

IN THE SUPREME COURT OF OHIO

**In Re: Judicial Campaign Complaint
Against Colleen Mary O'Toole**

RESPONDENT

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CASE NO. 2012-1653

**MOTION FOR LEAVE FOR DAVID AXELROD TO WITHDRAW AS
COUNSEL FOR COMPLAINANT
AND
MOTION TO SUBSTITUTE MARY CIBELLA AS LEAD COUNSEL
FOR COMPLAINANT**

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FILED
OCT 08 2012
CLERK OF COURT
SUPREME COURT OF OHIO

J Michael Murray #0019626
Raymond V. Vasvari, Jr #0055538
Berkman, Gordon, Murray & DeVan
55 Public Square Suite 2200
Cleveland, Ohio 44113-1949
COUNSEL FOR RESPONDENT

IN THE SUPREME COURT OF OHIO

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Case No. 2012-1653

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FOR COMPLAINANT
MOTION TO SUBSTITUTE
MARY CIBELLA AS
LEAD COUNSEL FOR
COMPLAINANT**

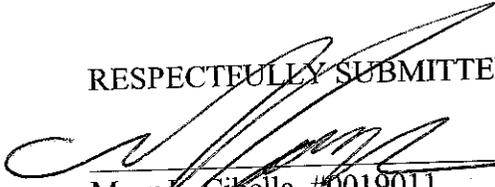
Now Comes David F. Axelrod, Esq., who respectfully requests that he be permitted leave to withdraw as counsel for James Davis, Complainant, pursuant to Prof. Cond. Rule 1.16(b)(7). James Davis, Complainant, has been notified and has given informed consent to the withdrawal by Attorney Axelrod.

Now Comes Mary L. Cibella, Esq., who respectfully requests that she be substituted as Lead Counsel for James Davis, Complainant. James Davis, Complainant, has been notified and has given informed consent to the substitution of Attorney Cibella as lead counsel.

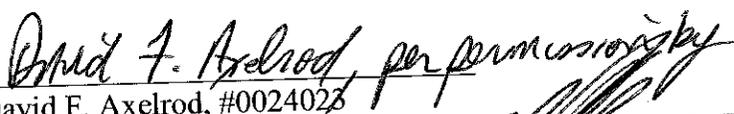
Wherefore Mr. Axelrod respectfully requests that he be permitted leave to withdraw as counsel for James Davis, Complainant, and further respectfully requests that an Entry accepting his withdrawal be issued by this Honorable Court.

Wherefore Ms. Cibella respectfully requests that she be substituted as lead counsel for James Davis, Complainant, and further respectfully requests that an Entry substituting her as lead counsel for James Davis, Complainant, be issued by this Honorable Court.

RESPECTFULLY SUBMITTED,



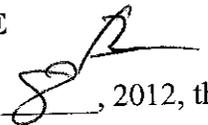
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PROOF OF SERVICE

I, Mary L. Cibella, do hereby certify that on October , 2012, this Motion for Leave

for David Axelrod to Withdraw as Counsel for Complainant and Motion to Substitute Mary

Cibella as Lead Counsel for Complainant was served as follows:

Original and 7 copies via hand delivery to:

Kristina D. Frost, Clerk
Supreme Court of Ohio
65 South Front Street 8th Floor
Columbus, Ohio 43215

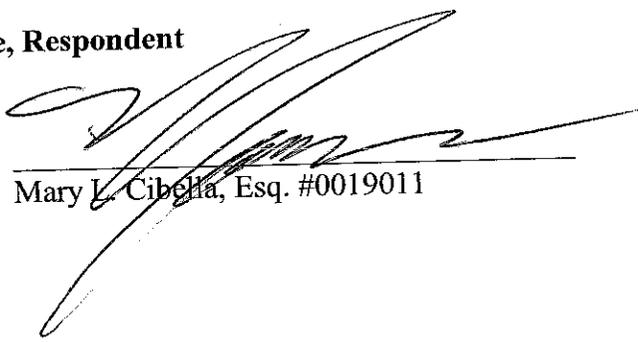
Copy via hand delivery to:

Steven C. Hollon, Administrative Director
Secretary to Five-Judge Commission
65 South Front Street 7th Floor
Columbus, Ohio 43215

Copy via Regular U.S. Mail to:

J Michael Murray, Esq. and
Raymond V. Vasvari, Jr., Esq.
Berkman, Gordon, Murray & DeVan
55 Public Square Suite 2200
Cleveland, Ohio 44113-1949

Counsel for Colleen Mary O'Toole, Respondent



Mary L. Cibella, Esq. #0019011