

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
FAYETTEVILLE DIVISION

UNITED STATES OF AMERICA

PLAINTIFF

vs.

Case No. 06-50064-001

HOLLIS WAYNE FINCHER

DEFENDANT

**MOTION TO WITHDRAW**

COMES NOW the undersigned, Shannon L. Blatt, court appointed counsel for the above-named Defendant/Appellant, and for her Motion to Withdraw, states the following:

1. That on or about March 12, 2007, the undersigned was appointed by the District Court to represent the Defendant.

2. That following a jury trial, the Defendant was found guilty on January 12, 2007 of possession of a machine gun in violation of 18 U.S.C. §§922(o) and 924(a)(2), and possession of a sawed-off shotgun, not registered, in violation of 26 U.S.C. §§5841, 5861(d), and 5871.

3. That sentencing was conducted by the Court on June 22, 2007, at which time the Defendant was sentenced to a term of imprisonment of seventy-eight (78) months on each count to run concurrently, to be followed by a term of supervised release for two (2) years, a fine of \$1,000.00, and a special assessment of \$200.00.

4. That Notice of Appeal was filed on June 27, 2007 in the Eighth Circuit Court of Appeals.

5. That on June 27, 2007, the undersigned was appointed by this Court to represent the

Defendant/Appellant on appeal. That on July 3, 2007, Mr. Quentin M. Rhoades, of Missoula, Montana, entered his appearance on behalf of the Defendant/Appellant on appeal. That Counsel has conferred with Defendant/Appellant regarding his desire to have Mr. Rhoades represent him on his appeal.

6. That the undersigned advised Defendant/Appellant of her intention to withdraw as Defendant/Appellant's counsel upon the entry of the appearance by Mr. Rhoades.

Defendant/Appellant did not object to such withdrawal.

7. That the 8th Circuit Court of Appeals has relieved undersigned counsel.

8. That on July 27, 2007, the United States District Court found that the Defendant does not qualify for counsel pursuant to the Criminal Justice Act Plan.

9. That the undersigned has informed the Defendant's family and his appellant counsel of her intent to withdraw.

WHEREFORE, the undersigned, Shannon L. Blatt, prays that the Court enter an Order permitting her to withdraw as counsel for the Defendant/Appellant, Hollis Wayne Fincher, and directing that the undersigned be relieved of any further obligations in connection with Defendant/Appellant's representation.

Respectfully submitted,

/s/ Shannon L. Blatt  
SHANNON L. BLATT, Bar No. 98116  
Attorney for Defendant/Appellant  
P.O. Box 1825  
(479) 785-0123  
(479) 785-4518  
SBSblatt@aol.com

CERTIFICATE OF SERVICE

I, Shannon L. Blatt, attorney for Defendant/Appellant, hereby certify that a true and correct copy of the above and foregoing pleading was electronically filed on the 31st day of July, 2007, with the Clerk of the Court using CM/ECF System which will send notification of such filing to the following:

Ms. Wendy L. Johnson  
Assistant U.S. Attorney  
P.O. Box 1524  
Fort Smith, AR 72902-1524

and I hereby certify that I have mailed the pleading by the United States Postal Service to the following non-CM/ECF participants:

Mr. Hollis Wayne Fincher  
16085 East Black Oak Road  
Fayetteville, AR 72701

Mr. Quentin M. Rhoades  
Sullivan, Tabaracci & Rhoades, P.C.  
1821 South Avenue West, Third Floor  
Missoula, MT 59801

/s/ Shannon L. Blatt

Shannon L. Blatt