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

13 KERRY MARTHELL,

14 Petitioner,

15 v.
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17 JAMES E. TILTON

18 Respondent.
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Civ. No. S-08-0798 JAM EFB P

O R D E R

20 Each of the parties in the above-captioned case has filed a
21 "Consent to Proceed Before a United States Magistrate Judge."
22 See 28 U.S.C. § 636(a)(5) and (c). According to E.D. Cal. R. 73-
23 305, both the district court judge assigned to the case and the
24 magistrate judge must approve the reference to the magistrate
25 judge.

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1 The undersigned has reviewed the file herein and recommends
2 that the above-captioned case be reassigned and referred to the
3 magistrate judge for all further proceedings and entry of final
4 judgment.

5 IT IS HEREBY ORDERED that any hearing dates currently set
6 before the undersigned are VACATED.


7 IT IS FURTHER ORDERED that the Clerk of the Court reassign
8 this case to the Honorable Edmund F. Brennan, Magistrate Judge.
9 The parties shall please take note that all documents hereafter
10 filed with the Clerk of the Court shall bear case number Civ. S-
11 08-798 EFB P

12 Dated: July 31, 2009

13 /s/John A. Mendez
14 HON. JOHN A. MENDEZ
United States District Judge

15 Having also reviewed the file, I accept reference of this
16 case for all further proceedings and entry of final judgment.

17 Dated: July 31, 2009

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19 HON. EDMUND F. BRENNAN
20 United States Magistrate Judge
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