

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

RAYMOND JOSEPH ZBYLUT,)
)
 Plaintiff,)
)
 v.)
)
 CITY OF OMAHA, et al.,)
)
 Defendants.)

CASE NO. 8:10CV60

MEMORANDUM
AND ORDER

This matter is before the court on Plaintiff’s Motion to Appoint Counsel. (Filing No. [19](#).) The court cannot routinely appoint counsel in civil cases. In [Davis v. Scott, 94 F.3d 444, 447 \(8th Cir. 1996\)](#), the Eighth Circuit Court of Appeals explained that “[i]ndigent civil litigants do not have a constitutional or statutory right to appointed counsel. . . . The trial court has broad discretion to decide whether both the plaintiff and the court will benefit from the appointment of counsel” *Id.* (quotation and citation omitted). No such benefit is apparent here. The request for the appointment of counsel is therefore denied without prejudice.

IT IS THEREFORE ORDERED that: Plaintiff’s Motion to Appoint Counsel (Filing No. [19](#)) is denied.

DATED this 26th day of January, 2011.

BY THE COURT:

s/Laurie Smith Camp
United States District Judge

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