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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

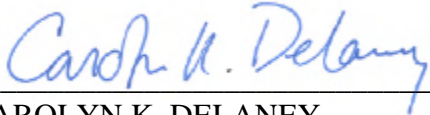
GREGORY DOWNS,  
Plaintiff,  
v.  
CALIFORNIA ATTORNEY GENERAL,  
Defendant.

No. 2:12-cv-3057 MCD CKD P

ORDER

Plaintiff has filed a motion asking that the undersigned recuse. Essentially, plaintiff takes issue with the fact that his motions for appointment of counsel have been denied. However, denial of a request for appointment of counsel is not an adequate basis for recusal. See 28 U.S.C. §§ 144 & 455. Accordingly, plaintiff's motion (ECF No. 47) is denied. Plaintiff has also filed a motion asking that the court stay this matter until the court addresses plaintiff's assertion that he has the right to counsel in this action under the Americans with Disabilities Act (ADA). There is nothing in the ADA that requires, or even authorizes, the court to appoint counsel for plaintiff. Therefore, plaintiff's request for a stay (ECF No. 48) is also denied.

Dated: January 3, 2014

  
CAROLYN K. DELANEY  
UNITED STATES MAGISTRATE JUDGE