

1 UNITED STATES DISTRICT COURT  
2 Northern District of California

3  
4 NAOMI COMMUNICATIONS, INC.,

No. C 10-05545 MEJ

5 Plaintiff,

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

6 v.

7 SAMSUNG TELECOMMUNICATIONS, et  
al.,

8 Defendants.  
9 \_\_\_\_\_/

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

19 You have the right to have your case assigned to a United States District Judge for trial and  
20 disposition. Accordingly, the Kyocera defendants shall inform the Court whether they consent to  
21 Magistrate Judge James' jurisdiction or requests reassignment to a United States District Judge for  
22 trial. A copy of both the consent and declination forms may be obtained from the Northern District  
23 of California's website at <http://www.cand.uscourts.gov/>. From the homepage, click on the "Forms"  
24 tab on the left margin, then choose "Civil." The consent/declination form shall be filed by January  
25 25, 2011.

26 **IT IS SO ORDERED.**

27 Dated: January 11, 2011

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