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7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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11  
12 HON LAU,

13 Plaintiff,

1:09 CV 0022 WMW P

14 vs.

15 DERRAL ADAMS, et al.,

16 Defendants.

ORDER DENYING MOTION FOR  
APPOINTMENT OF COUNSEL  
(DOC 9)

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20 Plaintiff has requested the appointment of counsel. The United States Supreme  
21 Court has ruled that district courts lack authority to require counsel to represent indigent  
22 prisoners in § 1983 cases. Mallard v. United States District Court for the Southern District of  
23 Iowa, 490 U.S. 296, 109 S.Ct. 1814 (1989).

24 In certain exceptional circumstances, the court may request the voluntary  
25 assistance of counsel pursuant to 28 U.S.C. § 1915(d). Terrell v. Brewer, 935 F.2d 1015 (9th  
26

1 Cir. 1990); Wood v. Housewright, 900 F.2d 1332 (9th Cir. 1990). In the present case, the court  
2 does not find the required exceptional circumstances.

3 Accordingly, plaintiff's request for the appointment of counsel is denied.  
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5 IT IS SO ORDERED.

6 **Dated:** April 8, 2009

/s/ William M. Wunderlich  
UNITED STATES MAGISTRATE JUDGE