

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

SECURITIES AND EXCHANGE	§	
COMMISSION,	§	
Plaintiff,	§	
	§	
V.	§	
	§	
ROBERT A. HELMS, ET AL.,	§	A-13-CV-01036 ML
Defendants,	§	
	§	
and	§	
	§	
WILLIAM L. BARLOW and GLOBAL	§	
CAPITAL VENTURES, LLC,	§	
Relief Defendants, solely for	§	
the purpose of equitable relief.	§	

**ORDER**

Before the Court is the above-styled cause of action. The parties consented to proceed before the undersigned United States Magistrate Judge, and the case was transferred by order dated September 29, 2014. (Clerk’s Dkt. No. 118).

Clovis Capital Ventures, LLC (“Clovis”) has filed two motions to intervene in this cause of action. (Clerk’s Dkt. Nos. 99, 127). The undersigned previously scheduled a hearing on the motions to intervene and other motions for Wednesday, October 22, 2014 at 9:30 a.m. (Clerk’s Dkt. No. 132).

A number of jurisdictional questions arise when a movant attempts to intervene in a cause of action before a magistrate judge pursuant to the parties’ consent under 28 U.S.C. § 636(c). In an abundance of caution, the undersigned advises Clovis that in order for the matter to be resolved by a magistrate rather than a district judge, each party and movant in the case must consent to the magistrate’s exercise of jurisdiction. The parties are not required to consent to the magistrate’s jurisdiction, nor will any party be penalized for declining consent.

Accordingly, the undersigned has attached a Notice, Consent, and Reference of a Civil Action to a Magistrate Judge for Clovis' consideration. The undersigned requests Clovis' expedient decision. The motion hearing will first briefly address the issue of magistrate jurisdiction and consent, and proceed to the matters set forth in the Court's prior order.

**SIGNED** on October 16, 2014.



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MARK LANE  
UNITED STATES MAGISTRATE JUDGE

AO 85 (Rev. 01/09) Notice, Consent, and Reference of a Civil Action to a Magistrate Judge

UNITED STATES DISTRICT COURT

for the

_____ )	
<i>Plaintiff</i> )	
v. )	Civil Action No.
_____ )	
<i>Defendant</i> )	

**NOTICE, CONSENT, AND REFERENCE OF A CIVIL ACTION TO A MAGISTRATE JUDGE**

*Notice of a magistrate judge's availability.* A United States magistrate judge of this court is available to conduct all proceedings in this civil action (including a jury or nonjury trial) and to order the entry of a final judgment. The judgment may then be appealed directly to the United States court of appeals like any other judgment of this court. A magistrate judge may exercise this authority only if all parties voluntarily consent.

You may consent to have your case referred to a magistrate judge, or you may withhold your consent without adverse substantive consequences. The name of any party withholding consent will not be revealed to any judge who may otherwise be involved with your case.

*Consent to a magistrate judge's authority.* The following parties consent to have a United States magistrate judge conduct all proceedings in this case including trial, the entry of final judgment, and all post-trial proceedings.

<i>Parties' printed names</i>	<i>Signatures of parties or attorneys</i>	<i>Dates</i>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

**Reference Order**

**IT IS ORDERED:** This case is referred to a United States magistrate judge to conduct all proceedings and order the entry of a final judgment in accordance with 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73.

Date: \_\_\_\_\_

\_\_\_\_\_

*District Judge's signature*

\_\_\_\_\_

*Printed name and title*

Note: Return this form to the clerk of court only if you are consenting to the exercise of jurisdiction by a United States magistrate judge. Do not return this form to a judge.