

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

RONALD DEE YOUNG,

Plaintiff, No. CIV S-09-1030 EFB P

VS.

J. LEWIS, et al.,

**Defendants. ORDER**

15 Plaintiff is a state prisoner proceeding without counsel in an action brought under 42  
16 U.S.C. § 1983. He has requested that the court appoint counsel. District courts lack authority to  
17 require counsel to represent indigent prisoners in section 1983 cases. *Mallard v. United States*  
18 *Dist. Court*, 490 U.S. 296, 298 (1989). In exceptional circumstances, the court may request  
19 counsel voluntarily to represent such a plaintiff. 28 U.S.C. § 1915(e)(1); *Terrell v. Brewer*, 935  
20 F.2d 1015, 1017 (9th Cir. 1991); *Wood v. Housewright*, 900 F.2d 1332, 1335-36 (9th Cir. 1990).  
21 The court finds that there are no exceptional circumstances in this case.

22 Accordingly, IT IS HEREBY ORDERED that plaintiff's April 15, 2010, request for  
23 appointment of counsel is denied.

DATED: April 21, 2010.

  
EDMUND F. BRENNAN  
UNITED STATES MAGISTRATE JUDGE