

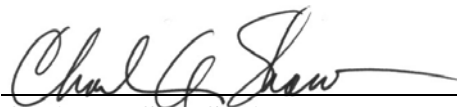
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claims, and the complexity of the legal arguments.” Phillips, 437 F.3d at 794 (citing Edgington, 52 F.3d at 780).

The Court finds that appointment of counsel is not mandated at this time. The action has just completed initial review and the remaining defendant has not yet been served with process. There is only one claim in the case, that defendant Gober denied plaintiff access to the courts by taking plaintiff’s legal materials from him, causing him to miss a court deadline. The record does not support the need for appointment of counsel as there is no indication of factual or legal complexity, or that plaintiff is unable to investigate or present his case. Plaintiff has filed articulate and easily understood pleadings which indicate he is capable of clear expression and appropriate organization of content, and the Court concludes it would not be aided at this time by the appointment of counsel. Thus, the Court will deny plaintiff’s motion for appointment of counsel without prejudice.

Accordingly,

**IT IS HEREBY ORDERED** that plaintiff’s motion for appointment of counsel is **DENIED** without prejudice. [Doc. 2]

  
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**CHARLES A. SHAW**  
**UNITED STATES DISTRICT JUDGE**

Dated this 21st day of December, 2015.