

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

KEVIN McEACHERN,

Petitioner,

No. CIV S-06-2764 MCE CMK P

vs.

TOM L. CAREY,

Respondent.

_____ /

Petitioner is a state prisoner proceeding pro se and in forma pauperis with an application for writ of habeas corpus pursuant to 28 U.S.C. § 2254. In light of the complexity of the legal issues involved, the court has determined that the interests of justice require appointment of counsel. See 18 U.S.C. § 3006A(a)(2)(B); see also Weygandt v. Look, 718 F.2d 952, 954 (9th Cir. 1983).

Accordingly, IT IS HEREBY ORDERED that:

1. The Federal Defender is appointed to represent petitioner.
2. The Clerk of the Court is directed to serve a copy of petitioner’s habeas corpus application and a copy of this order on David M. Porter, Assistant Federal Defender.
3. Petitioner’s counsel shall contact the Clerk’s Office to make arrangements for copies of other documents in the file.

1 6. The parties shall file status reports on, or before, January 23, 2007. The status
2 reports should address the timing and order of the following matters:

- 3 a. Discovery and investigations;
4 b. Anticipated motions;
5 c. The need for and timing of an evidentiary hearing;
6 d. Enumeration and resolution of unexhausted claims; and
7 e. Possible future amendments to the pleadings.

8 The parties are advised that failure to timely file a status report may result in sanctions.

9
10 DATED: December 8, 2006.

11
12 
13 **CRAIG M. KELLISON**
14 UNITED STATES MAGISTRATE JUDGE
15
16
17
18
19
20
21
22
23
24
25
26