

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

K. ANDREA B. BRIARMOON,

Plaintiff,

v.

ORDER

MUNICIPALITY OF JANESVILLE,

06-C-246-S

Defendant.

Plaintiff has filed a civil action in this Court and moves for appointment of counsel. Defendant's motion to dismiss is pending before this Court.

In Darden v. Illinois Bell Telephone Co., 797 F. 2d 497, 500 (7th Cir. 1986), the Court held that in deciding whether to appoint counsel for pro se litigants three factors must be considered. These factors include the merits of plaintiff's claim, the diligence of plaintiff in attempting to obtain counsel and the financial ability of the plaintiff to retain counsel.

Plaintiff has not demonstrated that she has attempted to obtain counsel and that she is indigent. In addition, the merits of plaintiff's claim do not warrant appointment of counsel.

ORDER

IT IS ORDERED that plaintiff's motion for appointment of counsel is DENIED.

Entered this 21st day of June, 2006.

BY THE COURT:

s/

JOHN C. SHABAZ
District Judge