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

BOBBY JAMES WILLIAMS,

Plaintiff,

No. CIV S-11-0055 KJM GGH P

vs.

BPH DEPUTY COMMISSIONER, et al.,

Defendants.

ORDER

_____ /

Plaintiff has requested the appointment of counsel. The United States Supreme Court has ruled that district courts lack authority to require counsel to represent indigent prisoners in § 1983 cases. Mallard v. United States Dist. Court, 490 U.S. 296, 298 (1989). In certain exceptional circumstances, the court may request the voluntary assistance of counsel pursuant to 28 U.S.C. § 1915(e)(1). Terrell v. Brewer, 935 F.2d 1015, 1017 (9th Cir. 1991); Wood v. Housewright, 900 F.2d 1332, 1335-36 (9th Cir. 1990).

In the present case, the court does not find the required exceptional circumstances. Plaintiff alleges that he was denied due process at his parole hearing, and seeks declaratory relief. Plaintiff has asked for a jury trial, and claims that, now that the case has moved into its discovery stage, he is “not allowed” access to documents and witnesses. Plaintiff additionally claims that he is “mentally ill,” but does not identify his mental illness, or otherwise explain how it prevents

