

COÖS, SS.

SUPERIOR COURT

State of New Hampshire

v.

Volodymyr Zhukovskyy

215-2019-CR-078

MOTION TO WITHDRAW AS COUNSEL FOR THE DEFENSE

Now comes the undersigned counsel, Jay Duguay and Steve Mirkin, New Hampshire Public Defenders, and respectfully pray the Court for leave to withdraw as counsel for the accused herein, and in support of such Motion state as follows:

1. The accused is charged herein with seven counts of Manslaughter, seven Class A Felonies, and nine Class B Felonies. His trial is scheduled to begin November 16, 2021.
2. Undersigned counsel was recently informed that the firm of Nixon and Peabody LLC was preparing to enter its appearance as *pro bono* counsel for the accused, with his assent.
3. On September 15, 2021, David Vicinanza, Esq., filed an Entry of Appearance on behalf of said firm as *pro bono* counsel.
4. As Nixon and Peabody has undertaken to represent the accused herein, with his assent, undersigned counsel respectfully pray the Court for leave to withdraw as counsel for the accused herein.
5. Undersigned will endeavor to assist new counsel to the fullest extent necessary to protect the interests of the accused.

WHEREFORE, the undersigned on behalf of the New Hampshire Public Defender respectfully pray the Court to grant this Motion, and for such further relief as may be just.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served this 15th day of September, 2021, to John McCormack, Esq., Coos County Attorney; Scott Chase and Joshua Speicher, Office of the Attorney General, to David Vicinanza, Esq., and to Volodymyr Zhukovskyy.



Steve Mirkin

Following a hearing, and for the reasons set forth on the record, the Court DENIES the Motion to Withdraw. See record.

The State's motion to extend the deadline for deposing witnesses from September 24, 2021, to October 8, 2021, is GRANTED. See record.

/s/ Peter H. Bornstein
Honorable Peter H. Bornstein
September 16, 2021

Clerk's Notice of Decision
Document Sent to Parties
on 09/17/2021