

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

AYLEEN A. AUGUSTINE, )  
 )  
Plaintiff, )  
v. )  
AMERICAN HOME MORTGAGE )  
SERVICING, INC., et al., )  
Defendants. )  
\_\_\_\_\_ )

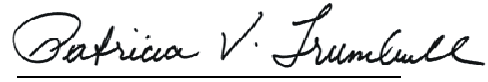
Case No.: C 10-4111 PVT  
**ORDER SETTING DEADLINE FOR PARTIES TO FILE EITHER A “CONSENT TO PROCEED BEFORE A UNITED STATES MAGISTRATE JUDGE,” OR ELSE A “DECLINATION TO PROCEED BEFORE A UNITED STATES MAGISTRATE JUDGE AND REQUEST FOR REASSIGNMENT”**

On September 21, 2010, defendant American Home Mortgage Servicing, Inc. moved to dismiss pursuant to Rule 12(b)(6). (“AHMS”). Alternatively, defendant AMHS moved for a more definite statement, and/or to strike portions of the complaint. This case has been assigned to a Magistrate Judge. Before the court takes any action on the motion to dismiss, 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 October 4, 2010, 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: September 28, 2010

3   
4 PATRICIA V. TRUMBULL  
5 United States Magistrate Judge

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28