

1 UNITED STATES DISTRICT COURT
 2 Northern District of California

3
 4 MATTHEW BECKELY,

No. C 13-2707 MEJ

5 Plaintiff,

**ORDER DENYING REQUEST TO
 APPOINT COUNSEL**

6 v.

7 REINHARD RAITH, et al.,

8 Defendants.

9
 10 By motion dated June 12, 2013, Plaintiff Matthew Beckely seeks appointed counsel in this
 11 lawsuit. Generally, a person has no right to appointed counsel in civil actions. *Storseth v. Spellman*,
 12 654 F.2d 1349, 1353 (9th Cir. 1981). A court may under “exceptional circumstances” appoint
 13 counsel for indigent civil litigants pursuant to 28 U.S.C. § 1915(e)(1). *Agyeman v. Corrs. Corp. of*
 14 *Am.*, 390 F.3d 1101, 1103 (9th Cir. 2004). When determining whether “exceptional circumstances”
 15 exist, a court considers “the likelihood of success on the merits as well as the ability of the petitioner
 16 to articulate his claims pro se in light of the complexity of the legal issues involved.” *Weygandt v.*
 17 *Look*, 718 F.2d 952, 954 (9th Cir. 1983). Neither of these considerations is dispositive; rather, they
 18 must be viewed together. *Wilborn v. Escalderon*, 789 F.2d 1328, 1331 (9th Cir. 1986).

19 Here, Plaintiff has presented no evidence that the circumstances are “exceptional” within the
 20 meaning described above. Accordingly, there is no legal basis to support the appointment of counsel
 21 and the request is denied. However, Plaintiff may wish to seek assistance from the Legal Help
 22 Center, a free service of the Volunteer Legal Services Program, either by calling (415.782.9000,
 23 extension 8657) or signing up for an appointment on the 15th Floor of the Courthouse, Room 2796,
 24 450 Golden Gate Avenue, San Francisco, California. At the Legal Help Center, Plaintiff may speak
 25 with an attorney who may be able to provide basic legal help but not legal representation.

26 **IT IS SO ORDERED.**

27 Dated: July 9, 2013

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 Maria-Elena James
 United States Magistrate Judge

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UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

MATTHEW BECKELY,

Plaintiff(s),

v.

REINHARD RAITH,

Defendant(s).

No. C 13-02707 MEJ

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on July 9, 2013, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Matthew Beckely
2885 Sanford Avenue SW #25711
Grandville, MI 49418

Dated: July 9, 2013

Richard W. Wieking, Clerk
By: Rose Maher, Deputy Clerk