

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Nov 18, 2021**

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

KRIS K. BENNETT,

No. 2:21-cv-00154-SMJ

Plaintiff,

**ORDER DENYING MOTION TO  
RECONSIDER APPOINTMENT  
OF COUNSEL**

v.

WASHINGTON STATE  
DEPARTMENT OF CORRECTIONS,  
CHRIS HICKS, BRITTANY PEREZ  
and WYATT HULL,  
Defendants.

On May 5, 2021, Plaintiff Kris K. Bennett, currently a prisoner at Stafford Creek Corrections Center (“SCCC”) in the Western District of Washington, filed a *pro se* civil rights complaint under 42 U.S.C. § 1983. ECF No. On June 3, 2021 Court entered an order denying Plaintiff’s request for appointment of counsel, ECF No. 8. On October 1, 2021, Plaintiff filed a letter, ECF No. 18, which the Court construes as a motion to reconsider denial of appointment of counsel. Having considered the motion, the Court is fully informed and denies the motion.

As the Court has previously informed the Plaintiff in its order, ECF NO. 8, this Court has discretion to designate counsel pursuant to 28 U.S.C. §1915(e)(1)

ORDER DENYING MOTION TO RECONSIDER APPOINTMENT OF  
COUNSEL – 1

1 only in “exceptional circumstances.” *Palmer v. Valdez*, 560 F.3d 965, 970 (9th Cir.  
2 2009). Again, at this time, the record does not reflect exceptional circumstances  
3 warranting the appointment of counsel to assist Plaintiff.

4 Accordingly, **IT IS HEREBY ORDERED:**

5 Plaintiff’s Motion for Reconsideration of Appointment of Counsel, **ECF No.**  
6 **18**, is **DENIED**.

7 **IT IS SO ORDERED.** The Clerk’s Office is directed to enter this Order and  
8 forward a copy to Plaintiff.

9 **DATED** this 18<sup>th</sup> day of November 2021.

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SALVADOR MENDOZA, JR.  
12 United States District Judge  
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