

United States District Court
For the Northern District of California

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

ROY D. NEWPORT, *et al.*,

Plaintiffs,

No. C 10-04511 WHA

v.

BURGER KING CORPORATION,

Defendant.

AND RELATED COUNTERCLAIMS.

**ORDER EXTENDING TIME FOR
BURGER KING CORPORATION TO FILE
MOTION TO DISMISS WILLIE C. COOK'S
AMENDED CROSS-CLAIM**

Burger King Corporation requests additional time to file a motion to dismiss counter-defendant Willie C. Cook's amended cross-claim given some assertedly misleading interim communications by Cook's counsel (Dkt. No. 161). For good cause shown, the request is **GRANTED**, with the following conditions: the motion shall be no more than 15 pages, the opposition shall be no more than 15 pages, and the reply shall be no more than 10 pages (all such limits excluding exhibits). Burger King shall file its motion (or respond by answer) by **SEPTEMBER 1, 2011**. Burger King's alternative request that this order enforce the parties' agreement to dismiss Cook's amended cross-claim without prejudice because Burger King accepted Cook's offer to stipulate to dismissal without prejudice is **DENIED**.

IT IS SO ORDERED.

Dated: August 31, 2011.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE