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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

MARILEE BROWN,
Plaintiff,
v.
SALLY JEWELL, et al.,
Defendants.

No. 2:16-cv-0637 MCE CKD PS

ORDER

Plaintiff has again requested appointment of counsel. It appears plaintiff is requesting appointment of counsel pursuant to 42 U.S.C. § 2000e-5(f)(1)(B).

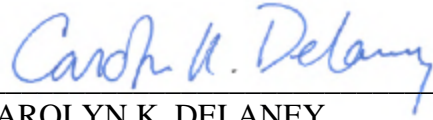
Any successful application for appointment of counsel must comply with criteria set forth in Bradshaw v. Zoological Society of San Diego, 662 F.2d 1301 (9th Cir. 1981). Before appointing counsel to plaintiff, the court must consider (1) plaintiff's financial resources, (2) the efforts already made by plaintiff to secure counsel, and (3) plaintiff's likelihood of success on the merits. Id. at 1318. Appointment of counsel is not a matter of right. See Ivey v. Board of Regents, 673 F. 2d 266 (9th Cir. 1982).

The court previously denied plaintiff's request for appointment of counsel. ECF No. 9. In light of the findings and recommendations recommending dismissal of this action, plaintiff cannot demonstrate the third factor required under Bradshaw. The court has therefore determined appointment of counsel is not warranted in this matter.

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Accordingly, IT IS HEREBY ORDERED that plaintiff's request for the appointment of counsel (ECF No. 35) is denied.

Dated: March 24, 2017



CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE

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