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2 Lawyer
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5 (602) 622-0722

6 Pima County Bar No. 2400
7 Arizona State Bar No. 005090
8 Lawyer for Appellant

9 IN THE SUPREME COURT

10 STATE OF ARIZONA

11 STATE OF ARIZONA,)	NO. CR-91-0233-AP
)	
12 Appellee,)	(Pima County Superior Court
)	No. CR-28449)
13 -vs-)	
)	MOTION TO WITHDRAW AND
14 JOSEPH RUDOLPH WOOD, III,)	REQUEST FOR APPOINTMENT OF
)	SUBSTITUTE COUNSEL ON APPEAL
15 Appellant.)	(No hearing requested)

16 Barry J. Baker Sipe, Esq., counsel for Appellant/Cross-
17 Appellee, moves the Court to enter an appropriate order permitting
18 him to withdraw and appointing substitute counsel for Appellant on
19 appeal, based upon the following reasons:

20 1. Barry J. Baker Sipe, Esq., has a conflict of interest
21 which prevents him from representing Mr. Wood;

22 2. Beginning April 6, 1992, Barry J. Baker Sipe will be
23 employed with the Pima County Legal Defender's Office; and

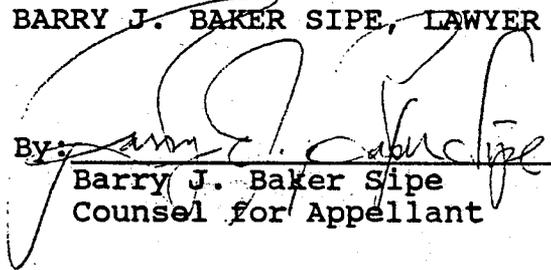
24 3. The Record on Appeal shows that on September 1, 1989, the
25 trial court ordered the Pima County Legal Defender's Office to
26 withdraw from representation of Mr. Wood because of a conflict of
27 interest due to its prior representation of Debra A. Dietz, the

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1 named victim in Count One of the Indictment, (see, R.O.A., items 1,
2 9-12).

3 RESPECTFULLY SUBMITTED this 19th day of March, 1992.

4 BARRY J. BAKER SIPE, LAWYER

5
6 By: 
7 Barry J. Baker Sipe
8 Counsel for Appellant

9 Copy of the foregoing
10 mailed/delivered this date, to:

11 Paul J. McMurdie, Esq.
12 Crane McClennen, Esq.
13 Arizona Attorney General's Office
14 1275 West Washington
15 Phoenix, AZ 85007

16 Pima County Attorney's Office
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19 Joseph Rudolph Wood, III
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