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

**HOLM CONSTRUCTION, LLC, an  
Idaho Limited Liability Company, in the  
name of THE UNITED STATES OF  
AMERICA,**

**Plaintiff,**

**vs.**

**DESERT SAGE CONTRACTORS, INC.,  
an Idaho Corporation, and  
DEVELOPERS SURETY AND  
INDEMNITY COMPANY, Surety,**

**Defendants.**

**Case No. CV-03-273-E-LMB**

**CONSENT TO PROCEED BEFORE A  
UNITED STATES MAGISTRATE  
JUDGE**

In accordance with the provisions of 28 U.S.C. 6369 (c) and Fed.R.Civ.P. 73, the undersigned party in the above-entitled matter hereby voluntarily consents to have a United States Magistrate Judge conduct any and all further proceedings in this case.

**CONSENT TO PROCEED BEFORE A UNITED STATES MAGISTRATE JUDGE**

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including trial, and order the entry of a final judgment and conduct all post-judgment proceedings. Appeal from the judgment shall be taken directly to the Unites States Court of Appeals for the Ninth Circuit.

DATED this 21<sup>st</sup> day of October, 2004

**EHARDT SMITH & TORGESEN, PLLC**

By Marty R. Anderson

**Marty R. Anderson  
Attorneys for Defendants Desert Sage and  
Developers**

*Bless-Sorensen, Hansen  
by Bless  
attorney for Plaintiff*

**CONSENT TO PROCEED BEFORE A UNITED STATES MAGISTRATE JUDGE**