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IN THE SUPREME COURT FOR THE STATE OF ALASKA

WILLIAM BIGLEY,  
  
Appellant,  
  
vs.  
  
ALASKA PSYCHIATRIC  
INSTITUTE,  
  
Appellee.

)  
)  
)  
) Supreme Court No. S-13353  
)  
)  
)

Case No. 3AN-08-1252 PR

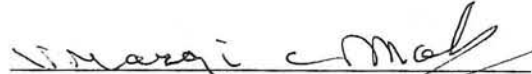
REC'D JAN 08 2009

MOTION TO WITHDRAW


VRA AND APP. R. 513.5 CERTIFICATION  
I certify that this document and its attachments do not contain (1) the name of a victim of a sexual offense listed in AS 12.61.140 or (2) a residence or business address or telephone number of a victim of or witness to any offense unless it is an address used to identify the place of the crime or it is an address or telephone number in a transcript of a court proceeding and disclosure of the information was ordered by the court. I further certify, pursuant to App. R. 513, that the font used in this document is Arial 12.5 point.

The Public Defender Agency, through Deputy Public Defender Margi Mock, moves this court for an order permitting the Agency to withdraw from the above-entitled action. This motion is based on the attached affidavit of counsel.

DATED at Anchorage, Alaska, on January 07, 2009.

PUBLIC DEFENDER AGENCY  
  
MARGI A. MOCK (87-06037)  
ASSISTANT PUBLIC DEFENDER

CERTIFICATE OF SERVICE AND APP. R. 513 CERTIFICATION

The undersigned hereby certifies that on January 07, 2009, a true and correct copy of the foregoing document, **Motion to Withdraw**, was faxed/mailed/hand-delivered on to the following: James Gottstein, Laura Derry AGO, Erin Pohland AGO, Elizabeth Russo at OPA, and Marieann Vassar. The undersigned further certifies, pursuant to App. R. 513.5, that the font used in this document is Arial 12.5 point. By: RJL 

ALASKA PUBLIC DEFENDER AGENCY  
Quinlan Steiner, Public Defender  
900 West 5<sup>th</sup> Avenue, Suite 200  
Anchorage, AK 99501  
Phone: 907.334.4400 • Fax: 907.334.4440  
1.800.478.4404

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AFFIDAVIT OF COUNSEL

VRA AND APP. R. 513.5 CERTIFICATION  
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STATE OF ALASKA )  
 ) ss  
 THIRD JUDICIAL DISTRICT )

Margi A. Mock, being first duly sworn upon her oath, deposes and states as follows:

1. I am the supervisor of the appeals section of the Alaska Public Defender Agency. On October 20, 2008, the Alaska Public Defender Agency was appointed to represent Mr. Bigley in this matter.

2. The Public Defender Agency represented Mr. Bigley at both the 30-day commitment proceeding and the 90-day commitment proceeding. But the court allowed Mr. Gottstein to enter a limited appearance for the purpose of litigating the medication issue.

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3. Following the entry of the superior court's order granting a 90-day commitment and granting API permission to medicate Mr. Bigley, Mr. Gottstein filed an appeal. But the Agency's appointment has never been terminated and no request for substitution of counsel has been filed.

4. I recently spoke with Mr. Gottstein about this case. He informed me that he had already obtained the transcripts and was proceeding with the appeal on all the meritorious issues. I am, therefore, requesting that this court enter an order terminating the Agency's appointment which will allow us to close the case.

Further your affiant sayeth naught.

  
MARGI A. MOCK 87-06037  
Assistant Public Defender

SUBSCRIBED AND SWORN to before me January 07, 2009.



  
NOTARY PUBLIC IN AND FOR ALASKA  
My Commission Expires: With office