

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF IOWA
CENTRAL DIVISION

<p>ARCHIE BEAR, ET AL.,</p> <p>Plaintiffs,</p> <p>vs.</p> <p>JOHN MATHES, ET AL.,</p> <p>Defendants.</p>	<p>No. 4:01-cv-40456</p> <p>ORDER REFERRING CASE TO MAGISTRATE JUDGE</p>
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The above-captioned case was consolidated with Overton v. Galloway, No. 4:01-cv-40225. Because Overton v. Galloway is now closed, the Court severs Bear v. Mathes, No. 4:01-cv-40456, from Overton v. Galloway. Bear v. Mathes, No. 4:01-cv-40456, will continue as a case on its own under the above caption.

Pursuant to 28 U.S.C. § 636(b)(1)(B), this case, Bear v. Mathes, No. 4:01-cv-40456, is now referred to United States Magistrate Judge Celeste F. Bremer for further proceedings, including further review of the record and the pleadings, an evidentiary hearing, if necessary, hearing any oral arguments, and a submission of a report and recommendation regarding disposition of the case to the undersigned United States District Judge.

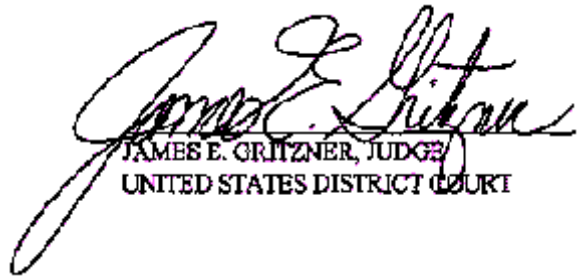
The parties are reminded that they may consent to Magistrate Judge Bremer trying the case and ordering entry of final judgment. Any appeal from the final judgment would

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then be directly to the United States Court of Appeals for the Eighth Circuit. If the parties desire to consent, the attorneys or parties (if pro se) should sign the form enclosed with this order and return it to the Clerk of this Court. The parties are, of course, free to withhold consent without any adverse substantive consequences.

IT IS SO ORDERED.

Dated this 12th day of November, 2003.



JAMES E. GRITZNER, JUDGE
UNITED STATES DISTRICT COURT

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF IOWA
CENTRAL DIVISION

ARCHIE BEAR, ET AL.,

Plaintiffs,

vs.

JOHN MATHES, ET AL.,

Defendants.

No. 4:01-cv-40456

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

In accordance with the provisions of 28 U.S.C. Section 636(c), the parties to the above-captioned civil proceeding hereby waive their right to proceed before a judge of the United States District Court and consent to have a United States Magistrate Judge conduct any and all further proceedings in the case, including but not limited to the trial of the case, and order the entry of judgment in the case.

The parties are aware and agree that in accordance with 28 U.S.C. §636(c)(3), any aggrieved party shall appeal from the judgment directly to the United States Court of Appeals for this circuit in the same manner as an appeal from any other judgment of the District Court.

Attorney for Plaintiff(s) or
Plaintiff (if pro se)

Attorney for Defendant(s) or
Defendant (if pro se)

ORDER OF REFERENCE

IT IS HEREBY ORDERED that the above-captioned matter be referred to United States Magistrate Judge Celeste F. Bremer for the conduct of all further proceedings and the entry of judgment in accordance with 28 U.S.C. 636(c) and the foregoing consent of the parties.

DATED this _____ day of _____, 2003.

JAMES E. GRITZNER, JUDGE
UNITED STATES DISTRICT COURT