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FILED
02-28-2024
CLERK OF WISCONSIN
SUPREME COURT

February 28, 2024

To:

Hon. Michael H. Bloom
Circuit Court Judge
Electronic Notice

Brenda Behrle
Clerk of Circuit Court
Oneida County Courthouse
Electronic Notice

Michael D. Dean
Electronic Notice

Arthur G. Jaros Jr.
Electronic Notice

Lisa M. Lawless
Electronic Notice

Edward N. Tiesenga
Tiesenga & DeBoer LLP
1200 Harger Road, Suite 830
Oak Brook, IL 60523

You are hereby notified that the Court, by its Clerk and Commissioners, has entered the following order:

No. 2022AP1069 Eagle Cove Camp & Conf. Center v. Oneida Co. Board of Adjustment,
L.C.#2013CV345

The plaintiffs-appellants in this matter are Eagle Cove Camp & Conference Center, Inc., and Arthur, Wesley, and Randall Jaros, as trustees of various family trusts. Arthur Jaros is an Illinois-licensed attorney. Since November 2017, Attorney Jaros has represented plaintiffs-appellants in a pro hac vice capacity in association with Attorney Michael D. Dean, “an active member of the state bar of Wisconsin who appear[ed] and participate[d] in the action or proceeding,” as required by SCR 10.03(4)(b).

On February 15, 2024, this court issued an order expressing concerns with two filings: (1) a January 5, 2024 “Petition of Arthur G. Jaros, Jr. For Review”; and (2) a February 8, 2024 “Motion of Michael D. Dean to Withdraw as Counsel of Record.” These concerns included the following:

- If this court were to grant Attorney Dean’s motion to withdraw, Attorney Jaros’ pro hac vice admission would be subject to revocation, unless he associates himself with another Wisconsin-licensed attorney. See SCR 10.03(4)(b).

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- Attorney Dean's motion to withdraw does not comply with Wis. Stat. § (Rule) 809.85(5), which mandates a detailed procedure for counsel to follow in seeking withdrawal during appellate proceedings.
- The "Petition of Arthur G. Jaros, Jr. For Review" is not signed by Wisconsin-licensed counsel. Cf. Wis. Stat. § (Rule) 809.85(2)(a) (requiring that pro hac vice counsel have their Wisconsin-licensed co-counsel "sign every document filed in the court").
- To the extent that Attorney Jaros now intends to proceed pro se in this court, he must seek withdrawal from representation of the other plaintiffs-appellants in the manner provided in Wis. Stat. § (Rule) 809.85(5).
- To the extent that Attorney Jaros, in the "Petition of Arthur G. Jaros, Jr. For Review," advocates pro se for the legal interests of plaintiffs-appellants other than himself, he is at risk of perpetrating the unauthorized practice of law.

The court ordered Attorneys Dean and Jaros to respond to the court's concerns by February 29, 2024.

Without referencing but as an apparent response to this court's February 15, 2024 order, on February 26, 2024, Attorney Dean and Attorney Edward N. Tiesenga filed a document titled "Wis. Stat. 809.85(4)(b)(1) Notice of Withdrawal By Mutual Consent." This document states that, with the plaintiffs-appellants' consent, Attorney Tiesenga is substituting for Attorney Dean as Attorney Jaros' Wisconsin-licensed co-counsel. See SCR 10.03(4)(b). The document further states that, if given direction by the court, Attorney Tiesenga will sign a petition for review "to be filed by and joining all of the Plaintiffs-Appellants."

IT IS ORDERED that the plaintiffs-appellants shall have until March 13, 2024, to file an amended petition for review that clearly identifies on whose behalf the filing is submitted, and that contains all attorney signatures required by rule. If the amended petition is not filed by that time, the court will take action on the January 5, 2024 "Petition of Arthur G. Jaros, Jr. For Review"; and,

IT IS FURTHER ORDERED that unless an objection is received by March 6, 2024, the clerk of this court shall remove Attorney Michael D. Dean as counsel of record for plaintiffs-appellants, shall substitute Attorney Edward N. Tiesenga as counsel for plaintiffs-appellants, and shall indicate on the docket that the court will take no action on the February 8, 2024 "Motion of Michael D. Dean to Withdraw as Counsel of Record."

Samuel A. Christensen
Clerk of Supreme Court