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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 JEAN-MAX DARBOUZE,

12 Plaintiff,

13 v.

14 DR. NYO HILO,

15 Defendant.
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No. 2:23-cv-3055 CSK P

ORDER

17 Plaintiff is a state prisoner, proceeding without counsel, with a civil rights action pursuant
18 to 42 U.S.C. § 1983. Pending before the court is plaintiff's motion for appointment of counsel to
19 represent plaintiff at a settlement conference. (ECF No. 13.) Plaintiff requests appointment of
20 counsel because he speaks French/Creole and is not able to "articulate the issue" in English. (Id.)
21 For the reasons stated herein, plaintiff's motion is denied.

22 On March 26, 2024, the court referred this action to the Post-Screening ADR (Alternative
23 Dispute Resolution) Project. (ECF No. 11.) On April 25, 2024, defendant filed a request to opt
24 out of the Post-Screening ADR Project. (ECF No. 14.) In this request, defendant stated that he
25 did not believe a settlement conference would be productive at this time. (Id.) On April 29,
26 2024, this court granted defendant's request to opt out of the Post-Screening ADR Project and
27 ordered defendant to file a response to plaintiff's complaint within thirty days. (ECF No. 15.)

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1 No settlement conference will be set at this time because this court granted defendant's
2 request to opt out of the Post-Screening ADR Project. For this reason, plaintiff's motion for
3 appointment of counsel to represent him at a settlement conference is denied.

4 Accordingly, IT IS HEREBY ORDERED that plaintiff's motion for appointment of
5 counsel (ECF No. 13) is denied.

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7 Dated: April 30, 2024

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9 CHI SOO KIM
10 UNITED STATES MAGISTRATE JUDGE

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