

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

NATIONAL LABOR RELATIONS BOARD,  
  
Petitioner,

Case Nos. 14-1669; 12-1787;  
12-2613; 13-2089; 13-2491;  
14-1282

v.

PARK AVENUE INVESTMENT ADVISOR,  
LLC; HOTEL MANAGEMENT ADVISORS-  
TROY, LLC; 5500 MANAGEMENT, LLC,  
QUANTUM HOTELS, LLC; and WICK ROAD  
HOTEL MANAGEMENT, LLC, a Single-  
Integrated Enterprise, a Single Employer, and  
Alter Egos,

Respondents,

And

REMO POLSELLI and HANNA KARCHO,

Individual Respondents.

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**JAFFE RAITT HEUER & WEISS, P.C.'S MOTION TO WITHDRAW AS  
COUNSEL FOR RESPONDENTS**

To the Honorable, the Judges of the United States Court of Appeals for the Sixth Circuit:

Jaffe Raitt Heuer & Weiss, P.C. (the “Jaffe Firm”), respectfully moves the Court for an Order relieving the Jaffe Firm as counsel for the Respondents and Individual Respondents. In support of its Motion, the Jaffe Firm states as follows:

1. The Jaffe Firm was retained as counsel in this matter pursuant to an agreement, which required the Respondents and Individual Respondents to fulfill certain obligations to the Jaffe Firm, including but not limited to meeting its financial obligations to the Jaffe Firm and communicating with the Jaffe Firm and providing information so that the Jaffe Firm could adequately represent Respondents’ and Individual Respondents’ interests.

2. Over the course of the last year, the Jaffe Firm has attempted to communicate with Respondents and Individual Respondents regarding this matter numerous times and received no response.

3. On September 9, 2019, this Court issued an Order to Show Cause [Docket 70-2], to be responded to within 21 days, which was immediately passed on to the Respondents and Individual Respondents.

4. Since that time, the Jaffe Firm has made no less than 10 attempts to communicate with Respondents and Individual Respondents concerning this matter but received no meaningful response.

5. Respondents' and Individual Respondents' failure to communicate with the Jaffe Firm has led to a complete breakdown of the attorney-client relationship and the Jaffe Firm cannot continue to represent the Respondents and Individual Respondents in this matter.

6. Additionally, Respondents and Individual Respondents have failed to meet their financial obligations to the Jaffe Firm and have breached the terms of the parties' engagement agreement further evidencing a breakdown of the attorney-client relationship.

WHEREFORE, it is respectfully requested that the Court enter and Order:

- (1) permitting the immediate withdrawal of the Jaffe Firm as counsel for Respondents and Individual Respondents;
- (2) permitting the Jaffe Firm to serve such Order on Respondents and Individual Respondents via email;
- (3) permitting Respondents and Individual Respondents thirty (30) days to obtain new counsel;
- (4) such other and further relief the Court deems just and proper.

Dated: September 27, 2019

Respectfully Submitted,

/s/ Ethan R. Holtz

Ethan R. Holtz (P71884)

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**CERTIFICATE OF SERVICE**

Ethan Holtz, being duly sworn, states that on September 27, 2019 he effectuated service of the foregoing Motion to Withdraw and this Certificate of Service with the Court using its ECF File & Serve system which will send notification of such filing to all counsel of record.

/s/Ethan R. Holtz  
Ethan R. Holtz