

motion. See SDIL Local Rule 7.1(c) (“failure to timely file a response to a motion may, in the Court’s discretion, be considered an admission of the merits of the motion”); Fed.R.Civ.P. 56(e)(facts may be considered undisputed if a party fails to respond as required by Rule 56(c)); *Smith v. Lamz*, 321 F.3d 680, 683 (7th Cir. 2003)(failure to respond by the nonmovant as mandated by the local rules results in an admission).

Plaintiff has also filed a fourth Motion for Recruitment of Counsel. (Doc. 114). He seeks the Court’s assistance in recruiting counsel because he has been unable to obtain counsel on his own and he has a limited education. Civil litigants do not have a constitutional or statutory right to counsel. *Pruitt v. Mote*, 503 F.3d 647, 649 (7th Cir. 2007). Under 28 U.S.C. § 1915(e)(1), the Court has discretion to recruit counsel to represent indigent litigants in appropriate cases. *Johnson v. Doughty*, 433 F.3d 1001, 1006 (7th Cir. 2006). When determining whether to grant a plaintiff’s request for recruitment of counsel, the court must consider two questions: “(1) has the indigent plaintiff made a reasonable attempt to obtain counsel or been effectively precluded from doing so; and if so, (2) given the difficulty of the case, does the plaintiff appear competent to litigate it himself?” *Id.* at 654.

The Court previously found that Plaintiff has made a reasonable attempt to obtain counsel on his own. His prior requests for counsel were denied because he has demonstrated that he is competent to litigate this matter on his own. (Docs. 21, 41, 62). Plaintiff does not cite any new reason or change in his circumstances warranting the recruitment of counsel at this time.

Accordingly, the Order to Show Cause (Doc. 109) is **DISCHARGED**; Plaintiff is granted leave to file responses to Defendants’ Motions for Summary Judgment (Docs. 94, 97) on or before **JULY 20, 2020**. Plaintiff’s Motion for Recruitment of Counsel (Doc. 114) is **DENIED**.

IT IS SO ORDERED.

DATED: June 18, 2020

s/ Staci M. Yandle _____
STACI M. YANDLE
United States District Judge