

1 UNITED STATES DISTRICT COURT  
2 Northern District of California

3  
4 STEVE THIEME, *et al.*,

No. C 13-03827 MEJ

5 Plaintiffs,

6 v.

**SECOND NOTICE DIRECTING  
PARTIES TO FILE CONSENT OR  
DECLINATION**

7 DIANE M COBB, *et al.*,

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

9  
10 Pending before the Court is Defendant Van Dyk Mortgage Corporation's Motion to Dismiss  
11 (Dkt. No. 6). On August 27, 2013, a clerk's notice directing all parties to file consent or declination  
12 forms by September 5, 2013 was issued. Dkt. No. 8. Upon review of the record in this action, the  
13 Court notes that only Defendant Van Dyk Mortgage has filed a consent to magistrate judge  
14 jurisdiction. Dkt. No. 10.

15 This civil case was randomly assigned to the undersigned magistrate judge for all purposes  
16 including 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 a magistrate judge  
19 may be taken directly to the United States Court of Appeals for the Ninth Circuit in the same manner  
20 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, the parties shall inform the Court whether they consent to magistrate  
23 judge jurisdiction or request reassignment to a United States District Judge for trial. A copy of both  
24 the consent and declination forms may be obtained from the Northern District of California's website  
25 at <http://www.cand.uscourts.gov/>. From the homepage, choose "Forms" and then "Civil Forms."

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The parties shall inform the Court of their decision by **September 23, 2013**.

The parties do not need to submit chambers copies of the documents.

Dated: September 18, 2013



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Rose Maher, Courtroom Deputy to  
Maria-Elena James,  
United States Magistrate Judge