



1 citations omitted).

2 In the present case, the court does not find the required exceptional  
3 circumstances. Even if it is assumed that plaintiff is not well versed in the law and that he  
4 has made serious allegations which, if proved, would entitle him to relief, his case is not  
5 exceptional. This court is faced with similar cases almost daily. Further, at this stage in  
6 the proceedings, the court cannot make a determination that plaintiff is likely to succeed  
7 on the merits. Finally, the Court notes that the matter is set for a settlement conference  
8 on March 2, 2017, and a trial confirmation hearing on May 11, 2017. Plaintiff's handling  
9 of the case to date reflects an ability to adequately articulate his claims and represent  
10 himself in these proceedings. Plaintiff may renew his request for counsel at or following  
11 the pretrial conference.

12 For the foregoing reasons, plaintiff's motion for the appointment of counsel is  
13 HEREBY DENIED, without prejudice.

14 IT IS SO ORDERED.

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16 Dated: January 10, 2017

/s/ Michael J. Seng  
UNITED STATES MAGISTRATE JUDGE

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