



Pitts v. Duffield

2020 | Cited 0 times | D. Minnesota | May 28, 2020

UNITED STATES DISTRICT COURT

DISTRICT OF MINNESOTA

Herbert Pitts, Petitioner, v. Warden Duffield (Illinois Department of Corrections), and State of Minnesota, Defendant.

Civ. No. 20-0883 (PJS/BRT)

ORDER

motion requesting appointment of counsel, filed on May 6, 2020. (Doc. No. 4.) In his motion, Plaintiff requests that an appellate public defender who represented him previously be appointed to appointment of counsel (Doc. No. 4) is denied without prejudice.

Stevens v. Redwing, 146 F.3d 538, 546 (8th Cir. 1998) (citing Wiggins v. Sargent, 753 F.2d 663, 668 (8th Cir. 1985)); see also In re Lane, 801 F.2d 1040, 1042

discretion of t Nelson v. Redfield Lithograph Printing, 728 F.2d 1003, 1004 (8th Cir. 1984)). Review of the Petition pending Motion to Dismiss (Doc. Nos. 14, 15) suggests this case is not significantly more complicated than other habeas petitions filed in this Court. Accordingly, appointment of counsel does not appear warranted at this time. IT IS HEREBY ORDERED that:

1. Petitioner DENIED WITHOUT PREJUDICE; and
2. later than June 29, 2020.

Dated: May 28, 2020

s/ Becky R. Thorson BECKY R. THORSON United States Magistrate Judge

