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

KEVIN DALE MARTIN,

No. CIV S-08-1578-CMK-P

Plaintiff,

vs.

ORDER

McNUT, et al.,

Defendants.

\_\_\_\_\_ /

Plaintiff, a state prisoner proceeding pro se, brings this civil rights action pursuant to 42 U.S.C. § 1983. Pursuant to Eastern District of California Local Rules, this case was not assigned to a District Judge when the case was filed. The parties have not consented to Magistrate Judge jurisdiction and the court now finds that assignment of a District Judge is necessary to properly address the case.

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1                   Accordingly, IT IS HEREBY ORDERED that the Clerk of the Court is directed to  
2 randomly assign a District Judge to this case and to update the docket.

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4                   DATED: October 4, 2011

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7                   **CRAIG M. KELLISON**  
8                   UNITED STATES MAGISTRATE JUDGE

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