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9	UNITED STATES DISTRICT COURT			
10	NORTHERN DISTRICT OF CALIFORNIA			
11	SAN JOSE DIVISION			
12	CHERYL PATITO,) Case No.: C 09-03462 PVT			
13	Plaintiff,) ORDER SETTING DEADLINE FOR PARTIES TO FILE EITHER A "CONSENT TO			
14	v.) PROCEED BEFORE A UNITED STATES) MAGISTRATE JUDGE," OR ELSE A			
15	INDYMAC BANK, FSB, et al.,)) ('DECLINATION TO PROCEED BEFORE A UNITED STATES MAGISTRATE JUDGE AND			
16	Defendants.			
17	/			
18	On August 7, 2009, defendant MTC Financial, Inc. dba Trustee Corps moved to dismiss			
19	pursuant to Rule 12(b)(6). This case has been assigned to a Magistrate Judge. Before the court			
20	takes any action on the motion to dismiss, the court must determine whether or not all of the parties			
21	who have appeared consent to Magistrate Judge jurisdiction, or whether any of the parties request			
22	reassignment to a District Judge. Therefore,			
23	IT IS HEREBY ORDERED that no later than August 28, 2009, each party who has not			
24	already done so shall file either a "Consent to Proceed Before a United States Magistrate Judge," or			
25	else a "Declination to Proceed Before a United States Magistrate Judge and Request for			
26	Reassignment." Both forms are available from the clerk of the court, or from the Forms (Civil)			
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28				
	ORDER, page 1			

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2	Dated:	August 17, 2009	Original to car
3			Patricia V. Frumkull PATRICIA V. TRUMBULL
4			PATRICIA V. TRUMBULL United States Magistrate Judge
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			ORDER, <i>page 2</i>