

CLOSED,TYPE-D

U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:07-cv-01021-PLF

FEDERAL TRADE COMMISSION v. WHOLE FOODS
MARKET, INC. et al
Assigned to: Judge Paul L. Friedman
Cause: 15:53b Federal Trade Commission Act

Date Filed: 06/06/2007
Date Terminated: 05/29/2009
Jury Demand: None
Nature of Suit: 890 Other Statutory Actions
Jurisdiction: U.S. Government Plaintiff

Plaintiff

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Date Filed	#	Docket Text
06/06/2007	1	MOTION to Seal by FEDERAL TRADE COMMISSION (Attachments: # 1 Text of Proposed Order)(lc,) (Entered: 06/07/2007)
06/06/2007	2	ORDER granting 1 Motion to Seal. Signed by Chief Judge Thomas F. Hogan on 6/6/2007. (lc,) (Entered: 06/07/2007)
06/06/2007	3	COMPLAINT against WHOLE FOODS MARKET, INC., WILD OATS MARKETS, INC. filed by FEDERAL TRADE COMMISSION. (Attachments: # 1 Civil Cover Sheet)(lc,) (Entered: 06/07/2007)
06/06/2007	4	MOTION for Preliminary Injunction, MOTION for Temporary Restraining Order by FEDERAL TRADE COMMISSION (Attachments: # 1 Certification for Efforts to Contact Ds for Motion for TRO # 2 Proposed PI Order# # 3 Proposed TRO Order# 4 Notice of Sealed Memorandum and Exhibits)(lc,) (Entered: 06/07/2007)
06/06/2007	5	JOINT MOTION FOR ENTRY OF PROTECTIVE ORDER by FEDERAL TRADE COMMISSION (lc,) (Entered: 06/07/2007)
06/06/2007		Summons (2) Issued as to WHOLE FOODS MARKET, INC., WILD OATS MARKETS, INC.. (lc,) (Entered: 06/07/2007)
06/06/2007		***Case Unsealed (lc,) (Entered: 06/07/2007)
06/07/2007		MINUTE ORDER that there will be a status conference on Monday, June 11, 2007 at 2:00 p.m. in Courtroom 29A. Signed by Judge Paul L. Friedman on June 7, 2007. (MA) (Entered: 06/07/2007)
06/07/2007	6	CONSENT MOTION for Stipulated Temporary Restraining Order by FEDERAL TRADE COMMISSION (mm) (Entered: 06/07/2007)
06/07/2007	7	ORDER granting 6 Consent Motion for TRO. Signed by Judge Henry H. Kennedy for Judge Paul L. Friedman on 6/7/2007. (mm) (Entered: 06/07/2007)
06/07/2007	10	COMPLAINT against WHOLE FOODS MARKET, INC., WILD OATS MARKETS, INC. (Filing fee \$ 0.00) filed by FEDERAL TRADE COMMISSION. (PUBLIC VERSION) (jf,) (Entered: 06/08/2007)
06/08/2007	8	NOTICE of Appearance by Alden Lewis Atkins on behalf of WHOLE FOODS MARKET, INC. (Atkins, Alden) (Entered: 06/08/2007)
06/08/2007	9	NOTICE of Appearance by Thomas H. Brock on behalf of FEDERAL TRADE COMMISSION (Brock, Thomas) (Entered: 06/08/2007)
06/08/2007		MINUTE ORDER granting 5 Joint Motion for Entry of Interim Protective Order Signed by Judge Paul L. Friedman on 6/8/2007. (mm) (Entered: 06/08/2007)
06/08/2007	11	INTERIM PROTECTIVE ORDER GOVERNING DISCOVERY MATERIAL Signed by Judge Paul L. Friedman on 6/8/2007. (mm) (Entered: 06/08/2007)

06/11/2007	12	MOTION for Protective Order by WHOLE FOODS MARKET, INC. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 Exhibit D# 5 Exhibit E)(Atkins, Alden) (Entered: 06/11/2007)
06/11/2007	13	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Thomas Pak, :Firm- Skadden, Arps, Slate, Meagher & Flom LLP, :Address- Four Times Square, New York, New York 10036. Phone No. - 212-735-7000. Fax No. - 917-777-2747 by WILD OATS MARKETS, INC. (Attachments: # 1 Declaration of Thomas Pak# 2 Declaration of Matthew P Hendrickson# 3 Declaration of Terrence J Wallock)(MacDonald, Gary) (Entered: 06/11/2007)
06/11/2007		Minute Entry for proceedings held before Judge Paul L. Friedman: Status Conference held on 6/11/2007. Motions Hearing set for 7/31/2007 @ 09:30 AM for Day 1 and 8/1/2007 @ 9:30 a.m. for Day 2 in Courtroom 29A before Judge Paul L. Friedman. (Court Reporter Linda Russo) (mm) (Entered: 06/12/2007)
06/12/2007		MINUTE ORDER granting 13 motion for admission pro hac vice of Terrence J. Wallock, Thomas Pak and Matthew P. Hendrickson on behalf of defendant Wild Oats Markets Inc. Signed by Judge Paul L. Friedman on June 12, 2007. (MA) (Entered: 06/12/2007)
06/13/2007	14	ERRATA by FEDERAL TRADE COMMISSION 4 MOTION for Preliminary Injunction MOTION for Temporary Restraining Order filed by FEDERAL TRADE COMMISSION. (Brock, Thomas) (Entered: 06/13/2007)
06/13/2007	15	NOTICE by FEDERAL TRADE COMMISSION re 4 MOTION for Preliminary Injunction MOTION for Temporary Restraining Order (Brock, Thomas) (Entered: 06/13/2007)
06/13/2007	16	MOTION to Unseal Document <i>Complaint</i> by FEDERAL TRADE COMMISSION (Attachments: # 1)(Brock, Thomas) (Entered: 06/13/2007)
06/13/2007	17	ERRATA (EXHIBITS 2 and 15) by FEDERAL TRADE COMMISSION re 4 MOTION for Preliminary Injunction MOTION for Temporary Restraining Order filed by FEDERAL TRADE COMMISSION. (tg,) (FILED UNDER SEAL) (Entered: 06/14/2007)
06/14/2007	18	NOTICE of Appearance by John David Taurman on behalf of WHOLE FOODS MARKET, INC. (Taurman, John) (Entered: 06/14/2007)
06/14/2007	19	NOTICE of Appearance by Neil W. Imus on behalf of WHOLE FOODS MARKET, INC. (Imus, Neil) (Entered: 06/14/2007)
06/15/2007	20	NOTICE of <i>Third Party Interest</i> by FEDERAL TRADE COMMISSION re 12 MOTION for Protective Order (Brock, Thomas) (Entered: 06/15/2007)
06/15/2007		MINUTE ORDER that the parties are reminded to comply with Local Civil Rule 7.1, which provides in part: "In all civil or agency cases where a corporation is a party or intervenor, counsel of record for that party or intervenor shall file a certificate listing any parent, subsidiary or affiliate of that party or intervenor which, to the knowledge of counsel, has any outstanding securities in the hands of the public. Such certificate shall be filed at the time the party's first pleading is filed." Local Civil Rule 7.1. Signed by

		Judge Paul L. Friedman on June 15, 2007. (MA) (Entered: 06/15/2007)
06/15/2007		MINUTE ORDER that, in light of the "Notice of Third Party Interest in Defendants' Motion for Entry of a Final Protective Order," the Court will set the following deadlines. Any motions to intervene with respect to defendants' motion for entry of a final protective order are due on or before Monday, June 18, 2007. Any oppositions to motions to intervene for this limited purpose will be due on or before June 20, 2007. Any intervenors' oppositions to defendants' motion for entry of a final protective order will be due on or before June 22, 2007. Any reply briefs will be due on or before June 27, 2007. To the extent that any intervenors' positions are complementary, they should consider filing joint opposition briefs. Signed by Judge Paul L. Friedman on June 15, 2007. (MA) (Entered: 06/15/2007)
06/15/2007	21	ANSWER to Complaint by WILD OATS MARKETS, INC.. Related document: 10 Complaint filed by FEDERAL TRADE COMMISSION.(Aronson, Clifford) (Entered: 06/15/2007)
06/15/2007	22	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by WILD OATS MARKETS, INC. (Aronson, Clifford) (Entered: 06/15/2007)
06/15/2007	23	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by WHOLE FOODS MARKET, INC. (Atkins, Alden) (Entered: 06/15/2007)
06/15/2007	24	ANSWER to Complaint by WHOLE FOODS MARKET, INC.. Related document: 10 Complaint filed by FEDERAL TRADE COMMISSION.(Atkins, Alden) (Entered: 06/15/2007)
06/15/2007		Set/Reset Deadlines: Motions to intervene with respect to defendants' motion for entry of final protective order due by 6/18/2007; Responses due by 6/20/2007; Intervenors' responses to defendants' motion for entry of final protective order due 6/22/2007; Reply briefs due by 6/27/2007. (mm) (Entered: 06/18/2007)
06/18/2007	25	NOTICE of Appearance by Thomas J. Lang on behalf of FEDERAL TRADE COMMISSION (Lang, Thomas) (Entered: 06/18/2007)
06/18/2007	26	NOTICE of Appearance by Eric Matthew Sprague on behalf of FEDERAL TRADE COMMISSION (Sprague, Eric) (Entered: 06/18/2007)
06/18/2007	27	NOTICE of Appearance by Karin Fleming Richard Moore on behalf of TRADER JOE'S COMPANY (nmw,) (Entered: 06/18/2007)
06/18/2007	28	NOTICE of Appearance by Richard G. Parker on behalf of TRADER JOE'S COMPANY (nmw,) (Entered: 06/18/2007)
06/18/2007	29	MOTION to Intervene by TRADER JOE'S COMPANY (Attachments: # 1 Text of Proposed Order)(nmw,) (Entered: 06/18/2007)
06/18/2007	30	RESPONSE re 16 MOTION to Unseal Document <i>Complaint DEFENDANTS' RESPONSE TO PLAINTIFF'S MOTION TO UNSEAL THE COMPLAINT</i> filed by <i>WHOLE FOODS MARKET, INC.and WILD OATS MARKETS, INC.</i> (Atkins, Alden) Modified on 6/19/2007 (jeb,). Modified on 6/19/2007 (lc,). (Entered: 06/18/2007)

