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8	IN THE UNITED STATES DISTRICT COURT
9	FOR THE EASTERN DISTRICT OF CALIFORNIA
10	GREGORY LYNN NORWOOD,
11	Plaintiff, No. CIV S-03-2554 GEB GGH P
12	VS.
13	EDWARD ALAMEIDA, JR., et al.,
14	Defendants. <u>ORDER</u>
15	/
16	Plaintiff has requested the appointment of counsel. The United States Supreme
17	Court has ruled that district courts lack authority to require counsel to represent indigent
18	prisoners in § 1983 cases. Mallard v. United States Dist. Court, 490 U.S. 296, 298 (1989). In
19	certain exceptional circumstances, the court may request the voluntary assistance of counsel
20	pursuant to 28 U.S.C. § 1915(e)(1). Terrell v. Brewer, 935 F.2d 1015, 1017 (9th Cir. 1991);
21	Wood v. Housewright, 900 F.2d 1332, 1335-36 (9th Cir. 1990). In the present case, the court
22	does not find the required exceptional circumstances. Moreover, the merits of petitioner's
23	pending motions for relief from judgment and augmentation of the trial record do not appear to
24	warrant counsel at this time. Plaintiff's motions for the appointment of counsel will therefore be
25	denied.
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1	Accordingly, IT IS HEREBY ORDERED that plaintiff's April 29, 2011 and June
2	13, 2011 motions for the appointment of counsel (Docket No's 198 and 210) are denied.
3	DATED: July 13, 2011
4	/s/ Gregory G. Hollows UNITED STATES MAGISTRATE JUDGE
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