

09-17210

This docket is current through 01/05/2010.

Court: US COURT OF APPEALS FOR THE NINTH CIRCUIT

Case Title: MIGUEL CASTANEDA, ET AL v. **BURGER KING**
CORPORATION, ET AL

Appeal From: U.S. DISTRICT COURT FOR NORTHERN CALIFORNIA, SAN
FRANCISCO

Date Filed: 10/07/2009

Case Number: **CASE INFORMATION**
09-17210

Case Type: APPEALS

Case Subtype: CIVIL
PRIVATE

Nature of Suit: 3446 AMERICANS W/DISABILITIES ACT-OTHR

Key Nature of Suit: APPEALS (030)

LOWER COURT INFORMATION

District: 0971-3

Lower Court Docket Number: 3:08-CV-04262-WHA

Trial Judge(s): WILLIAM H. ALSUP, U.S. DISTRICT JUDGE

Court Reporter(s): MARGO GURULE, PRO TEM COURT REPORTER
SAHAR MCVICKAR
DEBRA PAS

Date Filed: 09/10/2008

Date Order/Judgment: 09/25/2009

Date NOA Filed: 10/05/2009

Date COA Received: 10/06/2009

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OTHER CASES

Current Case(s): Relationship:	Lead Docket:	Member Docket:	Start Date:	End Date:
RELATED	09-17210	-- NAMES	10/13/2009	--

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Name: STRATEGIC RESTAURANTS ACQUISITION COMPANY II, LLC
Type: DEFENDANT

DOCKET PROCEEDINGS

ENTRY #:	DATE:	DESCRIPTION:
14	01/05/2010	FILED ORDER MEDIATION (PWS): ON JANUARY 5, 2010, A TELEPHONE CONFERENCE WAS HELD WITH CIRCUIT MEDIATOR PETER W. SHERWOOD. THIS CASE IS HELD IN ABEYANCE UNTIL MARCH 12, 2010. ON OR BEFORE MARCH 5, 2010, COUNSEL FOR APPELLANT IS REQUESTED TO CONTACT THE CIRCUIT MEDIATOR TO REPORT ON THE STATUS OF THE CASE. THE BRIEFING SCHEDULE PREVIOUSLY SET BY THE COURT IS VACATED. [7183814] (AF)
13	01/04/2010	FILED (ECF) APPELLANT BURGER KING CORPORATION UNOPPOSED MOTION TO EXTEND TIME TO FILE A REPLY UNTIL 01/19/2010. DATE OF SERVICE: 01/04/2010. [7182122] (MDJ)
12	12/28/2009	FILED (ECF) APPELLEES MIGUEL CASTANEDA , KATHERINE CORBETT AND JOSEPH WELLNER MOTION FOR MISCELLANEOUS RELIEF [MOTION TO FILE COMBINED REPLY AND RESPONSE]. DATE OF SERVICE: 12/28/2009. [7176566] (AFR)
11	12/24/2009	FILED (ECF) APPELLEES MIGUEL CASTANEDA , KATHERINE CORBETT AND JOSEPH WELLNER RESPONSE TO MOTION (MOTION (ECF FILING) ,MOTION (ECF FILING) MOTION TO STAY LOWER COURT ACTION). DATE OF SERVICE: 12/24/2009. [7175386] (AFR)
10	12/24/2009	FILED (ECF) APPELLANT BURGER KING CORPORATION RESPONSE TO MOTION (MOTION (ECF FILING) ,MOTION (ECF FILING) MOTION TO DISMISS THE CASE). DATE OF SERVICE: 12/24/2009. [7175384] (MDJ)

- 9 12/22/2009 FILED ORDER MEDIATION (EPM): THE MEDIATION PROGRAM OF THE NINTH CIRCUIT COURT OF APPEALS FACILITATES SETTLEMENT WHILE APPEALS ARE PENDING. SEE FED. R. APP. P. 33 AND NINTH CIR. R. 33-1. THE COURT HAS SCHEDULED A TELEPHONE SETTLEMENT ASSESSMENT CONFERENCE, WITH COUNSEL ONLY, ON JANUARY 5, 2010, AT 11:00 A.M. PACIFIC (SAN FRANCISCO) TIME/2:00 P.M. EASTERN TIME, TO DISCUSS WHETHER THIS CASE IS APPROPRIATE FOR PARTICIPATION IN THE MEDIATION PROGRAM. THE BRIEFING SCHEDULE PREVIOUSLY SET BY THE COURT IS RESET AS FOLLOWS: APPELLANT SHALL FILE AN OPENING BRIEF ON OR BEFORE FEBRUARY 24, 2010; APPELLEES SHALL FILE AN ANSWERING BRIEF ON OR BEFORE MARCH 24, 2010; APPELLANT MAY FILE AN OPTIONAL REPLY BRIEF ON OR BEFORE APRIL 7, 2010. [7172139] (AF)
- 8 12/11/2009 FILED (ECF) APPELLEES MIGUEL **CASTANEDA**, KATHERINE CORBETT AND JOSEPH WELLNER MOTION TO DISMISS THE CASE. DATE OF SERVICE: 12/11/2009. [7160469] (AFR)
- 7 12/10/2009 ADDED ATTORNEY MAUREEN A. RODGERS FOR **BURGER KING** CORPORATION, IN CASE 09-17210. [7158623] (EL)
- 6 12/10/2009 FILED (ECF) NOTICE OF APPEARANCE OF MAUREEN RODGERS FOR APPELLANT **BURGER KING** CORPORATION. DATE OF SERVICE: 12/10/2009. [7158585] (MAR)
- 5 12/04/2009 FILED (ECF) APPELLEES MIGUEL **CASTANEDA**, KATHERINE CORBETT AND JOSEPH WELLNER RESPONSE TO MOTION (MOTION (ECF FILING) ,MOTION (ECF FILING) MOTION TO STAY LOWER COURT ACTION). DATE OF SERVICE: 12/04/2009. [7151696] (AFR)
- 4 12/02/2009 FILED (ECF) APPELLANT **BURGER KING** CORPORATION URGENT MOTION TO STAY LOWER COURT ACTION. DATE OF SERVICE: 12/02/2009. [7149453] (MDJ)

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- 3 10/09/2009 FILED (ECF) APPELLANT **BURGER KING** CORPORATION CIVIL APPEALS DOCKETING STATEMENT (FORM 6). DATE OF SERVICE: 10/09/2009. [7090032] (AF)
- 2 10/07/2009 DOCKETED CAUSE AND ENTERED APPEARANCES OF COUNSEL. SEND CADS: YES. THE SCHEDULE IS SET AS FOLLOWS: CADS DUE BY ATTORNEY CLEMENT LEO GLYNN, ATTORNEY DUE ON 10/05/2009. TRANSCRIPT DUE FOR ORIG CLERK USDC, SAN FRANCISCO ON 12/04/2009. CERTIFICATE OF RECORD DUE 12/11/2009. APPELLANT **BURGER KING** CORPORATION OPENING BRIEF DUE 01/20/2010. APPELLEE MIGUEL **CASTANEDA**, APPELLEE KATHERINE CORBETT AND APPELLEE JOSEPH WELLNER ANSWERING BRIEF DUE 02/19/2010. APPELLANT'S OPTIONAL REPLY BRIEF IS DUE 14 DAYS AFTER SERVICE OF THE ANSWERING BRIEF. [7087118] (GR)
- 1 10/07/2009 ADDED ATTORNEY ANTONIO M. LAWSON FOR KATHERINE CORBETT JOSEPH WELLNER MIGUEL **CASTANEDA**, IN CASE 09-17210. [7087074] (GR)