06/18/2007	31	MOTION to Intervene by WAL-MART STORES, INC. (Attachments: # 1 Exhibit Local Rule 7.1. Certificate# 2 Text of Proposed Order)(nmw,) (Entered: 06/19/2007)
06/18/2007	32	NOTICE of Appearance by Darren Scott Tucker on behalf of WAL-MART STORES, INC. (nmw,) (Entered: 06/19/2007)
06/18/2007	33	NOTICE of Appearance by Christopher James MacAvoy on behalf of PUBLIX SUPER MARKETS, INC. (nmw,) (Entered: 06/19/2007)
06/18/2007	34	MOTION to Intervene by PUBLIX SUPER MARKETS, INC. (Attachments: # 1 Text of Proposed Order # 2 Local Rule 7.1 Certificate)(nmw,) (Entered: 06/19/2007)
06/18/2007	35	NOTICE of Appearance by Christopher James MacAvoy on behalf of SUPERVALU INC (nmw,) (Entered: 06/19/2007)
06/18/2007	36	MOTION to Intervene by SUPERVALU INC (Attachments: # 1 Text of Proposed Order # 2 Local Rule 7.1 Certificate)(nmw,) (Entered: 06/19/2007)
06/18/2007	37	NOTICE of Appearance by Christopher James MacAvoy on behalf of WEGMANS FOOD MARKETS, INC. (nmw,) (Entered: 06/19/2007)
06/18/2007	38	MOTION to Intervene by WEGMANS FOOD MARKETS, INC. (Attachments: # 1 Text of Proposed Order # 2 Local Rule 7.1. Certificate)(nmw,) (Entered: 06/19/2007)
06/18/2007	39	MOTION to Intervene for the purpose of protecting its confidential business information by KROGER CO. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 Exhibit D# 5 Exhibit E# 6 Text of Proposed Order)(td,) (Entered: 06/19/2007)
06/18/2007	40	MOTION to Intervene for the limited purpose of responding to motion to enter final protective order by SAFEWAY INC. (Attachments: # 1 Text of Proposed Order)(td,) (Entered: 06/19/2007)
06/18/2007	45	MOTION to Intervene by APOLLO MANAGEMENT HOLDING LP (td,) (Entered: 06/20/2007)
06/18/2007	46	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by APOLLO MANAGEMENT HOLDING LP (td,) (Entered: 06/20/2007)
06/19/2007		MINUTE ORDER granting 16 plaintiff's motion to unseal the complaint as unopposed. See defendants' response to plaintiff's motion to unseal the complaint. Signed by Judge Paul L. Friedman on June 19, 2007. (MA) (Entered: 06/19/2007)
06/19/2007	41	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Paul T. Denis; James A. Fishkin, :Address- 1775 I Street, N.W., Washington, DC 20006. by WHOLE FOODS MARKET, INC. (Attachments: # 1 Denis Declaration# 2 Fishkin Declaration# 3 Text of Proposed Order)(Atkins, Alden) (Entered: 06/19/2007)
06/19/2007	42	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by SAFEWAY INC. (Winik, Peter) (Entered: 06/19/2007)
06/19/2007	43	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Alexander Maltas, :Firm- Latham & Watkins LLP, :Address- 555 Eleventh Street, N.W. Suite 1000 Washington, D.C. 20004. Phone No. - 202-637-2295. Fax No. - 202-637-2201 by SAFEWAY INC. (Attachments: # 1 Declaration of Alexander Maltas# 2 Text of

		Proposed Order # 3 Certificate of Service)(Winik, Peter) (Entered: 06/19/2007)
06/19/2007	44	NOTICE of Appearance by Edward Marcellus Williamson on behalf of SAFEWAY INC. (Williamson, Edward) (Entered: 06/19/2007)
06/19/2007		MINUTE ORDER granting the unopposed motion 29 to intervene of third party Trader Joe's Company for the limited purpose of opposing defendant Whole Foods' Motion for Entry of a Final Protective Order 12 . Signed by Judge Paul L. Friedman on 6/19/07. (lcplf1) (Entered: 06/19/2007)
06/19/2007		MINUTE ORDER granting the unopposed motion 31 to intervene of third party Wal-Mart Stores, Inc. for the limited purpose of opposing defendant Whole Foods' Motion for Entry of a Final Protective Order 12 . Signed by Judge Paul L. Friedman on 6/19/07. (lcplf1) (Entered: 06/19/2007)
06/19/2007		MINUTE ORDER granting the unopposed motion 34 to intervene of third party Publix Super Markets, Inc. for the limited purpose of opposing defendant Whole Foods' Motion for Entry of a Final Protective Order 12 . Signed by Judge Paul L. Friedman on June 19, 2007. (lcplf1) (Entered: 06/19/2007)
06/19/2007		MINUTE ORDER granting the unopposed motion 36 to intervene of third party Supervalu, Inc. for the limited purpose of opposing defendant Whole Foods' Motion for Entry of a Final Protective Order 12 . Signed by Judge Paul L. Friedman on June 19, 2007. (lcplf1) (Entered: 06/19/2007)
06/19/2007		MINUTE ORDER granting the unopposed motion 38 to intervene of third party Wegmans Food Markets, Inc. for the limited purpose of opposing defendant Whole Foods' Motion for Entry of a Final Protective Order 12 . Signed by Judge Paul L. Friedman on June 19, 2007. (lcplf1) (Entered: 06/19/2007)
06/19/2007		MINUTE ORDER granting the unopposed motion 39 to intervene of third party The Kroger Co. for the limited purpose of opposing defendant Whole Foods' Motion for Entry of a Final Protective Order 12 . Signed by Judge Paul L. Friedman on June 19, 2007. (lcplf1) (Entered: 06/19/2007)
06/19/2007		MINUTE ORDER granting the unopposed motion 40 to intervene of third party Safeway, Inc. for the limited purpose of opposing defendant Whole Foods' Motion for Entry of a Final Protective Order 12 . Signed by Judge Paul L. Friedman on June 19, 2007. (lcplf1) (Entered: 06/19/2007)
06/19/2007		MINUTE ORDER granting 41 Motion for Leave to Appear Pro Hac Vice of Alexander Maltas of Latham & Watkins LLP as counsel to movant Safeway Inc. Signed by Judge Paul L. Friedman on 6/19/07. (lcplf1). (Entered: 06/19/2007)
06/19/2007		MINUTE ORDER granting 43 Motion for Leave to Appear Pro Hac Vice of Paul T. Denis and James A. Fishkin of Dechert LLP to appear on behalf of defendant Whole Foods Market. Signed by Judge Paul L. Friedman on 6/19/07. (lcplf1) (Entered: 06/19/2007)
06/20/2007		MINUTE ORDER granting the unopposed motion 45 to intervene of third party Apollo Management Holding, L.P. for the limited purpose of opposing defendant Whole Foods' Motion for Entry of a Final Protective Order 12 . Signed by Judge Paul

