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

LARS ULF ASPENLIND,

Plaintiff,

No. CIV S-07-0307 FCD DAD PS

v.

COUNTRY WIDE HOME LOANS,

Defendant.

ORDER SETTING STATUS
(PRETRIAL SCHEDULING)
CONFERENCE

_____ /

This action has been assigned to United States District Judge Frank C. Damrell, Jr. and, pursuant to Local Rule 72-302(c)(21), has been referred to Magistrate Judge Dale A. Drozd for all purposes encompassed by that provision.

The parties are informed that they may, if all consent, have this case tried by a United States Magistrate Judge while preserving their right to appeal to the Ninth Circuit Court of Appeals. An appropriate form for consent to trial by a magistrate judge is attached. Any party choosing to consent may complete the form and return it to the Clerk of the Court. Neither the magistrate judge nor the district judge handling the case will be notified of the filing of a consent form, unless all parties to the action have consented.

Pursuant to the provisions of Federal Rule of Civil Procedure 16, as amended, effective December 1, 1993, IT IS ORDERED:

1 1. A Status (Pretrial Scheduling) Conference is set for **June 15, 2007, at 11:00 a.m.**, in
2 Courtroom No. 27, before Magistrate Judge Drozd.

3 2. Rule 4(m) of the Federal Rules of Civil Procedure provides that this action may be
4 dismissed if service of process is not accomplished within 120 days from the date the complaint is
5 filed. In order to enable the court to comply with the 120-day time limits specified in Rules 4(m) and
6 16(b), the court **strongly encourages plaintiff to complete service of process on all defendants**
7 **within sixty days of the date of filing of the complaint.**

8 3. Concurrently with service of process, or as soon thereafter as possible, plaintiff shall
9 serve upon each of the parties named in the complaint, and UPON ALL PARTIES SUBSEQUENTLY
10 JOINED, INCLUDING IMPLEADED THIRD-PARTY DEFENDANTS, a copy of this order, and
11 shall file with the Clerk of the Court a certificate reflecting such service.

12 4. If this action was originally filed in a state court and thereafter removed to this court,
13 the removing party or parties shall, immediately following removal, serve a copy of this order upon
14 each of the other parties and upon all parties subsequently joined, and shall file with the Clerk a
15 certificate reflecting such service.

16 5. All parties shall appear at the Status Conference by counsel, or in person if acting
17 without counsel. Parties may appear at the conference telephonically. To arrange telephonic
18 appearance, parties shall contact Pete Buzo, the courtroom deputy of the undersigned magistrate judge,
19 at (916) 930-4128.

20 6. The parties shall submit to the court, no later than seven days before the Status
21 (Pretrial Scheduling) Conference, a status report addressing the following matters:

- 22 a. Progress of service of process;
- 23 b. Possible joinder of additional parties;
- 24 c. Any expected or desired amendment of the pleadings;
- 25 d. Jurisdiction and venue;
- 26 e. Anticipated motions and the scheduling thereof;

- 1 f. Anticipated discovery and the scheduling thereof,
2 including disclosure of expert witnesses;
- 3 g. Future proceedings, including setting appropriate cut-off
4 dates for discovery and law and motion, and the
5 scheduling of a final pretrial conference and trial;
- 6 h. Modification of standard pretrial procedures specified by
7 the rules due to the relative simplicity or complexity of
8 the action;
- 9 i. Whether the case is related to any other case, including
10 matters in bankruptcy;
- 11 j. Whether the parties will stipulate to the magistrate judge
12 assigned to this matter acting as settlement judge, waiving
13 any disqualifications by virtue of his so acting, or whether
14 they prefer to have a Settlement Conference before
15 another judge;
- 16 k. Any other matters that may add to the just and expeditious
17 disposition of this action; and
- 18 l. Whether the parties intend to consent to proceed before a
19 United States Magistrate Judge.

20 7. The Clerk of the Court shall send plaintiff, along with this order, the appropriate
21 number of copies (i.e., one for each defendant and plaintiff) of the form "Consent to Proceed Before
22 United States Magistrate Judge." Plaintiff shall serve each defendant with a copy of this form.

23 DATED: February 16, 2007.

24 
25 _____
26 DALE A. DROZD
UNITED STATES MAGISTRATE JUDGE

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