

1 Defendant Vello must file a document properly signed and filed by a member of the bar of this court
2 pursuant to Local Rule 3-9(b).¹

3 IT IS FURTHER ORDERED that the deadline for Defendant Vello to file either a “Consent
4 to Proceed Before a United States Magistrate Judge,” or else a “Declination to Proceed Before a
5 United States Magistrate Judge and Request for Reassignment” is extended to November 2, 2010.²
6 Plaintiff shall promptly serve a copy of this order on Defendant Vello by mail to either Defendant
7 Vello’s agent for service of process or to any current officer of Defendant Vello other than Plaintiff.

8 IT IS FURTHER ORDERED that the hearing on Plaintiff Gens’ motion to remand and his
9 motion for Rule 11 sanctions is CONTINUED to 10:00 a.m. on November 16, 2010.

10 IT IS FURTHER ORDERED that the Case Management Conference in this matter is also
11 CONTINUED to 10:00 a.m. on November 16, 2010.

12 Dated: 10/21/10

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14 PATRICIA V. TRUMBULL
15 United States Magistrate Judge
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24 ¹ Regarding Plaintiff’s contention that Defendant Vello has waived its conflict of interest
25 with Plaintiff, even if Plaintiff were to file a written waiver properly executed by himself and Defendant
26 Vello the court is not inclined to allow one party to act as counsel for an opposing party in the same
litigation.

27 ² Defendant Vello is free, of course, not to make any appearance in this action. In that
28 event, the case will need to be reassigned to a District Judge due to the lack of consent of all parties
who have been served with the complaint. *Cf., Neals v. Norwood*, 59 F.3d 530, 532 (5th Cir. 1995)
(noting that consent of parties who had *not* been served was not necessary for Magistrate Judge
jurisdiction).