		L. Friedman on June 20, 2007. (lcplf1) (Entered: 06/20/2007)
06/20/2007	47	Memorandum in opposition to re 12 MOTION for Protective Order filed by FEDERAL TRADE COMMISSION. (Attachments: # 1 Affidavit Exh. 1 - Franchak Affidavit# 2 Exhibit Exh. 2 - Cardinal Health Protective Order# 3 Exhibit Exh. 3 - Staples Protective Order# 4 Text of Proposed Order Proposed Order Denying Defendant's Motion for a Final Protective Order)(Lang, Thomas) (Entered: 06/20/2007)
06/20/2007	48	MOTION to Intervene by H.E. BUTT GROCERY COMPANY (Attachments: # 1 Text of Proposed Order)(td,) (Entered: 06/21/2007)
06/21/2007	49	STIPULATION <i>Proposed Joint Case Management Order</i> by FEDERAL TRADE COMMISSION. (Attachments: # 1 Exhibit Exh. 1 - Letter to Court from Brock) (Brock, Thomas) (Entered: 06/21/2007)
06/21/2007		MINUTE ORDER approving the Stipulated Joint Proposed Case Management Order 49 submitted by the parties on June 21, 2007. Signed by Judge Paul L. Friedman on 6/21/07. (lcplf1) (Entered: 06/21/2007)
06/21/2007		MINUTE ORDER granting the unopposed motion 48 to intervene of third party H.E. Butt Grocery Company for the limited purpose of opposing defendant Whole Foods' Motion for Entry of a Final Protective Order 12 . Signed by Judge Paul L. Friedman on 6/21/07. (lcplf1) (Entered: 06/21/2007)
06/21/2007		Set/Reset Deadlines: Briefs on Motion for Preliminary Injunction due by 7/20/2007; Fact Discovery due by 7/6/2007; Response briefs due by 7/25/2007; Proposed Findings of Fact and Conclusions of Law due by 8/3/2007; Plaintiff's Rule 26(a)(2) disclosures due by 7/9/2007; Defendant's Rule 26(a)(2) disclosures due by 7/13/2007. (mm) (Entered: 06/25/2007)
06/22/2007	50	Memorandum in opposition to re 12 MOTION for Protective Order filed by TRADER JOE'S COMPANY. (Attachments: # 1 Exhibit B. Palbaum Declaration# 2 Exhibit Whole Foods Web Page# 3 Exhibit Mackey Blog# 4 Text of Proposed Order)(Moore, Karin) (Entered: 06/22/2007)
06/22/2007	51	MOTION to Unseal Document <i>Plaintiff's Memorandum in Support of its Motion for Temporary Restraining Order and Preliminary Injunction</i> by FEDERAL TRADE COMMISSION (Attachments: # 1 Exhibit Exh. A# 2 Exhibit Exh. B# 3 Text of Proposed Order Proposed Order)(Lang, Thomas) (Entered: 06/22/2007)
06/22/2007	52	Memorandum in opposition to re 12 MOTION for Protective Order filed by APOLLO MANAGEMENT HOLDING LP. (Attachments: # 1 Affidavit Medley Declaration) (Rich, Jonathan) (Entered: 06/22/2007)
06/22/2007	53	Memorandum in opposition to re 12 MOTION for Protective Order filed by KROGER CO.. (Attachments: # 1 Exhibit 28 Nat'l L. J. 8# 2 Exhibit Affidavit of T. Foley) (Antonipillai, Justin) (Entered: 06/22/2007)
06/22/2007	54	Memorandum in opposition to re 12 MOTION for Protective Order filed by SAFEWAY INC.. (Attachments: # 1 Declaration of Robert A. Gordon)(Winik, Peter) (Entered: 06/22/2007)

06/22/2007	55	NOTICE of Proposed Order by KROGER CO. re 53 Memorandum in Opposition (Antonipillai, Justin) (Entered: 06/22/2007)
06/22/2007	56	Memorandum in opposition to re 12 MOTION for Protective Order in Opposition to Defendant Whole Foods Market, Inc.'s Proposed Final Protective Order filed by WAL-MART STORES, INC.. (Attachments: # 1 Exhibit A)(Tucker, Darren) (Entered: 06/22/2007)
06/22/2007	57	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by KROGER CO. (Antonipillai, Justin) (Entered: 06/22/2007)
06/22/2007	58	Memorandum in opposition to re 12 MOTION for Protective Order filed by WEGMANS FOOD MARKETS, INC.. (Attachments: # 1 Exhibit A# 2 Exhibit B)(nmw,) (Entered: 06/25/2007)
06/22/2007	59	Memorandum in opposition to re 12 MOTION for Protective Order filed by SUPERVALU INC. (Attachments: # 1 Exhibit A# 2 Exhibit B)(nmw,) (Entered: 06/25/2007)
06/22/2007	60	Memorandum in opposition to re 12 MOTION for Protective Order filed by PUBLIX SUPER MARKETS, INC.. (Attachments: # 1 Exhibit A# 2 Exhibit B)(nmw,) (Entered: 06/25/2007)
06/22/2007	61	Memorandum in opposition to Whole Foods Market, Inc.'s re 12 MOTION for entry of a final Protective Order filed by H.E. BUTT GROCERY COMPANY. (Attachments: # 1 Text of Proposed Order # 2 Exhibit)(td,) (Entered: 06/25/2007)
06/22/2007	62	Unopposed MOTION for Leave to File an amicus curiae brief by TARGET CORPORATION (Attachments: # 1 Exhibit # 2 Text of Proposed Order)(td,) (Entered: 06/25/2007)
06/22/2007	66	MOTION for Leave to File, MOTION to Intervene by WINN-DIXIE STORES INC (Attachments: # 1 Text of Proposed Order # 2 Exhibit Disclosure# 3 Exhibit Opposition)(td,) (Entered: 06/26/2007)
06/25/2007	63	ENTERED IN ERROR.....NOTICE of Appearance on behalf of John Shin by APOLLO MANAGEMENT HOLDING LP (Rich, Jonathan) Modified on 6/25/2007 (tg,). (Entered: 06/25/2007)
06/25/2007	64	ENTERED IN ERROR.....MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Jonathan M. Rich, :Firm- Morgan, Lewis & Bockius LLP, :Address- 1111 Pennsylvania Avenue, NW, Washington, DC 20004. Phone No. - 202-739-5433. Fax No. - 202-739-3001 by APOLLO MANAGEMENT HOLDING LP (Rich, Jonathan) Modified on 6/25/2007 (tg,). (Entered: 06/25/2007)
06/25/2007		NOTICE OF CORRECTED DOCKET ENTRIES: re 64 MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Jonathan M. Rich, :Firm- Morgan, Lewis & Bockius LLP, :Address- 1111 Pennsylvania Avenue, NW, Washington, DC 20004. Phone No. - 202-739-5433. Fax No. - 202-739-3001, and 63 Notice (Other) were entered in error at the request of counsel. Counsel will refile corrected pleadings. (tg,) (Entered: 06/25/2007)

06/25/2007	65	ENTERED IN ERROR.....MOTION for Leave to Appear Pro Hac Vice :Attorney Name- John Shin, :Firm- Morgan, Lewis & Bockius LLP, :Address- 101 Park Avenue, New York, NY 10178. Phone No. - 212-309-6844. Fax No. - 212-309-6001 by APOLLO MANAGEMENT HOLDING LP (Attachments: # 1 Declaration of John Shin)(Rich, Jonathan) Modified on 6/26/2007 (jeb,). (Entered: 06/25/2007)
06/26/2007	67	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Jonathan M. Rich, :Firm- Morgan, Lewis & Bockius LLP, :Address- 1111 Pennsylvania Avenue, NW, Washington, DC 20004. Phone No. - 202-739-5433. Fax No. - 202-739-3001 by APOLLO MANAGEMENT HOLDING LP (Attachments: # 1 Declaration of John Shin)(Rich, Jonathan) (Entered: 06/26/2007)
06/26/2007		NOTICE OF CORRECTED DOCKET ENTRY: re 65 MOTION for Leave to Appear Pro Hac Vice was entered in error with an incorrect image and counsel was instructed to refile said pleading. (jeb,) Modified on 6/26/2007 (jeb,). (Entered: 06/26/2007)
06/26/2007		MINUTE ORDERS granting 62 Target Corporation's unopposed motion for leave to file an amicus curiae brief; granting 67 motion for admission pro hac vice of John Shin on behalf of movant Apollo Management Holding, LP. Signed by Judge Paul L. Friedman on June 26, 2007. (MA) (Entered: 06/26/2007)
06/26/2007		MINUTE ORDER granting the unopposed motion 66 of third party Winn-Dixie Stores, Inc. for leave to late file and to intervene for the limited purpose of opposing defendant Whole Foods' Motion for Entry of a Final Protective Order 12 . Signed by Judge Paul L. Friedman on 6/26/07. (lcplf1) (Entered: 06/26/2007)
06/26/2007	68	MOTION for oral argument by H.E. BUTT GROCERY COMPANY (td,) (Entered: 06/27/2007)
06/26/2007	69	AMICUS BRIEF in support of plaintiff's opposition to Whole Foods Market, Inc's Motion for entry of a final protective order 47 by TARGET CORPORATION. (td,) (Entered: 06/27/2007)
06/26/2007	70	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by WINN-DIXIE STORES INC (td,) (Entered: 06/27/2007)
06/26/2007	71	Memorandum in opposition to re 12 MOTION for Protective Order filed by WINN-DIXIE STORES INC. (td,) (Entered: 06/27/2007)
06/27/2007	72	REPLY to opposition to motion re 12 MOTION for Protective Order filed by WHOLE FOODS MARKET, INC.. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C)(Atkins, Alden) (Entered: 06/27/2007)
06/27/2007	73	Memorandum in opposition to 51 MOTION to Unseal Document <i>Plaintiff's Memorandum in Support of its Motion for Temporary Restraining Order and Preliminary Injunction</i> filed by WHOLE FOODS MARKET, INC.. (tg,) (FILED UNDER SEAL) (Entered: 06/28/2007)
06/28/2007		MINUTE ORDER that there will be a hearing on the pending motion for a final protective order 12 filed by defendant Whole Foods on Monday July 2, 2007 at 2 p.m. Signed by Judge Paul L. Friedman on June 28, 2007. (MA) (Entered: 06/28/2007)

