

Local Bankruptcy Rules -- Northern District of Ohio

Rule 2091-1 ATTORNEYS – WITHDRAWALS

(a) *Withdrawal of Attorney - By Motion.* The withdrawal of an attorney of record shall be permitted only by the filing of a motion for withdrawal, a showing of good cause, and upon such terms as the court shall impose. The motion shall be served on the client and shall include the client's written consent or an explanation why the client's written consent was not obtained.

(b) *Substitution of Attorney.* The substitution of an attorney of record shall be permitted only upon the following:

(1) *With All Relevant Parties' Signatures - By Notice.* The substitution of an attorney of record may be effected by the filing of a notice of substitution signed by the client, the substituting attorney, and the withdrawing attorney; provided, however, that the withdrawing attorney's signature is not necessary if the withdrawing attorney has been suspended or prohibited from the practice of law, or has otherwise withdrawn from practice in this district and that fact is so stated in the notice. Neither the client's signature nor the withdrawing attorney's signature is required if the substituting attorney is a member of the same partnership or legal professional association as the withdrawing attorney and the notice affirmatively states that the substitution is made with the client's knowledge and consent.

(2) *Without All Relevant Parties' Signatures - By Motion.* In all circumstances not governed by paragraph (b)(1), the substitution of an attorney of record may be effected by the filing of a motion for substitution. The motion shall be served on the client and the withdrawing attorney.

(c) *Limitations on Substitution and Withdrawal of Attorney.* Unless otherwise ordered, an attorney of record shall not be permitted to withdraw from a case or proceeding at any time within 21 days prior to a trial or hearing on any matter. Unless otherwise ordered, the substitution of an attorney of record shall not serve as the basis for a postponement of any trial or hearing. Until a motion for withdrawal is granted, an attorney shall continue to act as attorney of record.

(d) *Disclosure.* An attorney appearing in substitution for an attorney of record shall, at the time of substitution, make all disclosures required of an attorney by [11 U.S.C. § 329](#) and [Fed. R. Bankr. P. 2014](#) and [2016](#).