

Court: US COURT OF APPEALS FOR THE NINTH CIRCUIT

Case Title: MAURIZIO ANTONINETTI v. CHIPOTLE MEXICAN GRILL, INC.

Appeal From: U.S. DISTRICT COURT FOR SOUTHERN CALIFORNIA, SAN DIEGO

Date Filed: 03/20/2009

CASE INFORMATION

Case Number: 09-55425

Fee Status: PAID

Case Type: APPEALS

Case Subtype: CIVIL

PRIVATE

Nature of Suit: 3440 OTHER CIVIL RIGHTS

Key Nature of Suit: APPEALS (030)

LOWER COURT INFORMATION

District: 0974-3

Lower Court Docket Number: 3:05-CV-01660-J-WMC

Trial Judge(s): NAPOLEON A. JONES, JUNIOR, U.S. DISTRICT JUDGE

Court Reporter(s): JOAN KING

Date Filed: 08/22/2005

Date Order/Judgment: 02/06/2009

Date NOA Filed: 03/16/2009

Date COA Received: 03/20/2009

OTHER CASES

Current Case(s):

Relationship:	Lead Docket:	Member Docket:	Start Date:	End Date:
CONSOLIDATED POST-BR	08-55867	--	05/13/2009	--
CROSS-APPEAL	08-55867	--	06/11/2008	--
CROSS-APPEAL	09-55327	--	03/20/2009	--
RELATED	08-55867	--	03/20/2009	--
RELATED	08-55946	--	03/05/2009	--
RELATED	08-55946	--	03/20/2009	--

NAMES

Name: MAURIZIO ANTONINETTI

Type: PLAINTIFF - APPELLEE

Attorney: AMY BETH VANDEVELD

Attorney Phone: 619-231-8883

Firm Name: VANDEVELD LAW OFFICES

Firm Address: SUITE 22
1850 FIFTH AVENUE
SAN DIEGO, CA 92101

Name: CHIPOTLE MEXICAN GRILL, INC.

Type: DEFENDANT - APPELLANT

Attorney: GREGORY FRANCIS HURLEY, ESQUIRE, SENIOR LITIGATION

Firm Name: GREENBERG TRAURIG, LLP

Firm Address: 3161 MICHELSON DRIVE
IRVINE, CA 92612

Attorney: VIRGINIA E. ROBINSON

Attorney Phone: 703-749-1300
Firm Name: GREENBERG TRAUIG, LLP
Firm Address: SUITE 1200
 1750 TYSONS BLVD.
 MCLEAN, VA 22102
Firm Phone: 703-749-1380
Attorney: JOHN FRANCIS SCALIA, ESQUIRE
Attorney Phone: 703-749-1380
Firm Name: GREENBERG TRAUIG, LLP
Firm Address: STE. 1200
 1750 TYSONS BLVD.
 MCLEAN, VA 22102
Firm Phone: 703-749-1380

DOCKET PROCEEDINGS

ENTRY #:	DATE:	DESCRIPTION:
20	02/26/2010	NOTICE OF ORAL ARGUMENT ON APRIL CALENDAR. PLEASE RETURN ACKNOWLEDGMENT OF HEARING NOTICE FORM TO: PASADENA OFFICE. ATTENTION: THE NOTICE OF DOCKET ACTIVITY MAY NOT LIST YOUR CASE NUMBER. PLEASE OPEN ATTACHED DOCUMENTS TO VIEW DETAILS ABOUT YOUR CASE. [7245816] [08-55867, 08-55946, 09-55327, 09-55425] (LN)
19	10/15/2009	CASE REJECTED FROM CIRCUIT MEDIATION PROGRAM. [7102854] [09-16444, 09-16532, 09-16535, 09-16626, 09-16676, 09-16753, 09-16775, 09-16822, 09-16874, 09-16924, 09-16956, 09-16967, 09-16972, 09-16996, 09-17001, 09-17002, 09-17050, 09-17076, 09-17098, 09-35606, 09-35685, 09-35711, 09-35756, 09-35773, 09-55327, 09-55425, 09-55829, 09-55907, 09-55913, 09-55937, 09-56035, 09-56047, 09-56050, 09-56283, 09-56337, 09-56447, 09-56461, 09-60031, 09-72713] (SB)
18	09/09/2009	RECEIVED 10 PAPER COPIES OF CROSS-APPEAL REPLY BRIEF [16] FILED BY CHIPOTLE MEXICAN GRILL, INC. IN 09-55327, 09-55425. ONE COPY TO CASE FILES, THE REMAINDER TO RECORDS. [7056271] [08-55867, 09-55327, 09-55425, 08-55946] (SD)