06/28/2007	74	NOTICE of Appearance by John Martin Faust on behalf of WHOLE FOODS MARKET, INC. (Faust, John) (Entered: 06/28/2007)
06/29/2007	75	NOTICE of Appearance by Paul H. Friedman on behalf of WHOLE FOODS MARKET, INC. (Friedman, Paul) (Entered: 06/29/2007)
06/29/2007	76	RESPONSE re 51 MOTION to Unseal Document <i>Plaintiff's Memorandum in Support of its Motion for Temporary Restraining Order and Preliminary Injunction</i> filed by WHOLE FOODS MARKET, INC.. (Aronson, Clifford) (Entered: 06/29/2007)
06/29/2007		MINUTE ORDER: Based on a conversation jointly with counsel for defendant Whole Foods and counsel for plaintiff FTC, the hearing scheduled for Monday, July 2, 2007 at 2 p.m. is cancelled, subject to further Order of the Court. Signed by Judge Paul L. Friedman on 6/29/07. (lcplf1) (Entered: 06/29/2007)
06/29/2007		MINUTE ORDER denying as moot 68 intervenor H.E. Butt Grocery Company's motion for oral argument. Signed by Judge Paul L. Friedman on June 29, 2007. (MA) (Entered: 06/29/2007)
06/29/2007	77	Joint MOTION for Protective Order <i>Joint Motion for the Entry of a Final Protective Order</i> by WHOLE FOODS MARKET, INC. (Attachments: # 1 Proposed Protective Order)(Atkins, Alden) (Entered: 06/29/2007)
06/29/2007	78	NOTICE of Appearance by Daniel Ferrel McInnis on behalf of DELHAIZE AMERICA. INC. (nmw,) (Entered: 07/02/2007)
06/29/2007	79	MOTION to Modify Subpoena, and, in the alternative, MOTION for Protective Order by DELHAIZE AMERICA. INC. (Attachments: # 1 Exhibit 1# 2 Text of Proposed Order)(nmw,) (Entered: 07/02/2007)
06/29/2007	80	NOTICE of Appearance by Joseph J. Simons on behalf of H.E. BUTT GROCERY COMPANY (td,) (Entered: 07/02/2007)
06/29/2007	81	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by H.E. BUTT GROCERY COMPANY (td,) (Entered: 07/02/2007)
07/02/2007	82	NOTICE <i>Regarding Filing of Sealed Material</i> by FEDERAL TRADE COMMISSION (Lang, Thomas) (Entered: 07/02/2007)
07/02/2007	83	Memorandum in opposition to re 77 Joint MOTION for Protective Order <i>Joint Motion for the Entry of a Final Protective Order</i> filed by TRADER JOE'S COMPANY. (Attachments: # 1 Exhibit A Palbaum Declaration# 2 Exhibit B Fishkin Bio# 3 Text of Proposed Order)(Moore, Karin) (Entered: 07/02/2007)
07/02/2007		MINUTE ORDER: In light of the joint motion for the entry of a final protective order filed by plaintiff and defendants on June 29, 2007, defendant Whole Foods' earlier motion for entry of a final protective order 12 is DENIED as moot. Any intervenor who wishes to file an opposition appropriate to the new motion 77 and new proposed final protective order shall do so before 12:00 p.m. on Thursday, July 5, 2007. The Court would like to take this opportunity to remind the intervenors that filings in civil cases are to be filed via the Court's electronic case filing system rather than in paper form in the Clerk's Office. See Local Civil Rule 5.4. Signed by Judge Paul L. Friedman on 7/2/07. (lcplf1) (Entered: 07/02/2007)

07/02/2007	84	REPLY re 51 MOTION to Unseal Document <i>Plaintiff's Memorandum in Support of its Motion for Temporary Restraining Order and Preliminary Injunction</i> filed by FEDERAL TRADE COMMISSION; (FILED UNDER SEAL) (td,) (Entered: 07/03/2007)
07/02/2007		Set/Reset Deadlines: Intervenor's response to 77 motion for protective order due by 7/5/2007. (mm) (Entered: 07/03/2007)
07/03/2007	85	Memorandum in opposition to re 77 Joint MOTION for Protective Order <i>Joint Motion for the Entry of a Final Protective Order</i> filed by WEGMANS FOOD MARKETS, INC.. (Attachments: # 1 Exhibit A# 2 Exhibit B)(MacAvoy, Christopher) (Entered: 07/03/2007)
07/03/2007	86	Memorandum in opposition to re 77 Joint MOTION for Protective Order <i>Joint Motion for the Entry of a Final Protective Order</i> filed by SUPERVALU INC. (Attachments: # 1 Exhibit A# 2 Exhibit B)(MacAvoy, Christopher) (Entered: 07/03/2007)
07/03/2007	87	Memorandum in opposition to re 77 Joint MOTION for Protective Order <i>Joint Motion for the Entry of a Final Protective Order</i> filed by PUBLIX SUPER MARKETS, INC.. (Attachments: # 1 Exhibit A# 2 Exhibit B)(MacAvoy, Christopher) (Entered: 07/03/2007)
07/03/2007	88	NOTICE of Appearance by Michael E. Antalics on behalf of WAL-MART STORES, INC. (Antalics, Michael) (Entered: 07/03/2007)
07/03/2007	89	Memorandum in opposition to re 77 Joint MOTION for Protective Order <i>Joint Motion for the Entry of a Final Protective Order</i> filed by WAL-MART STORES, INC.. (Antalics, Michael) (Entered: 07/03/2007)
07/03/2007	91	Memorandum in opposition to re 77 Joint MOTION for Protective Order <i>Joint Motion for the Entry of a Final Protective Order</i> filed by H.E. BUTT GROCERY COMPANY. (Attachments: # 1 Text of Proposed Order)(td,) (Entered: 07/05/2007)
07/04/2007	90	Consent Order on Motion of Non-Party Delhaize America, Inc. to Modify Subpoena or, in the Alternative, for a Protective Order by WHOLE FOODS MARKET, INC. (Atkins, Alden) Modified on 7/5/2007 (lc,). (Entered: 07/04/2007)
07/05/2007	92	Memorandum in opposition to re 77 Joint MOTION for Protective Order <i>Joint Motion for the Entry of a Final Protective Order</i> filed by SAFEWAY INC.. (Attachments: # 1 Exhibit A: Declaration of Robert A. Gordon# 2 Exhibit B: Notice of Deposition) (Winik, Peter) (Entered: 07/05/2007)
07/05/2007	93	Memorandum in opposition to re 77 Joint MOTION for Protective Order <i>Joint Motion for the Entry of a Final Protective Order</i> filed by KROGER CO.. (Attachments: # 1 Exhibit A: Proposed Final Protective Order)(Antonipillai, Justin) (Entered: 07/05/2007)
07/05/2007	94	Unopposed MOTION For Leave For Rule 34 Entry Upon Land for Inspection by FEDERAL TRADE COMMISSION (Attachments: # 1 Exhibit A)(Brock, Thomas) (Entered: 07/05/2007)

07/05/2007		MINUTE ORDER granting 94 plaintiffs unopposed motion for leave to inspect Wild Oats' retail store in Portland, ME at a time mutually convenient to the parties during the week of July 9, 2007. Signed by Judge Paul L. Friedman on 7/5/07. (lcplf1) (Entered: 07/05/2007)
07/05/2007		MINUTE ORDER approving the Consent Order 90 , jointly filed by the parties, resolving the motion of non-party Delhaize America, Inc. to modify the subpoena for a 30(b)(6) deposition 79 . Signed by Judge Paul L. Friedman on 7/5/07. (lcplf1) (Entered: 07/05/2007)
07/06/2007	95	MEMORANDUM OPINION AND ORDER granting in part 77 Joint Motion for Protective Order. See Memorandum Opinion and Order for details. Signed by Judge Paul L. Friedman on 7/6/07. (lcplf1) (Entered: 07/06/2007)
07/06/2007		MINUTE ORDER: There will be a status conference at 10:00 a.m. on Monday, July 9, 2007 in Courtroom 29A to discuss the discovery dispute involving answers to interrogatories that was brought to the Court's attention by the parties earlier today. Signed by Judge Paul L. Friedman on 7/6/07. (lcplf1) (Entered: 07/06/2007)
07/06/2007		Set/Reset Deadlines: Modified Proposed Final Protective Order due by 7/9/2007. (mm) (Entered: 07/06/2007)
07/06/2007	96	MOTION For Leave to Serve Interrogatories on Defendants by FEDERAL TRADE COMMISSION (Attachments: # 1 Exhibit A# 2 Exhibit B)(Brock, Thomas) (Entered: 07/06/2007)
07/06/2007	97	MOTION For Leave to Serve Requests for Admissions on Defendants by FEDERAL TRADE COMMISSION (Brock, Thomas) (Entered: 07/06/2007)
07/06/2007		MINUTE ORDER: Plaintiff FTC today filed a motion for leave to serve interrogatories on defendants and a motion for leave to serve requests for admissions. Unless counsel can resolve the matter over the weekend, the Court will hear oral argument on Monday July 9, 2007 at 10:00 a.m. Signed by Judge Paul L. Friedman on 7/6/07. (lcplf1) (Entered: 07/06/2007)
07/09/2007		Minute Entry for proceedings held before Judge Paul L. Friedman: Motions Hearing held on 7/9/2007 re: 97 MOTION For Leave to Serve Requests for Admissions on Defendants filed by FEDERAL TRADE COMMISSION, 96 MOTION For Leave to Serve Interrogatories on Defendants filed by FEDERAL TRADE COMMISSION.The parties' briefs on the discovery issue related to prior investigations due by close of business 7/10/2007. (Court Reporter Bryan Wayne) (mm) (Entered: 07/09/2007)
07/09/2007	98	ORDER granting in part and denying in part 51 plaintiff's motion to unseal the memorandum of points and authorities in support of plaintiff's motion for temporary restraining order and preliminary injunction. Signed by Judge Paul L. Friedman on July 9, 2007. (MA) (Entered: 07/09/2007)
07/09/2007		MINUTE ORDER granting 97 plaintiff's motion for leave to serve requests for admissions on the defendants. Signed by Judge Paul L. Friedman on July 9, 2007. (MA) (Entered: 07/09/2007)

