

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA

**Fernando Navarro Hernandez v. James E. Dzurenda, Erica Ceballos,
FNU (.SIC) Barreti, Lorenzo Villegas, Roxanne Bybee, Ted Hanf,
Gregory Martin, Michelle Perkins, Elizabeth Pritchard**

Hernandez · No. 3:24-cv-00001-ART-CLB · Decided January 13, 2026

SUMMARY

This document is a motion by Lewis Brisbois Bisgaard & Smith LLP to withdraw as counsel for defendants Roxanne Bybee, M.D., and Erica Ceballos, R.N., and to be removed from the CM/ECF service list. The motion asserts that the Nevada Office of the Attorney General is actively representing the defendants and that withdrawal will not cause delay or prejudice. The document includes supporting declarations and memorandum of law, and the court granted the motion on January 13, 2026.

CASE DETAILS

COURT	United States District Court for the District of Nevada
JURISDICTION	United States District Court for the District of Nevada
DECIDED	January 13, 2026
DOCKET	3:24-cv-00001-ART-CLB
DISPOSITION	other
PROCEDURAL POSTURE	Counsel for defendants moved to withdraw as counsel of record and to be removed from the CM/ECF service list after the Nevada Office of the Attorney General assumed the defense.
STANDARD OF REVIEW	The court exercises discretion in deciding whether to grant or deny a motion to withdraw as counsel.
PRECEDENTIAL VALUE	unknown

TOPICS

civil procedure

PRACTICE AREAS

civil procedure legal ethics and professional responsibility

QUESTIONS PRESENTED

1. Whether the court should permit attorneys and their law firm to withdraw as counsel of record for defendants.
2. Whether the withdrawing attorneys and law firm should be removed from the case's CM/ECF service list.

HOLDINGS

1. The court granted the motion to withdraw because the defendants had active replacement counsel, withdrawal would not materially adversely affect their interests, and no delay would result.
2. The court authorized Keith A. Weaver, Alissa N. Bestick, and Lewis Brisbois Bisgaard & Smith LLP to be removed from the CM/ECF service list.

KEY QUOTATIONS

“[A]n attorney cannot withdraw from a case without consent of the court.” (at 1)

“Courts maintain the discretion to grant or deny a motion to withdraw as counsel.” (at 1)

FACTUAL BACKGROUND

Keith A. Weaver, Alissa N. Bestick, and Lewis Brisbois had been retained to represent defendants Roxanne Bybee and Erica Ceballos. The defendants subsequently obtained representation from the Nevada Office of the Attorney General, which was actively defending them, and the moving attorneys were no longer participating in the defense. The court found that withdrawal would not adversely affect the defendants or delay discovery, trial, or any hearing.

PROCEDURAL HISTORY

The matter was pending in the United States District Court for the District of Nevada. Lewis Brisbois attorneys Keith A. Weaver and Alissa N. Bestick moved to withdraw from representing defendants Roxanne Bybee and Erica Ceballos, asserting that replacement counsel from the Nevada Office of the Attorney General was actively defending the defendants. The court granted the motion and authorized counsel's removal from the CM/ECF service list.

DISPOSITION

other

CASES CITED

- 2023 WL 6059667, at *3 (D. Nev. Sept. 18, 2023)
- 118 F.2d 704, 706 (9th Cir. 1941)