

1 UNITED STATES DISTRICT COURT
2 EASTERN DISTRICT OF CALIFORNIA

3
4 ERICK D. HENSON,

5 Petitioner,

6 v.

7 REBECCA BARRON, et als.,

8 Respondents.

CASE NO. 1:17-cv-00046-SKO HC

ORDER DENYING PETITIONER'S MOTION
FOR APPOINTMENT OF COUNSEL

(Doc. 14)

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11 Petitioner Erick D. Henson, proceeding *pro se* with a petition for writ of habeas corpus pursuant
12 to 28 U.S.C. § 2254, moves for appointment of counsel. Petitioner contends that the Court should
13 appoint counsel based on Petitioner's indigency.

14 In federal habeas proceedings, no absolute right to appointment of counsel currently exists. *See,*
15 *e.g., Anderson v. Heinze*, 258 F.2d 479, 481 (9th Cir. 1958); *Mitchell v. Wyrick*, 727 F.2d 773, 774 (8th
16 Cir. 1984). Nonetheless, a court may appoint counsel at any stage of the case "if the interests of justice
17 so require." 18 U.S.C. § 3006A(a)(2)(B); Rule 8(c), Rules Governing Section 2254 Cases.

18 Petitioner, who has competently submitted a petition and multiple motions to this date, alleges no basis
19 by which the Court may appoint counsel on his behalf.

20 Petitioner's motion for appointment of counsel is hereby DENIED.

21 IT IS SO ORDERED.

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23 Dated: March 8, 2017

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE