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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

DAVID WEBB,	)	Case No.: C 08-4913 PVT
	)	
Plaintiff,	)	<b>ORDER SETTING DEADLINE FOR PARTIES</b>
	)	<b>TO FILE EITHER A “CONSENT TO</b>
v.	)	<b>PROCEED BEFORE A UNITED STATES</b>
	)	<b>MAGISTRATE JUDGE,” OR ELSE A</b>
OLIVE GARDEN RESTAURANTS, ET	)	<b>“DECLINATION TO PROCEED BEFORE A</b>
AL.,	)	<b>UNITED STATES MAGISTRATE JUDGE AND</b>
	)	<b>REQUEST FOR REASSIGNMENT”</b>
Defendants.	)	


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Beginning on November 18, 2008, plaintiff David Webb filed numerous motions, including a motion for default judgment, several motions to verify legal process of service and a motion to appear telephonically for hearing. This case has been assigned to a Magistrate Judge. Before the court takes any action on the motions filed, the court must determine whether or not all of the parties who have appeared consent to Magistrate Judge jurisdiction, or whether any of the parties request reassignment to a District Judge. Therefore,

IT IS HEREBY ORDERED that no later than December 19, 2008, each party who has not already done so shall file either a “Consent to Proceed Before a United States Magistrate Judge,” or else a “Declination to Proceed Before a United States Magistrate Judge and Request for Reassignment.” Both forms are available from the clerk of the court, or from the Forms (Civil)

1 section of the court's website at [www.cand.uscourts.gov](http://www.cand.uscourts.gov).

2 Dated: *December 5, 2008*

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4 PATRICIA V. TRUMBULL  
5 United States Magistrate Judge  
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1 A copy of the order was mailed on December 5, 2008 to the following:

2 David Webb  
3 PO Box 312  
4 Clearfield, Utah 84089

4 EHP  
5 Chamber of U.S. Magistrate Judge  
6 Patricia V. Trumbull  
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