

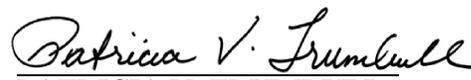
1 document, as in the case of documents requiring multiple signatures, the filer of the
2 document shall list thereon all the names of any other signatory or signatories. The
3 filer shall attest that concurrence in the filing of the document has been obtained from
4 each of the other signatories, or from the single signatory (in the case, e.g., of a
5 declaration) which shall serve in lieu of their signature(s) on the document. The filer's
6 attestation may be incorporated in the document itself, or take the form of a
7 declaration to be attached to the document. The filer shall maintain records to support
8 this concurrence for subsequent production for the court if so ordered or for
9 inspection upon request by a party until one year after final resolution of the action
10 (including appeal, if any). The filer may attach a scanned image of the signature
11 page(s) of the document being electronically filed in lieu of maintaining the paper
12 record for subsequent production if required."

8 Thus, the Consent filed by Plaintiff may be deemed to have been signed by Plaintiff's counsel, but
9 not Defendants' counsel. As such there is not yet any express consent to Magistrate Judge
10 jurisdiction by Defendants on file with the court. Therefore,

11 IT IS HEREBY ORDERED that, no later than February 14, 2008, Defendants shall file their
12 consent to proceed before a Magistrate Judge.¹

13 IT IS FURTHER ORDERED that the hearing on the cross-motions for summary judgment,
14 currently set for February 12, 2008, is VACATED, and the motions will be taken under submission
15 without oral argument.

16 Dated: 2/8/08


PATRICIA V. TRUMBULL
United States Magistrate Judge

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26 _____
27 ¹ While Defendants' consent to proceedings before a Magistrate Judge can be inferred from
28 Defendants' failure to contradict Plaintiff's two representations that Defendants consented, as well as
Defense counsel's representations on the record at the Case Management Conference (*see Roell v.*
Withrow, 538 U.S. 580 (2003)), in order to avoid any dispute in this regard the court is not inclined to
rule on the cross-motions for summary judgment until Defendants have filed an express written consent
to Magistrate Judge jurisdiction.