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8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
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11 COREY DARRYL WIRSZ,

1:09-cv-01204-JLT (HC)

12 Petitioner,

ORDER DENYING MOTION FOR
APPOINTMENT OF COUNSEL

13 vs.

14 JOHN SUGRUE, Warden,

(Doc. 4)

15 Respondent.
16 _____ /

17 Petitioner has requested the appointment of counsel for this habeas petition as well as
18 appointment of an immigration lawyer. (Doc. 4). Petitioner cites no reasons whatsoever in support
19 of his requests. There currently exists no absolute right to appointment of counsel in habeas
20 proceedings. See e.g., Anderson v. Heinze, 258 F.2d 479, 481 (9th Cir.), cert. denied, 358 U.S.
21 889 (1958); Mitchell v. Wyrick, 727 F.2d 773 (8th Cir.), cert. denied, 469 U.S. 823 (1984).
22 However, Title 18 U.S.C. § 3006A authorizes the appointment of counsel at any stage of the case
23 “if the interests of justice so require.” See Rule 8(c), Rules Governing Section 2254 Cases. In the
24 present case, the Court does not find that the interests of justice require the appointment of counsel
25 at the present time.

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1 Accordingly, IT IS HEREBY ORDERED that petitioner's request for appointment of
2 counsel (Doc. 4), is DENIED.

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4 IT IS SO ORDERED.

5 Dated: June 18, 2010

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE

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