

1 UNITED STATES DISTRICT COURT  
2 Northern District of California

3  
4 DARLENE V MAIRENA

5 Plaintiff(s),

No. C 09-04420 MEJ

6 v.

7 ENTERPRISE RENT-A-CAR

**ORDER DIRECTING DEFENDANT  
INGENIX TO FILE  
CONSENT/DECLINATION FORM**

8 Defendant(s).  
\_\_\_\_\_ /

9 Pending before the Court is Defendant INGENIX's counsel's pro hac vice application. Upon  
10 review of the record in this action, the Court notes that Defendant has not filed a written consent to  
11 Magistrate Judge James' jurisdiction. This civil case was randomly assigned to Magistrate Judge  
12 James for all purposes including trial. In accordance with Title 28, U.S.C. § 636(c), the magistrate  
13 judges of this district court are designated to conduct any and all proceedings in a civil case,  
14 including trial and entry of final judgment, upon the consent of the parties. An appeal from a  
15 judgment entered by Magistrate Judge James may be taken directly to the United States Court of  
16 Appeals for the Ninth Circuit in the same manner as an appeal from any other judgment of a district  
17 court.

18 You have the right to have your case assigned to a United States District Judge for trial and  
19 disposition. Accordingly, INGENIX shall inform the Court whether it consents to Magistrate Judge  
20 James' jurisdiction or requests reassignment to a United States District Judge for trial. A copy of  
21 both the consent and declination forms may be obtained from the Northern District of California's  
22 website at <http://www.cand.uscourts.gov/>. From the homepage, click on the "Forms" tab on the left  
23 margin, then choose "Civil." The consent/declination form shall be filed by October 29, 2009.

24 **IT IS SO ORDERED.**

25  
26 Dated: October 19, 2009

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28 \_\_\_\_\_  
Maria-Elena James  
Chief United States Magistrate Judge