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8	IN THE UNITED STATES DISTRICT COURT
9	FOR THE EASTERN DISTRICT OF CALIFORNIA
10	ALTON E. DEAN,
11	Plaintiff, No. 2:10-cv-1355 MCE JFM (PC)
12	VS.
13	KATHRYN M. GONZALES, et al.,
14	Defendants. <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). Terrell v. Brewer, 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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1	Accordingly, IT IS HEREBY ORDERED that plaintiff's December 27, 2011
2	request for the appointment of counsel is denied.
3	DATED: January 13, 2012.
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5	the that
6	UNETED STATÉS MAGISTRATE JUDGE
7	/mp014;dean1355.31(2)
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