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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

NATIONAL FRANCHISEE
ASSOCIATION, INC.,

Plaintiff,

v.

BURGER KING CORPORATION,
et al.,

Defendants.

CASE No. 09-CV-939 W (NLS)

ORDER:

**(1) GRANTING JOINT MOTION
TO DISMISS WITHOUT
PREJUDICE (DOC. NO. 39.)**

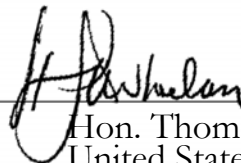
**(2) DENYING PENDING MOTION
AS MOOT (DOC. NO. 37.)**

Pending before the Court is the parties' joint motion to dismiss this lawsuit, without prejudice. Having read and considered the moving papers, and good cause appearing, the Court **GRANTS** the motion. (Doc. No. 39.)

In light of the foregoing, the Court also **DENIES** the other pending motion as moot. (Doc. No. 37.)

IT IS SO ORDERED.

DATED: March 4, 2010



Hon. Thomas J. Whelan
United States District Judge