Holmes has been informed of the status of the
24 case. No trial date has been set and there are no currently scheduled hearings, including for Plaintiffs’
25 pending motion for class certification.

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As required by L.R. Civ. 83.3(b)(1), Ms. Holmes’s current mailing address is:

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1 Elizabeth Holmes
2 3141 Stevens Creek Blvd #40062
3 San Jose, CA 95117¹

4 Cooley therefore respectfully requests permission to withdraw as counsel for Ms. Holmes.

5 Dated: September 30, 2019 COOLEY LLP

6 /s/ John C. Dwyer
7 John C. Dwyer (136533)

8 Attorneys for Defendant
9 Elizabeth Holmes

10 **CERTIFICATE OF SERVICE**

11 I hereby certify that on September 30, 2019, I electronically transmitted the foregoing
12 document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of
13 Electronic Filing to all CM/ECF registrants in this matter:

14 By: /s/ John C. Dwyer
15 John C. Dwyer
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27 ¹ L.R. Civ. 83(b) also requires that a motion to withdraw include the "last known telephone number
28 of the client." However, given her public profile and the profile of these matters, Ms. Holmes has
refused to consent to the inclusion of her telephone number in this Motion.

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CERTIFICATE OF SERVICE

I hereby certify that on September 30, 2019, I caused a true and correct copy of the attached document to be served upon the following by First Class U.S. Mail:

Elizabeth Holmes
3141 Stevens Creek Blvd #40062
San Jose, CA 95117

By: 