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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ADRIAN FRANK ANDRADE,
Petitioner,
v.
MATTHEW CATE,
Respondent.

No. 2:09-cv-02270 KJM AC P

ORDER

Petitioner has requested the appointment of counsel. There currently exists no absolute right to appointment of counsel in habeas proceedings. See Nevius v. Sumner, 105 F.3d 453, 460 (9th Cir. 1996). However, 18 U.S.C. § 3006A authorizes the appointment of counsel at any stage of the case “if the interests of justice so require.” See Rule 8(c), Fed. R. Governing § 2254 Cases. In the present case, the court does not find that the interests of justice would be served by the appointment of counsel at the present time.

Petitioner has also requested an extension of time to file and serve a supplemental traverse pursuant to the June 30, 2014 order. The court finds good cause to grant the extension.


IT IS HEREBY ORDERED that:

1. Petitioner’s July 16, 2014 request for appointment of counsel (ECF No. 41) is denied without prejudice.
2. Petitioner’s motion for an extension of time (ECF No. 42) is granted; and

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3. Petitioner shall file and serve a supplemental traverse by no later than September 15, 2014.

DATED: August 4, 2014



ALLISON CLAIRE
UNITED STATES MAGISTRATE JUDGE