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**\*E-FILED 12-02-2011\***

NOT FOR CITATION  
IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

GARY KREMEN,

No. C11-05411 HRL

Plaintiff,

**ORDER THAT CASE BE REASSIGNED  
TO A DISTRICT JUDGE**

v.

MICHAEL JOSEPH COHEN and FNBPAY  
CORPORATION,

Defendants.

\_\_\_\_\_ /

Plaintiff has filed an *ex parte* application for a temporary restraining order. (Docket No. 5). Because plaintiff requests immediate injunctive relief, but none of the parties have consented to magistrate jurisdiction, the undersigned lacks jurisdiction to hear plaintiff's application. Accordingly, IT IS ORDERED THAT the Clerk of the Court shall promptly to reassign this case to a district judge. See 28 U.S.C. § 636.

SO ORDERED.

Dated: December 2, 2011

  
\_\_\_\_\_  
HOWARD R. LLOYD  
UNITED STATES MAGISTRATE JUDGE

**United States District Court**  
For the Northern District of California

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5:11-cv-05411-HRL Notice has been electronically mailed to:  
Timothy Patrick Dillon tdillon@dillongerardi.com, mmelton@dillongerardi.com  
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