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3 UNITED STATES DISTRICT COURT
4 Northern District of California
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6 ASPEN SHACKLETON III,

No. C 11-2272 MEJ

7 Plaintiff(s),

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

8 v.

9 SAN HIN SAELEE,

10 Defendant(s).
_____ /

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12 Pending before the Court is Defendant San Hin Saelee's in forma pauperis application. On
13 May 12, 2011, the Court ordered defendant to consent to magistrate judge jurisdiction or request
14 reassignment to a United States District Judge for trial. Defendant has failed to respond.

15 This civil case was randomly assigned to Magistrate Judge James for all purposes including
16 trial. In accordance with 28 U.S.C. § 636(c), the magistrate judges of this district court are
17 designated to conduct any and all proceedings in a civil case, including trial and entry of final
18 judgment, upon the consent of the parties. An appeal from a judgment entered by Magistrate Judge
19 James may be taken directly to the United States Court of Appeals for the Ninth Circuit in the same
20 manner as an appeal from any other judgment of a district court.

21 You have the right to have your case assigned to a United States District Judge for trial and
22 disposition. Accordingly, Defendant San Hin Saelee shall inform the Court, by way of the enclosed
23 form, whether Defendant consents to magistrate judge jurisdiction or requests reassignment to a
24 United States District Judge for trial. The consent/declination form shall be filed June 16, 2011.
25 Failure to comply with this order may result in the imposition of sanctions.

26 **IT IS SO ORDERED.**

27 Dated: June 6, 2011

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Maria-Elena James
Chief United States Magistrate Judge

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ASPEN SHACKLETON III

No. C 11-2272 MEJ

Plaintiff(s),

vs.

SAN HIN SAELEE

Defendant(s).

_____ /

CONSENT TO PROCEED BEFORE A UNITED STATES MAGISTRATE JUDGE

In accordance with the provisions of 28 U.S.C. § 636(c), the undersigned party hereby consents to have a United States Magistrate Judge conduct any and all further proceedings in this case, including trial, and order the entry of final judgment, and voluntarily waives the right to proceed before a United States District Judge.

Dated: _____

Signed by: _____

Counsel for: _____

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

The undersigned party hereby declines to consent to the assignment of this case to a United States Magistrate Judge for trial and disposition, and hereby requests the reassignment of this case to a United States District Judge.

Dated: _____

Signed by: _____

Counsel for: _____

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UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

ASPEN SHACKLETON III

No. C 11-2272 MEJ

Plaintiff,

CERTIFICATE OF SERVICE

v.

SAN HIN SAELEE

Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on June 6, 2011, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

San Hin Saelee
2115 12th Avenue #D
Oakland, CA 94606

Dated: June 6, 2011

Richard W. Wieking, Clerk
By: Brenda Tolbert, Deputy Clerk