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7 UNITED STATES DISTRICT COURT  
8 EASTERN DISTRICT OF CALIFORNIA  
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11 ROBERTO SANTIAGO RAMIREZ,

12 Petitioner,

13  
14 v.

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16 SPEARMAN, Warden,

17  
18 Respondent.  
19

Case No. 1:14-cv-01798-SKO-HC

ORDER DIRECTING RESPONDENT TO  
COMPLETE, SIGN, AND RETURN THE  
CONSENT OR DECLINE FORM NO LATER  
THAN TWENTY-ONE (21) DAYS AFTER  
SERVICE

ORDER DIRECTING THE CLERK TO SEND  
TO RESPONDENT WITH THIS ORDER AN  
ORDER RE: CONSENT OR REQUEST FOR  
REASSIGNMENT

ORDER SUSPENDING RESPONDENT'S  
OBLIGATION TO RESPOND TO THE  
PETITION PENDING FURTHER ORDER OF  
THE COURT (DOCS. 9 & 1)

20 Petitioner is a state prisoner proceeding pro se with a  
21 petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254.  
22 The matter has been referred to the Magistrate Judge pursuant to  
23 28 U.S.C. § 636(b)(1) and Local Rules 302 and 303. Pending  
24 before the Court are 1) the petition, which was filed on May 8,  
25 2014, and transferred to this Court by the United States  
26 District Court for the Northern District of California on  
27 November 17, 2014; and 2) the order of the Northern District,  
28

1 dated August 15, 2014, directing Respondent to file within sixty  
2 days an answer or dispositive motion in response to the petition  
3 (doc. 9). Respondent instead filed a motion to transfer the  
4 petition, which resulted in the transfer of the petition to this  
5 Court.

6 I. Order regarding Consent or Decline Form

7 Although Respondent has been ordered to respond to the  
8 petition and has filed a motion in this proceeding, the docket  
9 does not reflect Respondent's choice regarding consent to  
10 Magistrate Judge jurisdiction.

11 Accordingly, it is hereby ORDERED that no later than  
12 twenty-one (21) days after the date of service of this order,  
13 Respondent shall COMPLETE, SIGN, and RETURN the consent or  
14 decline portion of the Court's order re: consent or request for  
15 reassignment. The Clerk is DIRECTED to send to Respondent with  
16 this order an order re: consent or request for reassignment.

17 II. Order Suspending Respondent's Obligation to Respond to  
18 the Petition

19 This Court has not had an opportunity to screen the  
20 petition. After the parties have complied with the pending  
21 orders regarding consenting or declining to Magistrate Judge  
22 jurisdiction, the Court will proceed to screen the petition.

23 Accordingly, it is hereby ORDERED that Respondent's  
24 obligation to respond to the petition is SUSPENDED pending  
25 further order of the Court.

26 IT IS SO ORDERED.

27 Dated: November 20, 2014

/s/ Sheila K. Oberto  
UNITED STATES MAGISTRATE JUDGE