(PC) Mabry	v. Santos I
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	IN THE UNITED OT ATEC DISTRICT COURT
8	IN THE UNITED STATES DISTRICT COURT
9	FOR THE EASTERN DISTRICT OF CALIFORNIA
10	TONY MABRY,
11	Plaintiff, No. CIV S-09-1581 WBS GGH P
12	VS.
13	ROBERT SANTOS,
14	Defendant. <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). <u>Terrell v. Brewer</u> , 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. Plaintiff's request for the appointment of
23	counsel will therefore be denied.
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Accordingly, IT IS HEREBY ORDERED that plaintiff's June 16, 2010, request for the appointment of counsel (Docket No. 30) is denied. DATED: July 13, 2010 /s/ Gregory G. Hollows GREGORY G. HOLLOWS UNITED STATES MAGISTRATE JUDGE GGH:kly mabr1581.31