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** E-filed March 19, 2012 **

NOT FOR CITATION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

HMBY, LP; and NADER AGHA,

No. C12-00107 HRL

Plaintiffs,

v.

CITY OF SOLEDAD; FRED LEDESMA;
and DOES 1-50.,

**ORDER (1) VACATING MOTION
HEARING; AND (2) DEADLINE FOR
CONSENT OR DECLINATION TO
PROCEED BEFORE A UNITED
STATE MAGISTRATE JUDGE**

Defendants.

Defendants' pending motion to dismiss portions of plaintiff's complaint is deemed suitable for determination without oral argument. The March 20, 2012 hearing is vacated. Civ. L.R. 7-1(b).

The parties are reminded that this civil case has been randomly assigned to a magistrate judge for all purposes including trial. Accordingly, all parties who have not yet done so shall, **no later than March 23, 2012**, file either (1) a Consent to Proceed before a United States Magistrate Judge or (2) a Declination to Proceed before a Magistrate Judge and Request for Reassignment to a United States District Judge. *See* N.D. Cal. Civ. R. 73-1. The consent and declination forms are available at the Clerk's Office and may also be obtained from the court's website at <http://www.cand.uscourts.gov>.

IT IS SO ORDERED.

Dated: March 19, 2012



HOWARD R. LLOYD
UNITED STATES MAGISTRATE JUDGE

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C12-00107 HRL Notice will be electronically mailed to:

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Counsel are responsible for distributing copies of this document to co-counsel who have not registered for e-filing under the court's CM/ECF program.