

1 he suffers from borderline personality disorder. ECF No. 23 at 1. However, he provides no
2 records verifying that he has been diagnosed with and is being treated for this condition. Nor
3 does he offer any evidence of how this condition affects his ability to proceed without the
4 assistance of counsel. The fact that petitioner may be diagnosed with or receiving treatment for a
5 mental health condition, without more, does not warrant appointment of counsel. The motion will
6 therefore be denied without prejudice. Any future motion for appointment of counsel based on
7 petitioner's mental health must include evidence of petitioner's diagnosis and how it prevents him
8 from representing himself. Petitioner is cautioned, however, that a showing of mental impairment
9 will not entitle him to appointed counsel in the absence of viable claims for relief.

10 Petitioner has filed a third request for an unspecified extension of his time to file an
11 amended petition. ECF No. 22. Petitioner states that he has been denied library access on three
12 separate occasions since the last extension he was granted. Id. The court will grant petitioner an
13 additional thirty days to file an amended petition. Petitioner is once again reminded that any
14 further requests for extension **should identify how much time petitioner is seeking** and why the
15 requested amount of time is necessary.

16 Accordingly, IT IS HEREBY ORDERED that:

- 17 1. Petitioner's request for appointment of counsel (ECF No. 23) is denied without
18 prejudice.
- 19 2. Petitioner's third request for an extension of time to file an amended petition (ECF No.
20 22) is granted, and petitioner shall have thirty days from service of this order to file an amended
21 petition.

22 DATED: September 21, 2016

23 
24 ALLISON CLAIRE
25 UNITED STATES MAGISTRATE JUDGE
26
27
28