- 17 09/02/2009 FILED CLERK ORDER: CROSS-APPEAL REPLY BRIEF BRIEF [16] FILED BY CHIPOTLE MEXICAN GRILL, INC. WITHIN 5 WORKING DAYS OF THE FILING OF THIS ORDER, FILER IS ORDERED TO FILE 10 COPIES OF THE BRIEF IN PAPER FORMAT, WITH A GREY COVER, ACCOMPANIED BY CERTIFICATION, ATTACHED TO THE END OF EACH COPY OF THE BRIEF, THAT THE BRIEF IS IDENTICAL TO THE VERSION SUBMITTED ELECTRONICALLY. [7049545] [09-55327, 08-55867, 09-55425, 08-55946] (PK)
- 16 08/28/2009 SUBMITTED (ECF) CROSS-APPEAL REPLY BRIEF BRIEF FOR REVIEW. SUBMITTED BY APPELLANT CHIPOTLE MEXICAN GRILL, INC. IN 09-55425, APPELLEE CHIPOTLE MEXICAN GRILL, INC. IN 09-55327. DATE OF SERVICE: 08/28/2009. [7045225] [09-55425, 09-55327]--[COURT SPREAD FILING TO CASE NOS. 08-55867 AND 08-55946. 09/02/2009 BY MA] (VER)
- 15 08/20/2009 RECEIVED 10 PAPER COPIES OF THIRD BRIEF ON CROSS-APPEAL [12] FILED BY MAURIZIO ANTONINETTI IN 09-55327, 08-55867, 08-55946, 09-55425. ONE COPY TO CASE FILES, THE REMAINDER TO RECORDS. [7034934] [09-55327, 08-55867, 09-55425, 08-55946] (SD)
- 14 08/14/2009 FILED APPELLANT MAURIZIO ANTONINETTI EXCERPTS OF RECORD VOLUME 10. SERVED ON 08/14/2009. [7028621] [09-55327, 08-55867, 09-55425, 08-55946] (PK)
- 13 08/14/2009 FILED CLERK ORDER: THIRD BRIEF ON CROSS-APPEAL [12] FILED BY MAURIZIO ANTONINETTI IN 09-55327, 09-55425. WITHIN 5 WORKING DAYS OF THE FILING OF THIS ORDER, FILER IS ORDERED TO FILE 10 COPIES OF THE BRIEF IN PAPER FORMAT, WITH A YELLOW COVER, ACCOMPANIED BY CERTIFICATION, ATTACHED TO THE END OF EACH COPY OF THE BRIEF, THAT THE BRIEF IS IDENTICAL TO THE VERSION SUBMITTED ELECTRONICALLY. [7028139] [08-55867, 09-55327, 09-55425, 08-55946] (LA)
- 12 08/14/2009 SUBMITTED (ECF) THIRD BRIEF ON CROSS-APPEAL BRIEF FOR REVIEW. SUBMITTED BY APPELLANT MAU-

RIZIO ANTONINETTI IN 09-55327. DATE OF SERVICE: 08/14/2009. [7027995] [09-55327, 08-55867, 09-55425, 08-55946] (ABV)

- 10 07/24/2009 RECEIVED 10 PAPER COPIES OF SECOND BRIEF ON CROSS-APPEAL [8] FILED BY CHIPOTLE MEXICAN GRILL, INC. IN 09-55327, 09-55425. ONE COPY TO CASE FILES, THE REMAINDER TO RECORDS. [7003340] [08-55867, 09-55327, 09-55425, 08-55946] (SD)
- 9 07/22/2009 FILED CLERK ORDER: SECOND BRIEF ON CROSS-APPEAL BRIEF [8] FILED BY CHIPOTLE MEXICAN GRILL, INC. WITHIN 5 WORKING DAYS OF THE FILING OF THIS ORDER, FILER IS ORDERED TO FILE 10 COPIES OF THE BRIEF IN PAPER FORMAT, WITH A RED COVER, ACCOMPANIED BY CERTIFICATION, ATTACHED TO THE END OF EACH COPY OF THE BRIEF, THAT THE BRIEF IS IDENTICAL TO THE VERSION SUBMITTED ELECTRONICALLY. [7000924] [09-55327, 08-55867, 09-55425, 08-55946] (PK)
- 11 07/20/2009 FILED APPELLEE/CROSS-APPELLANT CHIPOTLE MEXICAN GRILL, INC. IN 09-55327 & 09-55425 SUPPLEMENTAL EXCERPTS OF RECORD ON APPEAL IN 1 VOLUME. [7004094] [08-55867, 09-55327, 09-55425, 08-55946] (LA)
- 8 07/17/2009 SUBMITTED (ECF) SECOND BRIEF ON CROSS-APPEAL BRIEF FOR REVIEW. SUBMITTED BY APPELLEE CHIPOTLE MEXICAN GRILL, INC. IN 09-55327. DATE OF SERVICE: 07/17/2009. [6996474] [09-55327, 09-55425]--[COURT SPREAD FILING TO 08-55867, 08-55946 --07/22/2009 BY MA] (GFH)
- 7 06/23/2009 RECEIVED 10 PAPER COPIES OF OPENING BRIEF [5] FILED BY MAURIZIO ANTONINETTI IN 08-55867, 08-55946, 09-55327, 09-55425. ONE COPY TO CASE FILES, THE REMAINDER TO RECORDS. [6966469] [08-55867, 09-55327, 09-55425, 08-55946] (SD)
- 6 06/17/2009 FILED APPELLANT MAURIZIO ANTONINETTI IN 09-55327, 09-55425 EXCERPTS OF RECORD IN 9 VOLUMES, WITH