07/09/2007		MINUTE ORDER: During oral argument this morning on the pending discovery issues, defendant's counsel made representations regarding the responses defendants had provided to plaintiff's request for production of documents, related to plaintiff's pending motion for leave to serve interrogatories on defendants 96 . Before it decides the pending motion, the Court would like to see defendants' written responses to the requests for production of documents referenced during oral argument -- without the documents themselves -- and any related correspondence between counsel. Signed by Judge Paul L. Friedman on 7/9/07. (lcplf1) (Entered: 07/09/2007)
07/09/2007	99	NOTICE of Filing by WHOLE FOODS MARKET, INC. re 95 Order on Motion for Protective Order (Attachments: # 1 Proposed Protective Order Governing Discovery Material)(Faust, John) (Entered: 07/09/2007)
07/10/2007	100	PROTECTIVE ORDER governing discovery material. Signed by Judge Paul L. Friedman on 7/9/2007. (mm) (Entered: 07/10/2007)
07/10/2007	101	NOTICE of Appearance by Jeffrey W. Brennan on behalf of WHOLE FOODS MARKET, INC. (Brennan, Jeffrey) (Entered: 07/10/2007)
07/10/2007	102	NOTICE of Filing by FEDERAL TRADE COMMISSION re 4 MOTION for Preliminary Injunction MOTION for Temporary Restraining Order (Attachments: # 1 Public Version of Memo in Support of Plaintiff's Motions for TRO and PI (Part 1 of 2)# 2 Public Version of Memo in Support of Plaintiff's Motions for TRO and PI (Part 2 of 2))(Lang, Thomas) (Entered: 07/10/2007)
07/11/2007	103	NOTICE OF WITHDRAWAL OF MOTION by FEDERAL TRADE COMMISSION re 96 MOTION For Leave to Serve Interrogatories on Defendants (Brock, Thomas) (Entered: 07/11/2007)
07/11/2007	104	NOTICE of Appearance by Reid Brian Horwitz on behalf of FEDERAL TRADE COMMISSION (Horwitz, Reid) (Entered: 07/11/2007)
07/12/2007	105	MEMORANDUM OPINION AND ORDER granting in part defendant Whole Foods' oral motion to compel. Signed by Judge Paul L. Friedman on 7/12/07. (lcplf1) Modified to add attachment on 7/12/2007 (lcplf1). (Entered: 07/12/2007)
07/13/2007	106	MOTION to Compel <i>Testimony of Third Party Perry Odak</i> by FEDERAL TRADE COMMISSION (Attachments: # 1 Text of Proposed Order)(Brock, Thomas) (Entered: 07/13/2007)
07/13/2007		MINUTE ORDER: Defendant Wild Oats should file its opposition to 106 plaintiff FTC's motion to compel testimony of third-party Perry Odak before 5 p.m. on Tuesday, July 17, 2007. Signed by Judge Paul L. Friedman on 7/13/07. (lcplf1) (Entered: 07/13/2007)
07/13/2007		Set/Reset Deadlines: Defendant Wild Oats' response to plaintiff's motion to compel testimony of third-party Perry Odak due by 7/17/2007 before 5:00 p.m. (mm) (Entered: 07/13/2007)
07/17/2007	107	NOTICE of Appearance by Amanda L. Wait on behalf of FEDERAL TRADE COMMISSION (Wait, Amanda) (Entered: 07/17/2007)

07/17/2007	108	Memorandum in opposition to re 106 MOTION to Compel <i>Testimony of Third Party Perry Odak</i> filed by WILD OATS MARKETS, INC.. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C)(Aronson, Clifford) (Entered: 07/17/2007)
07/17/2007	109	REPLY to opposition to motion re 106 MOTION to Compel <i>Testimony of Third Party Perry Odak</i> filed by FEDERAL TRADE COMMISSION. (Brock, Thomas) (Entered: 07/17/2007)
07/17/2007	110	MOTION for Leave to File <i>SUPPLEMENTAL MEMORANDUM OF DEFENDANT WILD OATS MARKETS, INC. IN OPPOSITION TO PLAINTIFFS MOTION TO COMPEL TESTIMONY OF THIRD PARTY PERRY ODAK</i> by WILD OATS MARKETS, INC. (Attachments: # 1 Exhibit A - Supplemental Memorandum# 2 Exhibit B - FTC Letter# 3 Text of Proposed Order)(Aronson, Clifford) (Entered: 07/17/2007)
07/18/2007	111	NOTICE <i>Filing of Bulk Exhibits</i> by FEDERAL TRADE COMMISSION (Lang, Thomas) (Entered: 07/18/2007)
07/18/2007		MINUTE ORDER granting 110 defendant Wild Oats' motion for leave to file supplemental memorandum in opposition to plaintiff's motion to compel testimony of third party Perry Odak. Signed by Judge Paul L. Friedman on July 18, 2007. (MA) (Entered: 07/18/2007)
07/18/2007	112	SUPPLEMENTAL MEMORANDUM in opposition to plaintiff's re 106 MOTION to Compel <i>Testimony of Third Party Perry Odak</i> filed by WILD OATS MARKETS, INC.. (td,) (Entered: 07/19/2007)
07/19/2007		MINUTE ORDER: The Court has carefully considered 106 Plaintiff's Motion and Memorandum to Compel Testimony of Third Party Perry Odak, defendant Wild Oats' opposition, plaintiff's reply, defendant Wild Oats' supplemental opposition, excerpts from the transcript of Mr. Odak's deposition in this case, and the relevant case law. The motion is hereby DENIED as untimely under the Stipulated Case Management Order in this lawsuit. Signed by Judge Paul L. Friedman on 7/19/07. (lcplf1) (Entered: 07/19/2007)
07/20/2007		MINUTE ORDER: There will be a status conference to discuss logistical issues, including technology, with respect to the evidentiary hearing in this matter on Monday July 23 at 10:00 a.m. in Courtroom 29A. Signed by Judge Paul L. Friedman on 7/20/07. (lcplf1) (Entered: 07/20/2007)
07/20/2007	113	MOTION to Strike <i>Untimely Supplemental Expert Rebuttal Report</i> by WHOLE FOODS MARKET, INC., WILD OATS MARKETS, INC. (Attachments: # 1 Exhibit 1# 2 Text of Proposed Order)(Atkins, Alden) (Entered: 07/20/2007)
07/20/2007	114	ERRATA to the Public Version of Exhibits to Plaintiff's Memorandum by FEDERAL TRADE COMMISSION 111 Notice (Other) filed by FEDERAL TRADE COMMISSION. (Brock, Thomas) (Entered: 07/20/2007)
07/20/2007	115	ENTERED IN ERROR.....NOTICE of Filing Brief Under Seal by FEDERAL TRADE COMMISSION (Brock, Thomas) Modified on 7/23/2007 (jf,). (Entered: 07/20/2007)

07/20/2007	116	ENTERED IN ERROR.....NOTICE <i>Defendant's Notice of Filing Sealed Material</i> by WHOLE FOODS MARKET, INC., WILD OATS MARKETS, INC. (Farber, Michael) Modified on 7/23/2007 (jf,). (Entered: 07/20/2007)
07/20/2007	117	NOTICE of Appearance by Rebecca P. Dick on behalf of WHOLE FOODS MARKET, INC., WILD OATS MARKETS, INC. (Farber, Michael) Modified on 7/23/2007 (nmw,). (Entered: 07/20/2007)
07/20/2007	118	ENTERED IN ERROR.....NOTICE of Appearance by Michael D. Farber on behalf of WHOLE FOODS MARKET, INC., WILD OATS MARKETS, INC. (Farber, Michael) Modified on 7/23/2007 (nmw,). (Entered: 07/20/2007)
07/20/2007	120	Notice of Filing of Brief in Support and exhibits by FEDERAL TRADE COMMISSION re 4 MOTION for Preliminary Injunction. (FILED UNDER SEAL). (jf,) (Entered: 07/23/2007)
07/20/2007	121	JOINT OPPOSITION to re 4 MOTION for Preliminary Injunction filed by WHOLE FOODS MARKET, INC., WILD OATS MARKETS, INC.. (FILED UNDER SEAL) (jf,) (Entered: 07/23/2007)
07/23/2007		NOTICE OF CORRECTED DOCKET ENTRY: Docket Entry 118 Notice of Appearance was entered in error as a duplicate of Docket Entry 117 and will not be refiled. (nmw,) (Entered: 07/23/2007)
07/23/2007	119	MOTION for Leave to File <i>Corrected Preliminary Injunction Brief</i> by FEDERAL TRADE COMMISSION (Attachments: # 1 Errata Errata for Plaintiff's Preliminary Injunction Brief# 2 Text of Proposed Order Granting Leave to File Corrected Preliminary Injunction Brief)(Brock, Thomas) (Entered: 07/23/2007)
07/23/2007		Minute Entry for proceedings held before Judge Paul L. Friedman: Status Conference held on 7/23/2007. The Motion Hearing, currently set for 7/31/2007 @ 9:30 a.m. is reset to 09:00 AM the same day in Courtroom 29A before Judge Paul L. Friedman. (Court Reporter Linda Russo) (mm) (Entered: 07/23/2007)
07/23/2007	122	NOTICE of Filing Under Seal corrected brief on its motion for preliminary injunction by FEDERAL TRADE COMMISSION re 4 MOTION for Preliminary Injunction MOTION for Temporary Restraining Order (Brock, Thomas) Modified on 7/23/2007 (td,). (Entered: 07/23/2007)
07/23/2007		NOTICE OF CORRECTED DOCKET ENTRY: Document No. re 115 Notice (Other) was entered in error and refiled by the Clerk's Office. (See docket entry 120 to view document)(jf,) (Entered: 07/23/2007)
07/23/2007		NOTICE OF CORRECTED DOCKET ENTRY: Document No. re 116 Notice (Other) was entered in error and refiled by the Clerk's Office. (See docket entry 121 to view document)(jf,) (Entered: 07/23/2007)
07/23/2007	123	ENTERED IN ERROR.....TRANSCRIPT of Proceedings held on 5/2/07 before Judge Colleen Kollar-Kotelly. Court Reporter: Patty Artrip Gels. The public may view the document in the Clerk's Office between the hours of 9:00 a.m. and 4:00 p.m, Monday through Friday. (td,) Modified on 7/23/2007 (td,). (Entered: 07/23/2007)

