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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

MIGUEL CASTANEDA, *et al.*,
Plaintiffs,

No. C 08-04262 WHA

v.

BURGER KING CORP.,
Defendant.

**ORDER RE EX PARTE
APPLICATION OF THIRD
PARTY STRATEGIC
ACQUISITION COMPANY II,
LLC FOR ORDER
IMMEDIATELY VACATING THE
HEARING ON MOTION FOR
CLASS CERTIFICATION
PENDING RULING ON JOINDER
MOTION**

The Court is in receipt of third-party Strategic Restaurants Acquisition Company II, LLC's ("Strategic") *ex parte* application to vacate the September 17, 2009 class certification hearing pending ruling on the motion of defendant Burger King Corporation to Add Restaurant/Lessees as Additional Defendants Under Rules 19(a) and 21. The Court has also received plaintiffs' opposition to this application, and Strategic's reply to their opposition. Any comments or opposition to Strategic's application from defendant must be filed by **WEDNESDAY, SEPTEMBER 2, 2009.**

IT IS SO ORDERED.

Dated: September 1, 2009



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE

United States District Court
For the Northern District of California