

1 exceptional circumstances that warrant a request for voluntary assistance of counsel.

2 Having considered the factors under Palmer, the court finds that plaintiff has failed to
3 meet his burden of demonstrating exceptional circumstances warranting the appointment of
4 counsel at this time.

5 Accordingly, IT IS HEREBY ORDERED that:

6 1. Plaintiff's request for the appointment of counsel (ECF No. 41) is denied.

7 2. In light of the denial of this motion, the court will sua sponte grant plaintiff one 30 day
8 extension of time to file his second amended complaint.

9 3. Plaintiff is granted thirty days from the date of service of this order to file a second
10 amended complaint no more than 20 pages in length as explained in this court's October 22, 2018
11 order.

12 4. The failure to file a second amended complaint in accordance with this order will result
13 in a recommendation that this action be dismissed.

14 Dated: December 12, 2018



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16 CAROLYN K. DELANEY
17 UNITED STATES MAGISTRATE JUDGE

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