

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO**

KIMBERLEY SMITH, ET AL)	CASE NO. 01-244-S-BLW
)	
PLAINTIFF,)	NOTICE OF AVAILABILITY OF A
VS.)	UNITED STATES MAGISTRATE JUDGE
)	TO EXERCISE JURISDICTION
MICRON ELECTRONICS, INC.)	AND REQUIREMENT FOR CONSENT
)	
DEFENDANT.)	
)	
)	
)	

In accordance with United States District Court for the District of Idaho General Order #159, and Fed.R.Civ.P. 73, you are notified that a United States Magistrate Judge of this district court is available to conduct any or all proceedings in this case, including a jury or nonjury trial, and to order the entry of a final judgment. Exercise of this jurisdiction by a United States Magistrate Judge is available only if all parties file a written consent, a copy of which is included in this notice.

You may without adverse substantive consequences withhold your consent. No judge shall be informed of a party's response to the clerk's notification, unless all parties have consented to the referral of the matter to a United States Magistrate Judge. The decision of the parties shall be communicated to the Clerk of Court.

An appeal from a judgment entered by a United States Magistrate Judge will be directly to the United States Circuit Court of Appeals for the Ninth Circuit in the same manner as an appeal from any other judgment of this district. 28 U.S.C. § 636(c); Fed.R.Civ.P. 73.

If you wish to consent to this matter being handled by a United States Magistrate Judge, please sign this form and return it to the address at the bottom of this form. If all parties do not consent to the exercise of jurisdiction by a United States Magistrate Judge prior to the Rule 16.1 Scheduling Conference, this matter will not be reassigned.

**NOTE: All consents and requests for reassignment should be sent to:
Jeanie Loera, Deputy Clerk, U.S. District Court, 550 West Fort Street, Boise, ID 83724.**

CAMERON S. BURKE, CLERK OF COURT

DARLENE HAND

By Deputy Clerk

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

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

Party Represented	Signature	Date
_____	_____	_____
_____	_____	_____
_____	_____	_____

dkh

United States District Court
for the
District of Idaho
July 2, 2001

* * CLERK'S CERTIFICATE OF MAILING * *

Re: 1:01-cv-00244

I certify that a copy of the attached document was mailed to the following named persons:

Kim J Dockstader, Esq.
STOEL RIVES
101 S Capitol Blvd #1900
Boise, ID 83702-5958

Cameron S. Burke, Clerk

Date:

July 2, 01

BY:

Shelene Ward
(Deputy Clerk)