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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

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11 CLEVER SIM, 1:07-cv-00724-AWI-WMW-HC

12 Petitioner,

13 vs.

14 ALBERTO R. GONZALES, et al.,

15 Respondent. / ORDER DENYING MOTION FOR
16 APPPOINTMENT OF COUNSEL
(DOCUMENT #4)

17 Petitioner has requested the appointment of counsel. There currently exists no absolute right
18 to appointment of counsel in habeas proceedings. See e.g., Anderson v. Heinze, 258 F.2d 479, 481
19 (9th Cir.), cert. denied, 358 U.S. 889 (1958); Mitchell v. Wyrick, 727 F.2d 773 (8th Cir.), cert.
20 denied, 469 U.S. 823 (1984). However, Title 18 U.S.C. § 3006A authorizes the appointment of
21 counsel at any stage of the case "if the interests of justice so require." See Rule 8(c), Rules
22 Governing Section 2254 Cases. In the present case, the court does not find that the interests of
23 justice would be served by the appointment of counsel at the present time. Accordingly, IT IS
24 HEREBY ORDERED that Petitioner's request for appointment of counsel is denied.
25 IT IS SO ORDERED.

26 Dated: May 22, 2007

27 /s/ William M. Wunderlich
28 UNITED STATES MAGISTRATE JUDGE