07/23/2007		NOTICE OF CORRECTED DOCKET ENTRY: re 123 Transcript, was entered in error and filed in the correct case.(td,) (Entered: 07/23/2007)
07/23/2007	124	Memorandum in opposition to re 113 MOTION to Strike <i>Untimely Supplemental Expert Rebuttal Report</i> filed by FEDERAL TRADE COMMISSION. (Lang, Thomas) (Entered: 07/23/2007)
07/23/2007		MINUTE ORDER granting plaintiff's 119 Motion for Leave to File a Corrected Brief on its Motion for Preliminary Injunction. Signed by Judge Paul L. Friedman on 7/23/07. (lcplf1) (Entered: 07/23/2007)
07/24/2007	125	ORDER re proceedings on July 31 and August 1, 2007. Signed by Judge Paul L. Friedman on July 24, 2007. (MA) (Entered: 07/24/2007)
07/24/2007	126	NOTICE of Filing of Sealed Documents by FEDERAL TRADE COMMISSION (Sprague, Eric) (Entered: 07/24/2007)
07/24/2007	128	MOTION in Limine to exclude the expert report and testimony of Kellyanne Conway by FEDERAL TRADE COMMISSION; (FILED UNDER SEAL) (td,) (Entered: 07/25/2007)
07/25/2007	127	NOTICE of Appearance by Marilyn E Kerst on behalf of FEDERAL TRADE COMMISSION (Kerst, Marilyn) (Entered: 07/25/2007)
07/25/2007	129	NOTICE of Filing of Sealed Material by FEDERAL TRADE COMMISSION re 4 MOTION for Preliminary Injunction MOTION for Temporary Restraining Order (Sprague, Eric) (Entered: 07/25/2007)
07/25/2007	130	ERRATA to Motion in Limine by FEDERAL TRADE COMMISSION 128 MOTION in Limine filed by FEDERAL TRADE COMMISSION. (Brock, Thomas) Modified on 7/25/2007 (td,); (FILED UNDER SEAL) (Entered: 07/25/2007)
07/25/2007	131	Memorandum in opposition to re 4 MOTION for Preliminary Injunction MOTION for Temporary Restraining Order filed by WHOLE FOODS MARKET, INC., WILD OATS MARKETS, INC.. (Attachments: # 1)(Atkins, Alden) (Entered: 07/25/2007)
07/25/2007	132	RESPONSE brief re 4 MOTION for Preliminary Injunction MOTION for Temporary Restraining Order filed by FEDERAL TRADE COMMISSION; (FILED UNDER SEAL) (td,) (Entered: 07/25/2007)
07/25/2007		MINUTE ORDER denying 113 Motion to Strike. Signed by Judge Paul L. Friedman on 7/25/07. (lcplf1) (Entered: 07/25/2007)
07/26/2007	133	AMENDED ORDER re proceedings on July 31 and August 1, 2007. Signed by Judge Paul L. Friedman on July 26, 2007. (MA) (Entered: 07/26/2007)
07/26/2007	134	ENTERED IN ERROR.....NOTICE <i>Defendants' Notice of Filing Sealed Material</i> by WHOLE FOODS MARKET, INC. (Farber, Michael) Modified on 7/26/2007 (td,). (Entered: 07/26/2007)
07/26/2007		NOTICE OF CORRECTED DOCKET ENTRY: re 134 Notice (Other) was entered in error and counsel was instructed to refile said pleading with more specific information. (td,) (Entered: 07/26/2007)

07/26/2007	135	NOTICE <i>Corrected Defendants' Notice of Filing Sealed Material</i> by WHOLE FOODS MARKET, INC. re Notice of Corrected Docket Entry, 131 Memorandum in Opposition, 134 Notice (Other) (Farber, Michael) (Entered: 07/26/2007)
07/26/2007	136	NOTICE <i>of Filing of Public Version</i> by FEDERAL TRADE COMMISSION re 128 MOTION in Limine (Attachments: # 1 Appendix Public Version of Memorandum in Support of Motion in Limine to Exclude the Expert Report and Testimony of Kellyanne Conway)(Lang, Thomas) (Entered: 07/26/2007)
07/26/2007		Set/Reset Hearings: Motion Hearing Day 2 set for 8/1/2007 @ 09:30 AM in Courtroom 29A before Judge Paul L. Friedman. (mm) (Entered: 07/26/2007)
07/26/2007	137	Memorandum in opposition to re 128 MOTION in Limine filed by WHOLE FOODS MARKET, INC., WILD OATS MARKETS, INC.. (Attachments: # 1 Exhibit 1# 2 Exhibit 2)(Taurman, John) (Entered: 07/26/2007)
07/27/2007	138	NOTICE of Appearance by Catharine Mary Moscatelli on behalf of FEDERAL TRADE COMMISSION (Moscatelli, Catharine) (Entered: 07/27/2007)
07/27/2007	139	ORDER denying 128 Motion in Limine to Exclude the Expert Report and Testimony of Kellyanne Conway. Signed by Judge Paul L. Friedman on 7/27/07. (lcplf1) (Entered: 07/27/2007)
07/27/2007	140	NOTICE of Appearance by Matthew James Reilly on behalf of FEDERAL TRADE COMMISSION (Reilly, Matthew) (Entered: 07/27/2007)
07/27/2007	141	MEMORANDUM by WHOLE FOODS MARKET, INC., WILD OATS MARKETS, INC.. (Farber, Michael) (Entered: 07/27/2007)
07/30/2007	143	TRANSCRIPT of Proceedings held on July 9, 2007 before Judge Paul L. Friedman. Court Reporter: Bryan A. Wayne. The public may view the document in the Clerk's Office between the hours of 9:00 a.m. and 4:00 p.m, Monday through Friday. (td,) (Entered: 07/30/2007)
07/30/2007	144	ERRATA by FEDERAL TRADE COMMISSION 122 Notice (Other) filed by FEDERAL TRADE COMMISSION. (Brock, Thomas) (Entered: 07/30/2007)
07/30/2007	145	MOTION to Unseal Document 122 Notice (Other) filed by FEDERAL TRADE COMMISSION by FEDERAL TRADE COMMISSION (Attachments: # 1 Text of Proposed Order to Unseal Portions of Doc. No. 122# 2 Exhibit A# 3 Exhibit B)(Lang, Thomas) (Entered: 07/30/2007)
07/30/2007		MINUTE ORDER: Late this afternoon, plaintiff filed a motion to unseal portions of the memorandum of points and authorities in support of plaintiff's motion for preliminary injunction. Because the preliminary injunction hearing begins tomorrow at 9:00 a.m., plaintiff has requested that defendants be required to respond to the motion today and that the Court rule before the start of the hearing, Wednesday, July 31, 2007. There is no such day. Defendants' counsel has indicated that they cannot respond today, and the Court understands. The Court will, however, rule on the pending motion before the beginning of the second day of the hearing on Wednesday, August 1, 2007 regardless of whether defendants have filed a response, so that the information at issue, if unsealed, may be used in argument in open Court on August 1. Any such

