

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

TIMOTHY S. DAUBERT

CASE NO. 1:09-CV-01463-OWW-GSA

Plaintiff(s)/Petitioner(s),

vs.

ORDER RE CONSENT  
OR REQUEST FOR REASSIGNMENT

LINDSAY UNIFIED SCHOOL DISTRICT

Defendant(s)/Respondent(s).

This case was randomly assigned to Magistrate Judge Gary S. Austin. Without the written consent of the parties presently appearing pursuant to 28 U.S.C Sec. 636(c), a magistrate judge cannot conduct all proceedings and enter judgment in this case with direct review by the Ninth Circuit Court of Appeals, in the event an appeal is filed. If a party declines to consent and the case is assigned to a district judge, the assigned magistrate judge shall continue to perform all duties as required by Eastern District Local Rule 72-302.

IT IS SO ORDERED.

Dated: November 5, 2009

/s/Gary S. Austin  
United States Magistrate Judge



**CONSENT TO JURISDICTION OF UNITED STATES MAGISTRATE JUDGE**

The undersigned hereby voluntarily consents to have a United States Magistrate Judge conduct all further proceedings in this case.

Date: \_\_\_\_\_

Signature: \_\_\_\_\_

Print Name: \_\_\_\_\_

( ) Plaintiff/Petitioner ( ) Defendant/Respondent

( ) Counsel for \* \_\_\_\_\_

**DECLINE OF JURISDICTION OF UNITED STATES MAGISTRATE JUDGE  
AND REQUEST FOR REASSIGNMENT TO UNITED STATES DISTRICT JUDGE**

The undersigned declines to consent to the United States Magistrate Judge assigned to this case and requests random assignment to a United States District Judge.

Date: \_\_\_\_\_

Signature: \_\_\_\_\_

Print Name: \_\_\_\_\_

( ) Plaintiff/Petitioner ( ) Defendant/Respondent

( ) Counsel for \* \_\_\_\_\_

\*If counsel of record, list name of each party responding: \_\_\_\_\_