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**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

PERCY LEE RHODES,  
Plaintiff,  
v.  
FRESNO COUNTY, et al.,  
Defendants.

Case No. 1:15-cv-01714-DAD-SAB (PC)  
ORDER DENYING AS MOOT PLAINTIFF’S  
REQUEST FOR APPOINTMENT OF  
COUNSEL  
(ECF No. 95)

On October 25, 2015, Plaintiff Percy Lee Rhodes filed the instant action pursuant to 42 U.S.C. § 1983. (ECF No. 1.) On August 20, 2018, Plaintiff filed a notice of dismissal pursuant to Federal Rule of Civil Procedure 41(a). (ECF No. 89.) Defendants filed a statement of non-opposition to Plaintiff’s request for dismissal. (ECF No. 91.) On August 28, 2018, the Court issued an order directing the Clerk of Court to close this case pursuant to the parties’ stipulation for voluntary dismissal, and this case was closed the same day. (ECF No. 92.)

On July 26, 2019, Plaintiff filed a motion to reopen this case under Federal Rule of Civil Procedure 60(b). (ECF No. 93.) On August 1, 2019, the Court denied Plaintiff’s motion to reopen this case. (ECF No. 94).

Currently before the Court is Plaintiff’s request for the appointment of counsel, filed on July 31, 2019. (ECF No. 95). Plaintiff asserts that he needs the assistance of counsel because he is a novice at law, has no formal legal training, is taking medication for his medical problems, and this

1 case involves multiple defendants and complex legal and medical issues.

2           However, this case was closed on August 28, 2018. (ECF No. 92.) Further, since the Court  
3 denied Plaintiff's motion to reopen this case on August 1, 2019, this case remains closed. (ECF  
4 No. 94.) Accordingly, Plaintiff's request for appointment of counsel, (ECF No. 95), is HEREBY  
5 DENIED as moot.

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7 IT IS SO ORDERED.

8 Dated: August 2, 2019

  
UNITED STATES MAGISTRATE JUDGE

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