

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

|                                |   |                                  |
|--------------------------------|---|----------------------------------|
| ROGER CHARLES LANIER, #220979, | ) |                                  |
|                                | ) |                                  |
| Plaintiff,                     | ) |                                  |
|                                | ) |                                  |
| v.                             | ) | CIVIL ACTION NO. 2:06-CV-353-WHA |
|                                | ) | [WO]                             |
|                                | ) |                                  |
| GOV. BOB RILEY, et al.,        | ) |                                  |
|                                | ) |                                  |
| Defendants.                    | ) |                                  |

**ORDER ON MOTION**

The plaintiff filed a motion for appointment of counsel on April 19, 2006 (Court Doc. No. 3). In light of the facts underlying the plaintiff's claims for relief and as there are no exceptional circumstances justifying appointment of counsel, *see Bass v. Perrin*, 170 F.3d 1312, 1320 (11<sup>th</sup> Cir. 1999); *Kilgo v. Ricks*, 983 F.2d 189, 193 (11<sup>th</sup> Cir. 1993); *Dean v. Barber*, 951 F.2d 1210, 1216 (11<sup>th</sup> Cir. 1992), it is

ORDERED that the motion for appointment of counsel be and is hereby DENIED.

Done this 20<sup>th</sup> day of April, 2006.

**/s/ Delores R. Boyd**  
DELORES R. BOYD  
UNITED STATES MAGISTRATE JUDGE