

1 determining whether “exceptional circumstances exist, the district court must evaluate
2 both the likelihood of success of the merits [and] the ability of the [plaintiff] to articulate
3 his claims pro se in light of the complexity of the legal issues involved.” Id. (Internal
4 quotation marks and citations omitted.)

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

12 For the foregoing reasons, Plaintiff’s Motion for Appointment of Counsel (ECF No.
13 20) is DENIED, without prejudice.

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16 IT IS SO ORDERED.

17 Dated: January 7, 2014

/s/ Michael J. Seng
UNITED STATES MAGISTRATE JUDGE