

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
MACON DIVISION

|                                    |   |                                   |
|------------------------------------|---|-----------------------------------|
| HJALMAR RODRIGUEZ, Jr.,            | ) |                                   |
|                                    | ) |                                   |
| Plaintiff,                         | ) |                                   |
|                                    | ) |                                   |
| v.                                 | ) | CIVIL ACTION NO. 5:17-cv-10 (MTT) |
|                                    | ) |                                   |
| Commissioner HOMER BRYSON, et al., | ) |                                   |
|                                    | ) |                                   |
| Defendants.                        | ) |                                   |
| _____                              | ) |                                   |

**ORDER**

Plaintiff Hjalmar Rodriguez again<sup>1</sup> moves to appoint counsel to represent him in his lawsuit brought pursuant to 42 U.S.C. § 1983. Doc. 193. “Appointment of counsel in a civil case is not a constitutional right.” *Wahl v. McIver*, 773 F.2d 1169, 1174 (11th Cir. 1985). Rather, “[i]t is a privilege that is justified only by exceptional circumstances.” *Id.* “In determining whether to appoint counsel, the district court typically considers, among other factors, the merits of the plaintiff’s claim and whether the claim is factually or legally so complex as to warrant the assistance of counsel.” *Holt v. Ford*, 862 F.2d 850, 853 (11th Cir. 1989).

In accordance with *Holt*, and upon a review of the record in this case, the Court notes that Plaintiff has set forth the essential factual allegations underlying his claims, and that the applicable legal doctrines are readily apparent. The Court concludes that

<sup>1</sup> This is the Plaintiff’s third such motion. Docs. 95; 165.

no exceptional circumstances justifying appointment of counsel are present in this case.  
Accordingly, the motion to appoint counsel (Doc. 193) is **DENIED**.

**SO ORDERED**, this 8th day of November, 2019.

S/ Marc T. Treadwell  
MARC T. TREADWELL, JUDGE  
UNITED STATES DISTRICT COURT