



1 assistance of counsel pursuant to section 1915(e)(1). Rand, 113 F.3d at 1525.  
2 However, without a reasonable method of securing and compensating counsel, the  
3 Court will seek volunteer counsel only in the most serious and exceptional cases. In  
4 determining whether “exceptional circumstances exist, the district court must evaluate  
5 both the likelihood of success of the merits [and] the ability of the [plaintiff] to articulate  
6 his claims pro se in light of the complexity of the legal issues involved.” Id. (Internal  
7 quotation marks and citations omitted.)

8 In the present case, the Court still does not find the required exceptional  
9 circumstances. Even if it is assumed that Plaintiff is not well versed in the law and that  
10 he has made serious allegations which, if proved, would entitle him to relief, his case is  
11 not exceptional. This Court is faced with similar cases almost daily. Further, at this early  
12 stage in the proceedings, the Court cannot make a determination that Plaintiff is likely to  
13 succeed on the merits, and based on a review of the record in this case, the Court does  
14 not find that Plaintiff cannot adequately articulate his claims. Id.

15 For the foregoing reasons, Plaintiff’s Motion for Appointment of Counsel (ECF No.  
16 25) is DENIED, without prejudice.

17  
18  
19 IT IS SO ORDERED.

20 Dated: December 20, 2013

1st Michael J. Seng  
21 UNITED STATES MAGISTRATE JUDGE  
22  
23  
24  
25  
26  
27  
28