

**** E-Filed April 21, 2010 ****

1 JOSEPH P. RUSSONIELLO, CSBN 44332
 United States Attorney
 2 JOANN M. SWANSON, CSBN 88143
 Assistant United States Attorney
 3 Chief, Civil Division
 ILA C. DEISS, NY SBN 3052909
 4 Assistant United States Attorney

5 450 Golden Gate Avenue, Box 36055
 San Francisco, California 94102
 6 Telephone: (415) 436-7124
 FAX: (415) 436-7169

7 Attorneys for Defendants

8
 9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 SAN JOSE DIVISION

12 ZHE WU,

13 Plaintiff,

14 v.

15 ERIC HOLDER, Attorney General of the United States; JANET NAPOLITANO, Secretary of the
 16 Department of Homeland Security;
 17 MICHAEL AYLES, Acting Deputy Director,
 U.S. Citizenship and Immigration Services;
 18 ROBIN BARRETT, San Francisco Field Office
 Director; U.S. Citizenship and Immigration
 19 Services; ROBERT S. MUELLER III, Director
 of Federal Bureau of Investigation;

20 Defendants.

) No. C 10-1017 HRL

) **PARTIES' CONSENT TO MAGISTRATE**
) **JUDGE JURISDICTION; STIPULATION**
) **TO DISMISS; AND ~~PROPOSED~~**
) **ORDER**

21
 22 In accordance with the provisions of 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73, Plaintiff and
 23 Defendants in this case hereby voluntarily consent to have a United States Magistrate Judge
 24 conduct any and all further proceedings in the case, including trial, and order the entry of a final
 25 judgment.

26 Additionally, Plaintiff, by and through her attorneys of record, and Defendants, by and through
 27 their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the
 28 above-entitled action without prejudice in light of the fact that the United States Citizenship and
 Stipulation to Dismiss

1 Immigration Services is now prepared to adjudicate Plaintiff's application for naturalization and
2 agrees to do so within 30 days of the dismissal of this action. See 8 U.S.C. § 1447(b).

3 Each of the parties shall bear their own costs and fees.

4 Dated: April 13, 2010

Respectfully submitted,

5 JOSEPH P. RUSSONIELLO
6 United States Attorney

7 _____
8 /s/
9 ILA C. DEISS¹
10 Assistant United States Attorney
11 Attorneys for Defendants

11 Date: April 13, 2010

12 _____
13 /s/
14 ELIZA XUAN WANG
15 Attorney for Plaintiff

16 **ORDER**

17 Pursuant to stipulation, IT IS SO ORDERED.

18 Date: April 21, 2010

19 _____
20 
21 HOWARD R. LLOYD
22 United States Magistrate Judge

23
24
25
26 _____
27 ¹ I, Ila Deiss, hereby attest that I have on file all holograph signatures for any signatures
28 indicated by a "conformed" signature (/S/) within this e-filed document.