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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CHARLES EDWARDS,
Petitioner,
v.
DAVID BAUGHMAN,
Respondent.

Case No. [17-cv-06469-SI](#)

**ORDER DENYING SECOND REQUEST
FOR APPOINTMENT OF COUNSEL**

Re: Dkt. No. 25

Petitioner has requested that counsel be appointed to represent him in this action. A district court may appoint counsel to represent a habeas petitioner whenever “the court determines that the interests of justice so require” and such person is financially unable to obtain representation. 18 U.S.C. § 3006A(a)(2)(B). The decision to appoint counsel is within the discretion of the district court. *See Chaney v. Lewis*, 801 F.2d 1191, 1196 (9th Cir. 1986). Appointment is mandatory only when the circumstances of a particular case indicate that appointed counsel is necessary to prevent due process violations. *See id.* The interests of justice do not require appointment of counsel at this time. The request for appointment of counsel is DENIED. Docket No. 25.

IT IS SO ORDERED.

Dated: June 28, 2018



SUSAN ILLSTON
United States District Judge