		information may not, however, be used in open Court on Tuesday, July 31, 2007. Signed by Judge Paul L. Friedman on 7/30/07. (lcplf1) (Entered: 07/30/2007)
07/30/2007	148	NOTICE of filing of all defendants' exhibits produced to date and defendants' and plaintiff's joint designations of deposition and investigational hearing transcripts on cd by WHOLE FOODS MARKET, INC.; (FILED UNDER SEAL) (td,) (Entered: 07/31/2007)
07/31/2007	146	NOTICE of Appearance by Deborah L Feinstein on behalf of KROGER CO. (nmw,) (Entered: 07/31/2007)
07/31/2007	147	MOTION for Leave to File Amicus Brief by AMERICAN ANTITRUST INSTITUTE, CONSUMER FEDERATION OF AMERICA, ORGANIZATION FOR COMPETITIVE MARKETS (Attachments: # 1 Amicus Brief)(nmw,) (Entered: 07/31/2007)
07/31/2007		Minute Entry for proceedings held before Judge Paul L. Friedman: Preliminary Injunction Hearing held on 7/31/2007. Hearing to resume on 8/1/2007 @ 9:30 a.m. in Courtroom 29A before Judge Paul L. Friedman. (Court Reporters: Linda Russo and Lisa Griffith) (mm) (Entered: 07/31/2007)
07/31/2007	149	ORDER granting in part and denying in part 145 Motion to Unseal Document. Signed by Judge Paul L. Friedman on 7/31/07. (lcplf1) Modified to add attachment on 7/31/2007 (lcplf1). (Entered: 07/31/2007)
07/31/2007	153	Memorandum in opposition to plaintiff's re 145 MOTION to Unseal Document 122 Notice (Other) filed by FEDERAL TRADE COMMISSION filed by WILD OATS MARKETS, INC.; (FILED UNDER SEAL) (td,) (Entered: 08/01/2007)
07/31/2007		NOTICE OF CORRECTED DOCKET ENTRY: re 152 Memorandum in Opposition was entered in error. Document already on docket as no. 150 . (td,) (Entered: 08/01/2007)
08/01/2007	150	Memorandum in opposition to re 145 MOTION to Unseal Document 122 Notice (Other) filed by FEDERAL TRADE COMMISSION filed by WHOLE FOODS MARKET, INC.. (Attachments: # 1 Memorandum in Opposition/Sealed Cover# 2 Exhibit A# 3 Exhibit B# 4 Exhibit C# 5 Exhibit D_1of2# 6 Exhibit D_2of2# 7 Exhibit E# 8 Exhibit F)(Atkins, Alden) (Entered: 08/01/2007)
08/01/2007	151	NOTICE of Filing Public Version by FEDERAL TRADE COMMISSION re 122 Notice (Other) (Attachments: # 1 Exhibit 1A--Part 1 of Plaintiff's Public Corrected Brief# 2 Exhibit 1B--Part 2 of Plaintiff's Public Corrected Brief)(Sprague, Eric) (Entered: 08/01/2007)
08/01/2007	152	ENTERED IN ERROR.....Memorandum in opposition to plaintiff's re 145 MOTION to Unseal Document 122 Notice (Other) filed by FEDERAL TRADE COMMISSION filed by WHOLE FOODS MARKET, INC.; (FILED UNDER SEAL) (td,) Modified on 8/1/2007 (td,). (Entered: 08/01/2007)
08/01/2007		Minute Entry for proceedings held before Judge Paul L. Friedman: Preliminary Injunction Hearing (Day 2) held on 8/1/2007. Hearing concluded. Proposed Findings of Fact due by 8/3/2007. (Court Reporter Linda Russo/Lisa Griffith.) (mm) (Entered: 08/01/2007)

		08/01/2007)
08/01/2007		MINUTE ORDER granting unopposed 147 Motion for Leave to File Amicus Curiae brief. Signed by Judge Paul L. Friedman on 8/1/07. (lcplf1) (Entered: 08/01/2007)
08/01/2007		NOTICE OF CORRECTED DOCKET ENTRY: re 152 Memorandum in Opposition was entered in error. Duplicate entry of no. 150 . (td,) (Entered: 08/06/2007)
08/01/2007	157	AMICUS BRIEF by AMERICAN ANTITRUST INSTITUTE, CONSUMER FEDERATION OF AMERICA, ORGANIZATION FOR COMPETITIVE MARKETS. (td,) (Entered: 08/10/2007)
08/03/2007	154	NOTICE <i>Defendants' Notice of Filing Sealed Material</i> by WHOLE FOODS MARKET, INC. (Farber, Michael) (Entered: 08/03/2007)
08/03/2007	155	NOTICE <i>of Filing Sealed Material</i> by FEDERAL TRADE COMMISSION (Sprague, Eric) (Entered: 08/03/2007)
08/03/2007	156	NOTICE <i>of Filing Sealed Material</i> by FEDERAL TRADE COMMISSION (Sprague, Eric) (Entered: 08/03/2007)
08/10/2007	158	Proposed Findings of Fact by WHOLE FOODS MARKET, INC., WILD OATS MARKETS, INC.. (Attachments: # 1 Part 2 of Finding of fact and conclusions of law# 2 Part 3 of finding of fact)(Fishkin, James) (Entered: 08/10/2007)
08/14/2007	159	NOTICE <i>Defendants' Notice of Filing Public Record Version Expert Reports</i> by WHOLE FOODS MARKET, INC. (Brennan, Jeffrey) (Entered: 08/14/2007)
08/14/2007	161	Proposed Findings of Fact by FEDERAL TRADE COMMISSION. (Attachments: # 1 Part 2 of 2)(Lang, Thomas) (Entered: 08/14/2007)
08/16/2007	162	NOTICE by FEDERAL TRADE COMMISSION re 156 Notice (Other) (Attachments: # 1 Exhibit 1 - Plaintiff's Public Proposed Conclusions of Law)(Sprague, Eric) (Entered: 08/16/2007)
08/16/2007	163	ORDER denying 4 Motion for Preliminary Injunction. Signed by Judge Paul L. Friedman on 8/16/2007. (lcplf1) (Entered: 08/16/2007)
08/16/2007	164	OPINION (FILED UNDER SEAL) Signed by Judge Paul L. Friedman on 8/16/2007. (mm) (Entered: 08/16/2007)
08/17/2007	165	NOTICE OF APPEAL as to 163 Order on Motion for Preliminary Injunction, Order on Motion for TRO by FEDERAL TRADE COMMISSION. Fee Status: No Fee Paid. Parties have been notified. (Brock, Thomas) (Entered: 08/17/2007)
08/17/2007	166	NOTICE <i>of Filing Sealed Material</i> (Motion for Injunction Pending Appeal) by FEDERAL TRADE COMMISSION (Brock, Thomas) Modified on 8/20/2007 (td,). (Entered: 08/17/2007)
08/17/2007	167	NOTICE <i>Defendants' Notice of Filing Sealed Material</i> by WHOLE FOODS MARKET, INC., WILD OATS MARKETS, INC. (Denis, Paul) (Entered: 08/17/2007)
08/17/2007	168	ORDER denying plaintiff's motion for an injunction pending appeal. Signed by Judge Paul L. Friedman on 8/17/2007. (lcplf1) (Entered: 08/17/2007)

08/17/2007	169	NOTICE of Filing by WHOLE FOODS MARKET, INC. (Attachments: # 1 Ex. 1--public version of Joint Reply Memorandum of Points and Authorities of Whole Foods Market, Inc. and Wild Oats Markets, Inc. in Opposition to Motion for a Preliminary Injunction)(Atkins, Alden) (Entered: 08/17/2007)
08/20/2007		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re 165 Notice of Appeal (td,) (Entered: 08/20/2007)
08/20/2007	170	MEMORANDUM by WHOLE FOODS MARKET, INC., WILD OATS MARKETS, INC.. (Fishkin, James) (Entered: 08/20/2007)
08/21/2007	171	REDACTED MEMORANDUM OPINION & ORDER (Public Version) of Order filed 8/16/07 164 . Filed and Signed by Judge Paul L. Friedman on 8/16/07. (jeb,) (Entered: 08/21/2007)
08/21/2007	172	NOTICE of Filing Public Version of Motion for Injunction Pending Appeal by FEDERAL TRADE COMMISSION (Attachments: # 1 Public Version of Plaintiff's Motion for Injunction Pending Appeal)(Brock, Thomas) (Entered: 08/21/2007)
08/23/2007	173	NOTICE of Filing Public Versions of the Expert Reports by FEDERAL TRADE COMMISSION (Attachments: # 1 Exhibit 1 - Public Murphy Report# 2 Exhibit 2 - Public Murphy Rebuttal# 3 Exhibit 3 - Public Murphy Supplemental# 4 Exhibit 4 - Public Van Liere Report)(Sprague, Eric) (Entered: 08/23/2007)
09/24/2007	174	TRANSCRIPT of Proceedings held on 7/31/07 before Judge Paul L. Friedman. Court Reporter: Lisa Walker Griffith. The public may view the document in the Clerk's Office between the hours of 9:00 a.m. and 4:00 p.m, Monday through Friday. (td,) Modified on 9/25/2007 (td,). (Entered: 09/25/2007)
09/24/2007	175	TRANSCRIPT of Proceedings held on August 1, 2007 before Judge Paul L. Friedman. Court Reporter: Lisa Walker Griffith. The public may view the document in the Clerk's Office between the hours of 9:00 a.m. and 4:00 p.m, Monday through Friday. (td,) Modified on 9/25/2007 (td,). (SEALED) (Entered: 09/25/2007)
09/24/2007	176	TRANSCRIPT (Redacted) of Proceedings held on 8/1/07 before Judge Paul L. Friedman. Court Reporter: Lisa Walker Griffith. The public may view the document in the Clerk's Office between the hours of 9:00 a.m. and 4:00 p.m, Monday through Friday. (td,) (Entered: 09/25/2007)
08/12/2008	177	NOTICE of Appearance by J. Robert Robertson on behalf of FEDERAL TRADE COMMISSION (Robertson, J.) (Entered: 08/12/2008)
12/02/2008	178	ORDER of USCA as to 165 Notice of Appeal filed by FEDERAL TRADE COMMISSION replacing the amended opinion and judgment issued on 7/29/08 (Attachments: # 1 USCA Opinion as amended)(jeb,) (Entered: 12/03/2008)
12/11/2008	179	MANDATE of USCA (certified copy) reversing the judgment of the District Court as to 165 Notice of Appeal filed by FEDERAL TRADE COMMISSION (Attachments: # 1 USCA Opinion) (jeb,). Modified on 12/15/2008 (jeb,). (Entered: 12/15/2008)
12/15/2008		MINUTE ORDER: A Status Conference is set for 12/22/2008 @ 11:15 a.m. in Courtroom 29A before Judge Paul L. Friedman. Signed by Judge Paul L. Friedman on 12/15/2008. (mm) (Entered: 12/15/2008)