ADDITIONAL, SEPARATELY-BOUND FULL INDEX.
SERVED ON 06/15/2009. [6959480] [08-55867, 09-55327, 09-55425, 08-55946] (LA)

- 06/17/2009 FILED CLERK ORDER: FIRST BRIEF ON CROSS-APPEAL [5] FILED BY MAURIZIO ANTONINETTI IN 09-55327 & 09-55425. WITHIN 5 WORKING DAYS OF THE FILING OF THIS ORDER, FILER IS ORDERED TO FILE 10 COPIES OF THE BRIEF IN PAPER FORMAT, WITH A BLUE COVER, ACCOMPANIED BY CERTIFICATION, ATTACHED TO THE END OF EACH COPY OF THE BRIEF, THAT THE BRIEF IS IDENTICAL TO THE VERSION SUBMITTED ELECTRONICALLY. [6959186] [08-55867, 08-55946, 09-55327, 09-55425] (LA)
- 5 06/16/2009 SUBMITTED (ECF) FIRST BRIEF ON CROSS-APPEAL BRIEF FOR REVIEW. SUBMITTED BY APPELLEE MAURIZIO ANTONINETTI IN 09-55425. DATE OF SERVICE: 06/16/2009. [6958841] [09-55425, 08-55867, 08-55946, 09-55327] (ABV)
- 4 05/13/2009 FILED CLERK ORDER (DEPUTY CLERK:LBS): PLAINTIFF'S MOTION FOR CONSOLIDATION OF 09-55327 AND 09-55425 WITH 08-55867 AND 08-55946 IS GRANTED TO THE EXTENT THAT THE ABOVE-CAPTIONED APPEALS SHALL BE ASSIGNED TO THE SAME MERITS PANEL. THESE APPEALS SHALL BE BRIEFED SEPARATELY. BRIEFING HAS BEEN COMPLETED IN 08-55867 AND 08-55946. THE BRIEFING SCHEDULE ESTABLISHED ON MARCH 20, 2009 IN 09-55327 AND 09-55425 IS UNCHANGED. [08-55867, 08-55946, 09-55327, 09-55425] (SC)
- 3 04/28/2009 FILED (ECF) APPELLANT MAURIZIO ANTONINETTI IN 09-55327 MOTION TO CONSOLIDATE CASES 09-55327, 09-55425, 08-55867, 08-55946. DATE OF SERVICE: 04/28/2009. [6899891] [09-55327, 08-55867, 09-55425, 08-55946] (ABV)
- 2 03/20/2009 FILED APPELLANT CHIPOTLE MEXICAN GRILL, INC. IN 09-55425 CIVIL APPEALS DOCKETING STATEMENT. SERVED ON 03/16/2009. [09-55425, 09-55327] (RT)

1

03/20/2009

DOCKETED CAUSE AND ENTERED APPEARANCES OF COUNSEL. SEND CADS: NO. SETTING CROSS-APPEAL BRIEFING SCHEDULE AS FOLLOWS: FIRST CROSS APPEAL BRIEF DUE 06/17/2009 FOR MAURIZIO ANTONINETTI. SECOND BRIEF ON CROSS APPEAL DUE 07/17/2009 FOR CHIPOTLE MEXICAN GRILL, INC.. THIRD BRIEF ON CROSS APPEAL DUE 08/17/2009 FOR MAURIZIO ANTONINETTI. OPTIONAL CROSS APPEAL REPLY BRIEF FOR CHIPOLTE MEXICAN GRILL, INC. IS DUE 14 DAYS AFTER SERVICE OF THE THIRD BRIEF ON CROSS APPEAL. [09-55425, 09-55327] (RT)