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

10 KARLUK M. MAYWEATHERS,

11 Plaintiff,

No. 2:09-cv-3284 LKK KJN P

12 vs.

13 GARY SWARTHOUT, et al.,

14 Defendants.

ORDER

15 _____/
16 Plaintiff is a state prisoner, proceeding without counsel and in forma pauperis,
17 with a civil rights action pursuant to 42 U.S.C. § 1983. On April 19, 2012, plaintiff filed a
18 motion for appointment of counsel pursuant to 28 U.S.C. § 1915(e)(1). (Dkt. No. 51.) The court
19 found that appointment of counsel was warranted and, on April 27, 2012, granted plaintiff's
20 motion. (Dkt. No. 52.) Amir Nassihi has been selected from the court's pro bono attorney panel
21 to represent plaintiff and he has agreed to be appointed.

22 In accordance with the above, IT IS HEREBY ORDERED that:

23 1. Amir Nassihi is appointed as counsel in the above-entitled matter.

24 2. Amir Nassihi shall notify Sujean Park, at (916) 930-4278, or via email at
25 spark@caed.uscourts.gov, if he has any questions related to the appointment.

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1 3. The Clerk of the Court is directed to serve a copy of this order upon Amir
2 Nassihi, Shook Hardy & Bacon, LLP, One Montgomery Tower, Suite 2700, San Francisco,
3 California 94104.

4 4. The Clerk of Court is also directed to serve a copy of this order on plaintiff at
5 his current address of record.

6 5. Counsel for the parties are directed to file, within forty-five days after service
7 of this order, a joint status report that provides the following:

8 a. A statement whether this action is ready to proceed to trial. The parties shall
9 each address whether there is any reason that the court should not presently set new pretrial and
10 trial dates, and related deadlines.¹ The parties shall identify the anticipated length of trial, and
11 also identify any dates, within the next year, when they may be unavailable for trial or a trial
12 confirmation hearing in this court.

13 b. A statement whether it may be helpful to convene a further settlement
14 conference. Plaintiff participated without counsel in a settlement conference on October 20,
15 2011, before Magistrate Judge Kellison. Should the parties, in consultation with counsel, believe
16 that a further settlement conference may be helpful, they shall so inform the court and indicate
17 whether the parties consent to convening such conference before Magistrate Judge Kellison
18 and/or the undersigned magistrate judge.

19 SO ORDERED.

20 DATED: May 15, 2012

21 
22 KENDALL J. NEWMAN
23 UNITED STATES MAGISTRATE JUDGE

24 mayw3284.31

25 ¹ Discovery closed in this action on November 5, 2010 (Dkt. No. 20); on August 26,
26 2011, the court denied defendants' motion for summary judgment (Dkt. No. 38); and, on
November 2, 2011, the court issued a further scheduling order, now vacated, which set a trial
date and a pretrial conference, and required the filing of pretrial statements in accordance with
Local Rule 281 (Dkt. No. 42).