1	
1 2	
3	
4	
5	
6	
7	
8	IN THE UNITED STATES DISTRICT COURT
9	FOR THE EASTERN DISTRICT OF CALIFORNIA
10	GEORGE L. HOWELL,
11	Plaintiff, No. CIV S-08-1995 JAM GGH P
12	VS.
13	T. FELKER,
14	Defendant. <u>ORDER</u>
15	/
16	Plaintiff has requested the appointment of counsel in this closed case. The United
17	States Supreme Court has ruled that district courts lack authority to require counsel to represent
18	indigent prisoners in § 1983 cases. Mallard v. United States Dist. Court, 490 U.S. 296, 298
19	(1989). In certain exceptional circumstances, the court may request the voluntary assistance of
20	counsel pursuant to 28 U.S.C. § 1915(e)(1). Terrell v. Brewer, 935 F.2d 1015, 1017 (9th Cir.
21	1991); Wood v. Housewright, 900 F.2d 1332, 1335-36 (9th Cir. 1990). In the present case, the
22	court does not find the required exceptional circumstances. Plaintiff's request for the
23	appointment of counsel will therefore be denied.
24	////
25	////
26	/////
	1

Accordingly, IT IS HEREBY ORDERED that plaintiff's request for the
appointment of counsel (Docket No. 22) is denied.
DATED: September 15, 2010
/s/ Gregory G. Hollows GREGORY G. HOLLOWS
UNITED STATES MAGISTRATE JUDGE
GGH:md howe1995.31
100we1795.51
2
2