

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

TIMOTHY BOULDING and LORA J. BOULDING,

Plaintiffs,

v.

Case Number 10-12237
Honorable David M. Lawson

DEBORAH BENEDICT WALDMEIR, MICHIGAN
STATE TREASURER, and JUDGE RUDY J.
NICHOLS,

Defendants.

_____ /

ORDER DENYING PLAINTIFFS' MOTION TO APPOINT COUNSEL

Presently before the Court is the plaintiffs' motion to appoint counsel. "[A]ppointment of counsel in a civil case is . . . a matter within the discretion of the court. It is a privilege not a right." *Childs v. Pellegrin*, 822 F.2d 1382, 1384 (6th Cir. 1987) (quoting *U.S. v. Madden*, 352 F.2d 792, 793 (9th Cir. 1965)). The plaintiffs have failed to present convincing reasons as to why this Court should exercise its discretionary power at this time.

Accordingly, it is **ORDERED** that the plaintiffs' motion to appoint counsel [dkt #13] is **DENIED**.

s/David M. Lawson _____
DAVID M. LAWSON
United States District Judge

Dated: May 13, 2011

PROOF OF SERVICE

The undersigned certifies that a copy of the foregoing order was served upon each attorney or party of record herein by electronic means or first class U.S. mail on May 13, 2011.

s/Deborah R. Tofil _____
DEBORAH R. TOFIL