

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

| | | |
|------------------------|---|------------------------------|
| [PLAINTIFF], |) | CASE NO. [CASE NO.] |
| |) | |
| Plaintiff, |) | JUDGE [DISTRICT COURT JUDGE] |
| |) | |
| v. |) | MAGISTRATE JUDGE |
| |) | WILLIAM H. BAUGHMAN, JR. |
| COMMISSIONER OF SOCIAL |) | |
| SECURITY, |) | |
| |) | ORDER |
| Defendant. |) | |

Brought under 42 U.S.C. § 405(g), this case comes before the Magistrate Judge under Local Rule 72.2(b)(1). To further its disposition, the Court hereby orders the following procedural schedule:

- 1) The defendant has a maximum of 60 days from the date of service of the complaint, as shown on the return of service upon the United States Attorney's Office for the Northern District of Ohio, to file an answer and transcript. **The Court will grant no extension of this deadline except upon motion in strict compliance with Federal Rule of Civil Procedure 6(b).**
- 2) The Clerk will serve a copy of the Magistrate Judge's jurisdiction election forms with this order. Counsel must consult with their respective clients and file the appropriate, completed form on or before the date of the filing of the defendant's answer.

The Court brings counsels' attention to Local Rule 9.1, which provides that only the last four digits of the claimant's social security number shall be provided in the complaint and that the full social security number shall only be given in a written disclosure statement provided to the United States Attorney's Office and the Commissioner of Social Security.

IT IS SO ORDERED.

Dated: [Date of Order]

s/ William H. Baughman, Jr.
United States Magistrate Judge

IN THE UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF OHIO
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| | | |
|-------------------------------------|---|---------------------------------|
| [PLAINTIFF], |) | CASE NO. [CASE NO.] |
| |) | |
| Plaintiff, |) | JUDGE [DISTRICT COURT JUDGE] |
| |) | |
| v. |) | MAGISTRATE JUDGE |
| |) | WILLIAM H. BAUGHMAN, JR. |
| COMMISSIONER OF SOCIAL SECURITY, |) | |
| |) | CONSENT TO EXERCISE OF |
| Defendant. |) | JURISDICTION BY A UNITED |
| |) | STATES MAGISTRATE JUDGE |
| |) | AND ORDER OF REFERENCE |

**CONSENT TO EXERCISE OF JURISDICTION BY A
 UNITED STATES MAGISTRATE JUDGE**

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

| <u>Signatures</u> | <u>Party Represented</u> | <u>Date</u> |
|-------------------|--------------------------|-------------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |

ORDER OF REFERENCE

IT IS HEREBY ORDERED that this case be referred to William H. Baughman, Jr., United States Magistrate Judge, for all further proceedings and the entry of judgment in accordance with 28 U.S.C. § 636(c), Fed. R. Civ. P. 73 and the foregoing consent of the parties.

| | |
|------|------------------------------|
| Date | United States District Judge |
|------|------------------------------|

NOTE: RETURN THIS FORM TO THE CLERK OF THE COURT ***ONLY IF*** ALL PARTIES HAVE CONSENTED ***ON THIS FORM*** TO THE EXERCISE OF JURISDICTION BY A UNITED STATES MAGISTRATE JUDGE.

UNITED STATES DISTRICT COURT
Northern District of Ohio

NOTICE & ORDER

Pursuant to U.S.C. § 636(c)(1) and LR 73.1, a Magistrate Judge of the Northern District of Ohio may, upon consent of all parties to an action, and entry of an order of reference by the Judge, exercise trial jurisdiction in civil actions, both jury and non-jury, and enter final judgment therein.

If all parties to this action consent and an order of reference is entered, the case will be assigned to a Magistrate Judge pursuant to LR 73.1. If all parties do not consent, or if an order of reference is not entered, the action will remain with the Judge to whom it is assigned. The decision of counsel on this matter of consent is entirely voluntary. Your response is joint, and disclosure of individual decisions is not required.

Pursuant to Local Civil Rule 73.1, Recusal, Resignation or Death of Magistrate Judge, where the parties have consented to the transfer of a civil case to a Magistrate Judge under section (a) above, if the Magistrate Judge thereafter recuses, resigns or dies, the case shall be returned to the District Court Judge. The Clerk shall immediately assign another Magistrate Judge by the random draw and notify the parties of such new assignment. Within ten (10) days after such notification by the Clerk, the parties shall indicate their consent, or lack thereof, to transferring the case to the newly-assigned Magistrate Judge under 28 U.S.C. § 636(c). If the parties do not consent to the transfer, the case shall remain with the District Court Judge.

At the time the last appearance of counsel is made on behalf of the named defendant, the parties are to communicate with each other on this matter. ***It is the responsibility of plaintiff's counsel to initiate such consultation. The response is to be returned within ten (10) days of the last appearance.*** The response must contain the signatures of all counsel.

Pursuant to 28 U.S.C. § 636(c)(3) all appeals relating to magistrate consent cases must be heard only in the court of appeals.

Please file the proposed consent electronically using the civil event "Notice." Parties representing themselves should sign and send form to the Clerk's Office. If an order of reference is entered by the Court, you will be advised by the Clerk as to which Magistrate Judge the has been assigned for further proceedings.

**Geri M. Smith,
Clerk of Court**

IN THE UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF OHIO
 EASTERN DIVISION

| | | |
|-------------------------------------|---|--------------------------------------|
| [PLAINTIFF], |) | CASE NO. [CASE NO.] |
| |) | |
| Plaintiff, |) | JUDGE [DISTRICT COURT JUDGE] |
| |) | |
| v. |) | MAGISTRATE JUDGE |
| |) | WILLIAM H. BAUGHMAN, JR. |
| COMMISSIONER OF SOCIAL SECURITY, |) | |
| |) | NOTICE OF NON-CONSENT TO |
| |) | EXERCISE OF JURISDICTION BY A |
| Defendant. |) | UNITED STATES MAGISTRATE |
| |) | JUDGE |

The parties having been notified of the ability of a United States Magistrate Judge of this District Court to conduct any and all proceedings in this case, including a jury or non-jury trial under 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73, hereby give notice that they do not agree regarding consent to the exercise of jurisdiction by a United States Magistrate Judge.

| <u>Signatures</u> | <u>Party Represented</u> | <u>Date</u> |
|-------------------|--------------------------|-------------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |

NOTE: RETURN THIS FORM TO THE CLERK OF THE COURT ONLY IF ALL PARTIES CANNOT AGREE TO THE EXERCISE OF JURISDICTION BY A UNITED STATES MAGISTRATE JUDGE.