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8	UNITED STATES DISTRICT COURT	
9	FOR THE EASTERN DISTRICT OF CALIFORNIA	
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11	JAMES D. HASS,	No. 2:13-cv-1746-JAM-KJN
12	Plaintiff,	
13	v.	<u>ORDER</u>
14	COUNTY OF SACRAMENTO DEPARTMENT OF SUPPORT	
15	SERVICES, et al.,	
16	Defendants.	
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18	On August 22, 2013, this action was removed to this court from the Sacramento County	
19	Superior Court. (ECF No. 1.) Because it appeared from the papers attached to the notice of	
20	removal that plaintiff James D. Hass was proceeding without counsel, the action was referred to	
21	the undersigned pursuant to E.D. Cal. L.R. 302(c)(21).	
22	Thereafter, on August 29, 2013, defendants County of Sacramento Department of Support	
23	Services and Scott Jones filed a motion to dismiss pursuant to Federal Rule of Civil Procedure	
24	12(b)(6), which was noticed for hearing before the undersigned on October 3, 2013. (ECF No. 4.)	
25	On September 19, 2013, plaintiff's attorney, Loretta Hazel Hellen, filed an opposition to the	
26	motion on plaintiff's behalf, indicating that she was acting as the attorney for plaintiff. (ECF	
27	Nos. 5, 6.) Ms. Helen was accordingly added to the docket as counsel of record.	
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Local Rule 302(c)(21) provides that magistrate judges shall conduct all appropriate pretrial proceedings in "actions in which all the plaintiffs or defendants are proceeding in propria persona, including dispositive and non-dispositive motions and matters. Actions initially assigned to a Magistrate Judge under this paragraph shall be referred back to the assigned Judge if a party appearing in propria persona is later represented by an attorney in accordance with L.R. 180." E.D. Cal. L.R. 302(c)(21).

In light of the appearance of counsel on plaintiff's behalf, neither all the plaintiffs nor all the defendants in this action are proceeding in propria persona. Therefore, further proceedings in this action, other than discovery motions and other matters appropriately referred to the undersigned under the court's Local Rules, should now be noticed before the United States District Judge assigned to this action.

Accordingly, IT IS HEREBY ORDERED that:

- 1. This matter, including the pending motion to dismiss (ECF No. 4) is referred to the United States District Judge assigned to this action. <u>See</u> E.D. Cal. L.R. 302(c)(21).
- All dates pending before the undersigned are VACATED. The moving defendants shall promptly re-notice the pending motion to dismiss for hearing before the assigned district judge.
- 3. Henceforth the caption on documents filed in this action shall be No. 2:13-cv-1746 JAM KJN.

IT IS SO ORDERED.

Dated: September 23, 2013

KENDALL J. NEWMAN

UNITED STATES MAGISTRATE JUDGE