

2022

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE  
WESTERN DISTRICT OF WISCONSIN

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In the Matter of:  
TELEMARK ENTERPRISES,

IN PROCEEDINGS FOR  
REORGANIZATION UNDER  
CHAPTER 11

Debtor-in-Possession,

Case Nos. EF11-81-00747  
through EF11-81-00751

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DONALD E. PEARSON,

Plaintiff,

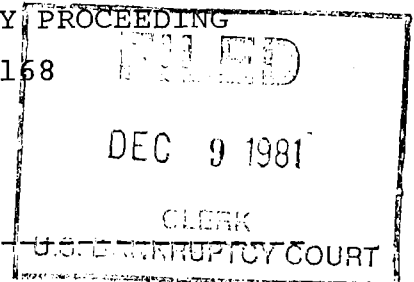
vs.

ADVERSARY PROCEEDING

No. 81-0168

TELEMARK LAND COMPANY, INC.,  
a Wisconsin corporation, d/b/a  
Telemark Enterprises

Defendant.



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ORDER DENYING PLAINTIFF'S MOTION  
TO REQUIRE LAW FIRM OF LARKIN, HOFFMAN, DALY & LINDGREN  
TO WITHDRAW AS ATTORNEYS FOR DEFENDANT AND DEBTOR

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The plaintiff, Donald E. Pearson, having filed with the court on the 31st day of August, 1981, a motion for an order requiring the law firm of Larkin, Hoffman, Daly & Lindgren, Ltd. to withdraw as attorneys for the debtor and defendant in these proceedings on the grounds that said attorneys have a disqualifying conflict of interest for prior representation of the plaintiff, and basing said motion upon the files and proceedings herein, the affidavit annexed thereto, Cannons 4, 5 and 9 of the American Bar Association Code of Professional Responsibility, Wisconsin Code of Professional Responsibility SCR 20.21 thru 20.30 and 20.48 thru 20.49 and the Rule of the U. S. Court of Appeals for the Seventh Circuit in First Wisconsin Mortgage Trust v. First Wisconsin Corp., 571 F.2d 390, Rehearing 584 F.2d 201;

And said motion having come on for hearing before the court on the 16th day of November, 1981; and the court having taken testimony and having heard the arguments of counsel, and briefs having been filed by the respective parties; and the court

having considered said motion, the memorandums and testimony,  
and upon all of the record and file herein;

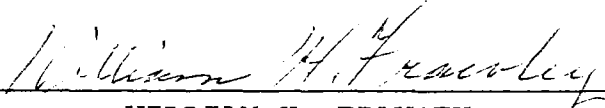
IT IS ORDERED:

1. That the disqualification of said law firm in Adversary Proceeding No. 81-0168 is now moot in that said firm has voluntarily withdrawn from said adversary proceeding.

2. That said motion as to the remaining part of said Chapter 11 Proceeding, and all other matters herein, is hereby denied, with costs of \$100.00 to the defendant. (See First Wisconsin case above cited.)

Dated: December 9, 1981.

BY THE COURT:

  
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WILLIAM H. FRAWLEY  
BANKRUPTCY JUDGE