

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

FRANCIS ROCCO,

Plaintiff,

- against -

INTERFAITH MEDICAL CENTER, ET AL.,

Defendants.

USDS SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: <u>4/27/09</u>

08 Civ. 10575 (JGK)

MEMORANDUM OPINION
AND ORDER

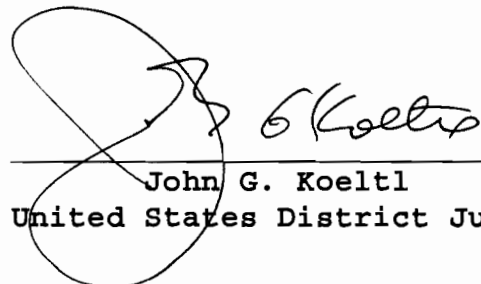
JOHN G. KOELTL, District Judge:

The plaintiff has filed a motion for the appointment of counsel. The motion is denied without prejudice. For the Court to request counsel for the plaintiff, the plaintiff must, as a threshold matter, demonstrate that her claim seems likely to be of substance. See Hodge v. Police Officers, 802 F.2d 58, 61-62 (2d Cir. 1986); see also Davidson v. Mann, 129 F.3d 700, 702 (2d Cir. 1997). The plaintiff has not shown that her complaint is likely to be of substance.

Therefore, the application for appointment of counsel is **denied without prejudice**. The Clerk is directed to close Docket No. 2.

SO ORDERED.

Dated: New York, New York
April 23, 2009



John G. Koeltl
United States District Judge