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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

11 ANTHONY JAMA HALL, et al., No. 2:14-cv-745-KJM-EFB PS  
12 Plaintiffs,  
13 v. ORDER  
14 CALIFORNIA DEPARTMENT OF  
15 SOCIAL SERVICES, et al.,  
Defendants.

18 On May 5, 2015, the court screened plaintiff's original complaint. The complaint was  
19 dismissed, and plaintiff was granted 30 days to file an amended complaint. ECF No. 12. On June  
20 1, 2015, plaintiff filed a motion for appointment of counsel and a request an extension of time to  
21 file an amended complaint and a motion to reconsider the May 5, 2015 screening order. *Id.* ECF  
22 No. 14.

23        28 U.S.C. § 1915(e)(1) authorizes the appointment of counsel to represent an indigent  
24        civil litigant in certain exceptional circumstances. *See Terrell v. Brewer*, 935 F.2d 1015, 1017  
25        (9th Cir.1991); *Wood v. Housewright*, 900 F.2d 1332, 1335–36 (9th Cir.1990); *Richards v.*  
26        *Harper*, 864 F.2d 85, 87 (9th Cir.1988). In considering whether exceptional circumstances exist,  
27        the court must evaluate (1) the plaintiff’s likelihood of success on the merits; and (2) the ability of  
28        the plaintiff to articulate his claims pro se in light of the complexity of the legal issues involved.

1 *Terrell*, 935 F.2d at 1017. The court cannot conclude that plaintiff's likelihood of success, the  
2 complexity of the issues, or the degree of plaintiff's ability to articulate his claims amount to  
3 exceptional circumstances justifying the appointment of counsel at this time.

4 Accordingly, it is hereby ORDERED that:

5           1. Plaintiff's request for appointment of counsel is denied;

6           2. Plaintiff's request for an extension of time (ECF No. 14) is granted; and

7           3. Plaintiff shall file an amended complaint and his motion for reconsideration within

8           thirty days from the date of service of this order. The amended complaint must bear the docket

9           number assigned to this case and must be labeled "First Amended Complaint." Failure to timely

10          file an amended complaint in accordance with the April 5, 2015 order will result in a

11          recommendation that this action be dismissed.

12 || DATED: June 17, 2015.

EDMUND F. BRENNAN  
UNITED STATES MAGISTRATE JUDGE