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

DAVID WESLEY BIRRELL,
aka BELLA-CHRISTINA BIRRELL,

No. CIV S-10-1707-GEB-CMK-P

Plaintiff,

vs.

ORDER

KEITH HARLAN KNAUF, et al.,

Defendants.

_____ /

Plaintiff, a prisoner proceeding pro se, brings this civil rights action pursuant to 42 U.S.C. § 1983. Pending before the court is plaintiff’s motion for an order appointing a jailhouse lawyer to assist her¹ (Doc. 18). The motion is denied as unnecessary because, where no reasonable alternative exists, plaintiff has a right to access to inmate assistance subject to the prison’s ability to impose reasonable restrictions, and plaintiff has not claimed improper denial

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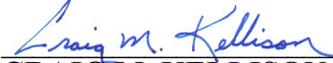
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¹ Plaintiff is a male-to-female transgender person who prefers to be referred to using feminine pronouns.

1 by prison staff of access to a jailhouse lawyer. See Storseth v. Spellman, 654 F.2d 1349 (9th Cir.
2 1981).

3 IT IS SO ORDERED.

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5 DATED: February 23, 2011

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7 **CRAIG M. KELLISON**
8 UNITED STATES MAGISTRATE JUDGE
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