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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

DWIGHT TAMPLIN, JR.,)	1:12-cv-01633-AWI-SKO-HC
)	
Petitioner,)	ORDER REQUIRING PETITIONER TO
)	SUBMIT WITHIN THIRTY (30) DAYS A
v.)	SIGNED STATEMENT THAT HE
)	SUBMITTED THE MOTION FOR
)	APPOINTMENT OF COUNSEL (Doc. 30)
K. BROWN,)	
)	
Respondent.)	
)	
)	

Petitioner is a state prisoner proceeding pro se and in forma pauperis with a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. The matter has been referred to the Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1) and Local Rules 302 and 303. Pending before the Court is Petitioner's motion for appointment of counsel, which was filed on May 8, 2013.

Fed. R. Civ. P. 11(a) requires that every pleading, written motion, and other paper filed in an action shall be signed by the attorney of record or by the party if not represented by an attorney. An unsigned paper shall be stricken unless omission of the signature is corrected promptly after being called to the attention of the attorney or party. Further, Local Rule 131(b)

1 provides that all pleadings and non-evidentiary documents shall
2 be signed by the individual attorney for the party presenting
3 them or by the party involved if that party is appearing in
4 propria persona. The name of the person signing the document
5 shall be typed or printed underneath the signature.

6 Here, Petitioner's motion for the appointment of counsel was
7 not signed by Petitioner. Although the Court could strike the
8 document, in the interest of the efficient administration of
9 justice, the Court hereby notifies Petitioner of the defect.
10 Petitioner will be given leave to file a document that 1) states
11 that Petitioner submitted the aforementioned motion for
12 appointment of counsel to the Court, and 2) is signed by
13 Petitioner.

14 Petitioner is INFORMED that a failure to comply with this
15 order will result in the striking of Petitioner's motion for the
16 appointment of counsel from the docket.

17 Accordingly, it is ORDERED that Petitioner shall SUBMIT no
18 later than thirty (30) days after the date of service of this
19 order a document 1) that states that Petitioner submitted the
20 motion for appointment of counsel to the Court, and 2) that is
21 signed by Petitioner.

22
23 IT IS SO ORDERED.

24 **Dated: May 13, 2013**

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE