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7 UNITED STATES DISTRICT COURT
8 FOR THE EASTERN DISTRICT OF CALIFORNIA
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10 JUAN LEWIS GALLARDO,

11 Plaintiff,

12 v.

13 D. RAINWATER, et al.,

14 Defendants.
15

No. 2:14-cv-1339 KJM CKD P

ORDER

16 Plaintiff has requested the appointment of counsel. The United States Supreme Court has
17 ruled that district courts lack authority to require counsel to represent indigent prisoners in § 1983
18 cases. Mallard v. United States Dist. Court, 490 U.S. 296, 298 (1989). In certain exceptional
19 circumstances, the court may request the voluntary assistance of counsel pursuant to 28 U.S.C. §
20 1915(e)(1). Terrell v. Brewer, 935 F.2d 1015, 1017 (9th Cir. 1991); Wood v. Housewright, 900
21 F.2d 1332, 1335-36 (9th Cir. 1990). In the present case, the court does not find the required
22 exceptional circumstances. Plaintiff's request for the appointment of counsel will therefore be
23 denied.

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1 Accordingly, IT IS HEREBY ORDERED that plaintiff's motion for the appointment of
2 counsel (ECF No. 33) is denied.

3 Dated: June 12, 2015

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CAROLYN K. DELANEY
5 UNITED STATES MAGISTRATE JUDGE
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