

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

	)	
<b>Center for Science in the Public Interest,</b>	)	
	)	
Plaintiff,	)	
v.	)	Civil Action No. 07-CV-1092 (RJL)
	)	
<b>Burger King Corporation,</b>	)	Judge Richard J. Leon
	)	
Defendant.	)	
	)	

**JOINT MOTION TO SET ASIDE AND CANCEL STATUS CONFERENCE**

The Center for Science in the Public Interest (CSPI) and Burger King Corporation (Burger King) jointly request that the Court cancel the status conference currently set for September 4, 2007, at 3:30 pm, because two dispositive motions are pending.

CSPI filed a Motion to Remand on July 18, 2007. Doc. 8. Burger King filed a Motion to Dismiss on July 20, 2007. Doc. 9. Both motions are dispositive as to this Court: If CSPI's motion is granted, the case will be remanded to Superior Court for the District of Columbia. If Burger King's motion is granted, the case will be dismissed by the Court.

The parties agreed on a briefing schedule for the two motions, and filed a scheduling motion with the Court accordingly, on July 26, 2007. Doc. 14. The scheduling motion contemplates that (1) by this Friday, August 17, Burger King will file its Opposition to Plaintiffs Motion to Remand and CSPI will file its Opposition to Defendant's Motion to Dismiss; and (2) by Friday, August 31, CSPI will file its Reply in Further Support of its Motion to Remand and Burger King will file its Reply in Further Support of its Motion to Dismiss. Although the Court has not yet ruled on the scheduling motion, the parties have proceeded with briefing on this schedule.

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Doc. 15

Thus, under the current schedule, the briefing on two dispositive motions will be completed by August 31, which is only one court day prior to the September 4 Status Conference. If the Court grants either motion, this case will no longer be pending in this Court.

Therefore, the parties suggest that it would best conserve judicial resources to cancel the September 4 Status Conference pending decision on the two motions, which they respectfully request.

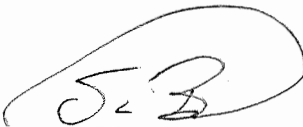
Respectfully submitted,

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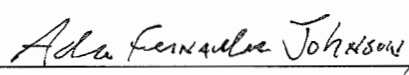
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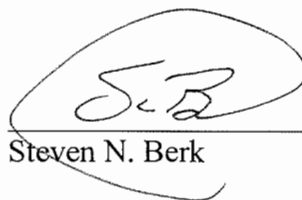
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By:

  
\_\_\_\_\_  
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CONSENT

**CERTIFICATE OF SERVICE**

A copy of the forgoing was served August 14, 2007 using the Court's CMF/ECF system, on counsel for defendant:

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