

09-80158

This docket is current through 03/03/2010.

Court: US COURT OF APPEALS FOR THE NINTH CIRCUIT
Case Title: MIGUEL CASTANEDA, ET AL v. **BURGER KING**
CORPORATION
Appeal From: U.S. DISTRICT COURT FOR NORTHERN CALIFORNIA, SAN
FRANCISCO
Termed: 02/10/2010
Date Filed: 10/13/2009

CASE INFORMATION

Case Number: 09-80158
Case Type: APPEALS
Case Subtype: 23(F) PETITION
PRIVATE (PET PERM APPEAL)

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): DEBRA PAS
Date Filed: 09/10/2008
Date Order/Judgment: 09/25/2009
Date COA Received: 10/09/2009

OTHER CASES

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

Name: MIGUEL CASTANEDA, ON BEHALF OF HIMSELF AND OTHERS SIMILARLY SITUATED

Type: PLAINTIFF - PETITIONER

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DOCKET PROCEEDINGS

ENTRY #:	DATE:	DESCRIPTION:
10	03/03/2010	ADDED ATTORNEY ANDREW LAH FOR KATHERINE CORBETT JOSEPH WELLNER MIGUEL CASTANEDA , IN CASE 09-80158. [7251819] (MA)
9	03/03/2010	COURT CORRECTION: TERMINATED ANDREW LAH (DUPLICATE RECORD) FOR JOSEPH WELLNER, KATHERINE CORBETT AND MIGUEL CASTANEDA IN 09-80158 [7251812] (MA)
8	02/10/2010	ORDER FILED (WILLIAM C. CANBY AND RONALD M. GOULD) DISABILITY RIGHTS LEGAL CENTER AND DISABILITY RIGHTS ADVOCATES??? OPPOSED MOTION FOR LEAVE TO BECOME AMICI CURIAE IS GRANTED. THE BRIEF SUBMITTED ON OCTOBER 21, 2009 IN SUPPORT OF THE PETITION FOR PERMISSION TO APPEAL IS ORDERED FILED. THE COURT, IN ITS DISCRETION, GRANTS THE PETITION FOR PERMISSION TO APPEAL THE DISTRICT COURT???'S SEPTEMBER 25, 2009 ORDER GRANTING IN PART AND DENYING IN PART CLASS ACTION CERTIFICATION. SEE FED. R. CIV. P. 23(F); CHAMBERLAN V. FORD MOTOR CO., 402 F.3D 952 (9TH CIR. 2005) (PER CURIAM). WITHIN 14 DAYS AFTER THE DATE OF THIS ORDER, PETITIONER SHALL PERFECT THE APPEAL IN ACCORDANCE WITH FEDERAL RULE OF APPELLATE PROCEDURE 5(D). [7227626] (WL)
7	11/10/2009	FILED (ECF) RESPONDENT BURGER KING CORPORATION CORRECTED ANSWER TO 1292B PETITION. DATE OF SERVICE: 11/10/2009. [7125647]--[COURT UPDATE: CORRECTED DOCKET TEXT.11/10/2009 BY MA] (AF)
6	11/05/2009	FILED (ECF) RESPONDENT BURGER KING CORPORATION RESPONSE OPPOSING MOTION (BRIEF SUBMITTED FOR REVIEW (ECF FILING) ,MOTION (ECF FILING) ,MOTION (ECF FILING) MOTION TO BECOME AMICUS). DATE OF SERVICE: 11/05/2009. [7120866] (AF)

5 11/04/2009 FILED (ECF) RESPONDENT **BURGER KING**
CORPORATION ANSWER TO 1292B PETITION. DATE OF
SERVICE: 11/04/2009. [7119726] (AF)

4 10/29/2009 FILED ORDER MOATT: (CP) THE COURT GRANTS
RESPONDENT???'S MOTION FOR EXTENSION OF TIME
UNTIL NOVEMBER 4, 2009, TO FILE AN ANSWER TO THE
PETITION FOR PERMISSION TO APPEAL PURSUANT TO
FEDERAL RULE OF CIVIL PROCEDURE 23(F). THE
ANSWER IS DUE NOVEMBER 4, 2009. THE AMICUS
BRIEF IN SUPPORT OF PETITIONERS AND MOTION FOR
LEAVE TO FILE THAT BRIEF BY THE DISABILITY
RIGHTS LEGAL CENTER ARE REFERRED TO THE PANEL
THAT WILL DISPOSE OF THIS PETITION AFTER
NOVEMBER 4, 2009. [7113140] (DAF)

3 10/21/2009 FILED (ECF) RESPONDENT **BURGER KING**
CORPORATION MOTION TO EXTEND TIME TO FILE A
RESPONSE UNTIL 11/04/2009. DATE OF SERVICE:
10/21/2009. [7103518] (AF)

2 10/21/2009 SUBMITTED (ECF) AMICUS BRIEF FOR REVIEW AND
FILED MOTION TO BECOME AMICUS CURIAE.
SUBMITTED BY DISABILTIY RIGHTS LEGAL CENTER,
DISABILITY RIGHTS ADVOCATES, THE IMPACT FUND.
DATE OF SERVICE: 10/21/2009. [7103509] (SP)

1 10/09/2009 FILED ON 10/09/2009 ORIGINAL AND 4 COPIES OF
PETITION FOR PERMISSION TO APPEAL PURSUANT TO
RULE 23(F). SERVED ON 10/09/2009. [7093595] (HC)