

## Federal Rules of Civil Procedure

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### Rule 73. Magistrate Judges: Trial by Consent; Appeal

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#### **(b) Consent Procedure.**

**(1) *In General.*** When a magistrate judge has been designated to conduct civil actions or proceedings, the clerk must give the parties written notice of their opportunity to consent under [28 U.S.C. § 636\(c\)](#). To signify their consent, the parties must jointly or separately file a statement consenting to the referral. A district judge or magistrate judge may be informed of a party's response to the clerk's notice only if all parties have consented to the referral.

**(2) *Reminding the Parties About Consenting.*** A district judge, magistrate judge, or other court official may remind the parties of the magistrate judge's availability, but must also advise them that they are free to withhold consent without adverse substantive consequences.

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