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6 UNITED STATES DISTRICT COURT
7 EASTERN DISTRICT OF CALIFORNIA
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10 ALVIN DALTON,

11 Petitioner,

12 v.

13 KATAVICH,

14 Respondent.
15

1:15 -cv-865 GSA (HC)

ORDER DENYING MOTION FOR
APPOINTMENT OF COUNSEL

(Document#3)

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17 Petitioner has requested the appointment of counsel. There currently exists no
18 absolute right to appointment of counsel in habeas proceedings. See, e.g., Anderson v.
19 Heinze, 258 F.2d 479, 481 (9th Cir. 1958); Mitchell v. Wyrick, 727 F.2d 773, 774 (8th Cir.
20 1984). However, Title 18 U.S.C. § 3006A(a)(2)(B) authorizes the appointment of counsel
21 at any stage of the case if "the interests of justice so require." See Rule 8(c), Rules
22 Governing Section 2254 Cases. In the present case, the Court does not find that the interests
23 of justice require the appointment of counsel at the present time. Accordingly, IT IS
24 HEREBY ORDERED that Petitioner's request for appointment of counsel is DENIED.

25 IT IS SO ORDERED.

26 Dated: June 15, 2015

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE