

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

SECURITIES AND EXCHANGE	:	CIVIL ACTION
COMMISSION, Applicant	:	
	:	
v.	:	
	:	No. 05-2065
MAXIMO JUSTO GUEVARA,	:	
Respondent	:	

ORDER-MEMORANDUM

AND NOW, this 17th day of August, 2005, respondent Maximo Justo Guevara's "Request for Appointment of Attorney" is denied.

This is an application by the Securities and Exchange Commission under Section 21(e) of the Securities Exchange Act of 1934, 15 U.S.C. §78u(e)(1), for an order directing respondent to comply with a final Commission order dated May 18, 2000. By order dated July 13, 2005, a hearing was scheduled to determine compliance with the Commission's final order. Respondent has requested that counsel be appointed to assist him in establishing a pattern of improper conduct, including bias, hostility and forgery, on the part of the Commission, the National Association of Securities Dealers, Inc. and his previous employers.

Civil litigants "possess neither a constitutional nor a statutory right to appointed counsel." Montgomery v. Pinchak, et.al., 294 F.3d 492, 498 (3d Cir. 2002). There appears to be no Act of Congress that entitles respondent to appointive counsel. Consequently, his request must be denied.

BY THE COURT:

Edmund V. Ludwig, J.