12/22/2008		MINUTE ORDER: As discussed at the status conference on December 22, 2008, it is hereby ordered that on or before December 30, 2008, each side shall file a brief of no more than eight pages on the issue of whether the Court of Appeals opinions are properly read to include a remand for this Court to evaluate both the FTCs likelihood of success on the merits as well as the balance of equities, or only the balance of the equities issue. Signed by Judge Paul L. Friedman on 12/22/08. (lcplf1). (Entered: 12/22/2008)
12/22/2008		Minute Entry for proceedings held before Judge Paul L. Friedman: Status Conference held on 12/22/2008. Parties' Briefs due 12/30/2008. (Court Reporter Bryan Wayne) (mm) (Entered: 12/23/2008)
12/23/2008	180	<p>TRANSCRIPT OF PROCEEDINGS before Judge Paul L. Friedman of proceedings held on July 31, 2007; Page Numbers: 1-139. Date of Issuance:December 23, 2008. Court Reporter/Transcriber Linda L. Russo, Telephone number 202 354-3244, Court Reporter Email Address : lindalrusso@gmail.com.</p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty-one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.</p> <p>Redaction Request due 1/13/2009. Redacted Transcript Deadline set for 1/23/2009. Release of Transcript Restriction set for 3/23/2009.(Russo, Linda) (Entered: 12/23/2008)</p>
12/30/2008	181	MEMORANDUM by FEDERAL TRADE COMMISSION. (Robertson, J.) (Entered: 12/30/2008)
12/30/2008	182	MEMORANDUM by WHOLE FOODS MARKET, INC.. (Attachments: # 1 Exhibit) (Denis, Paul) (Entered: 12/30/2008)
01/02/2009	183	<p>TRANSCRIPT OF PROCEEDINGS before Judge Paul L. Friedman of proceedings held on 12/22/08; Page Numbers: 1 - 59. Date of Issuance:1/2/09. Court Reporter/Transcriber Bryan A. Wayne, Telephone number 202-354-3186, Court Reporter Email Address : bryanawayne@verizon.net.</p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty-one days</p>

		<p>to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.</p> <p>Redaction Request due 1/23/2009. Redacted Transcript Deadline set for 2/2/2009. Release of Transcript Restriction set for 4/2/2009.(Wayne, Bryan) (Entered: 01/02/2009)</p>
01/08/2009	184	MEMORANDUM OPINION AND ORDER that counsel for the parties shall promptly meet and confer and file with the court a joint report detailing their proposed method of proceeding and proposed schedule on or before January 16, 2009. Signed by Judge Paul L. Friedman on January 8, 2009. (MA) (Entered: 01/08/2009)
01/08/2009		Set/Reset Deadlines: Joint Report due by 1/16/2009. (mm) (Entered: 01/12/2009)
01/12/2009	185	RESPONSE TO ORDER OF THE COURT re 184 Memorandum & Opinion, <i>Description of Relief Sought in Remand Proceeding</i> filed by FEDERAL TRADE COMMISSION. (Attachments: # 1 Exhibit Relief Proposal Sent to Defendant)(Reilly, Matthew) (Entered: 01/12/2009)
01/16/2009	186	RESPONSE TO ORDER OF THE COURT re 184 Memorandum & Opinion, <i>Joint Report on Proposed Method of Proceeding and Schedule</i> filed by FEDERAL TRADE COMMISSION. (Reilly, Matthew) (Entered: 01/16/2009)
01/21/2009		MINUTE ORDER: A Status Conference is set for 1/22/2009 @ 10:00 a.m. in Courtroom 29A before Judge Paul L. Friedman. Signed by Judge Paul L. Friedman on 1/21/2009. (mm) (Entered: 01/21/2009)
01/21/2009	187	NOTICE of <i>Electronic Filing Under Seal</i> by WHOLE FOODS MARKET, INC. (Farber, Michael) (Entered: 01/21/2009)
01/21/2009	188	Joint STATUS REPORT by WHOLE FOODS MARKET, INC..; (Filed Under Seal) (td,) (Entered: 01/22/2009)
01/22/2009		Minute Entry for proceedings held before Judge Paul L. Friedman: Status Conference held on 1/22/2009. Parties to file joint proposal for briefing schedule and allocation of time for 2/17/2009 and 2/18/2009 hearings by 1/23/2009. Motion Hearing set for 2/17/2009 @ 9:00 a.m. and 2/18/2009 @ 9:00 a.m. in Courtroom 29A before Judge Paul L. Friedman. (Court Reporter Linda Russo) (zmm) (Entered: 01/22/2009)
01/23/2009	189	RESPONSE TO ORDER OF THE COURT re 184 Memorandum & Opinion, <i>Joint Report on Proposed Method of Proceeding and Schedule</i> filed by WHOLE FOODS MARKET, INC.. (Brennan, Jeffrey) (Entered: 01/23/2009)
01/30/2009	190	Joint MOTION to Vacate <i>Hearing Dates</i> by WHOLE FOODS MARKET, INC. (Attachments: # 1 Proposed Order)(Farber, Michael) (Entered: 01/30/2009)
02/02/2009	191	ORDER granting 190 Joint Motion to Vacate Hearing Dates. Ordered that the motion hearing dates of 2/17/2009 @ 9:00 a.m. and 2/18/2009 @ 9:00 a.m. are VACATED. Signed by Judge Paul L. Friedman on 2/2/2009. (mm) (Entered: 02/02/2009)

04/14/2009		Leave to File Denied. James B. Hicks' notice of appearance of interested member of the public; Request for notice; Request for leave to file motion to intervene and Objections to settlement "Leave to file Denied" by Judge Paul L. Friedman 4/9/09 (td,) (Entered: 04/14/2009)
05/14/2009		MINUTE ORDER: In light of public reports regarding the parties' settlement of this matter, the parties are hereby ORDERED to show cause on or before May 29, 2009 why this case should not be dismissed. Signed by Judge Paul L. Friedman on May 14, 2009. (MA) (Entered: 05/14/2009)
05/14/2009		Set/Reset Deadlines: Parties to show cause by 5/29/2009 why this case should not be dismissed. (mm) (Entered: 05/14/2009)
05/29/2009	192	NOTICE of Voluntary Dismissal by FEDERAL TRADE COMMISSION (Reilly, Matthew) (Entered: 05/29/2009)
06/16/2009	193	WITHDRAWN PER MINUTE ORDER FILED 1/20/2010.....MOTION to Enforce <i>Protective Order or Set Briefing Schedule</i> by KROGER CO. (Attachments: # 1 Memorandum in Support, # 2 Exhibit, # 3 Exhibit, # 4 Text of Proposed Order, # 5 Certificate of Service)(Antonipillai, Justin) Modified on 1/21/2010 (zmm,). (Entered: 06/16/2009)
06/16/2009	194	WITHDRAWN PER MINUTE ORDER FILED 1/20/2010.....Amended MOTION to Enforce <i>Protective Order, Or, in the Alternative, to Set Briefing Schedule</i> by KROGER CO. (Attachments: # 1 Memorandum in Support, # 2 Exhibit A, # 3 Exhibit B, # 4 Text of Proposed Order, # 5 Certificate of Service)(Antonipillai, Justin) Modified on 1/21/2010 (zmm,). (Entered: 06/16/2009)
06/18/2009	195	MOTION to Expedite <i>Briefing Schedule</i> by KROGER CO. (Attachments: # 1 Memorandum in Support, # 2 Exhibit A, # 3 Text of Proposed Order, # 4 Certificate of Service)(Antonipillai, Justin) (Entered: 06/18/2009)
06/22/2009	196	STIPULATION <i>for the Substitution of Counsel</i> by DELHAIZE AMERICA. INC.. (Attachments: # 1 Text of Proposed Order Order on Stipulation for Substitution of Counsel)(Keppler, Dianne) (Entered: 06/22/2009)
06/22/2009	197	ORDER granting 195 Consent Motion to Set Expedited Briefing Schedule. Ordered that oppositions or other responses to the Motion to Enforce are due 6/23/2009. Any reply in support of the Motion to Enforce is due 6/25/2009. A hearing on the Motion to Enforce is set for 6/29/2009 @ 10:15 a.m. in Courtroom 29A. Signed by Judge Paul L. Friedman on 6/19/2009. (mm) (Entered: 06/22/2009)
06/22/2009		Set/Reset Deadlines/Hearings: Response to Motion to Enforce due by 6/23/2009. Reply due by 6/25/2009. Motion Hearing set for 6/29/2009 10:15 AM in Courtroom 29A before Judge Paul L. Friedman. (mm) (Entered: 06/22/2009)
06/23/2009	198	ENTERED IN ERROR.....RESPONSE re 195 MOTION to Expedite <i>Briefing Schedule Or In the Alternative, Enforce Protective Order</i> filed by WHOLE FOODS MARKET, INC.. (Attachments: # 1 Exhibit Attachments1-5)(Brennan, Jeffrey) Modified on 6/24/2009 (jf,). (Entered: 06/23/2009)

06/23/2009	199	WITHDRAWN PER MINUTE ORDER FILED 1/20/2010.....MOTION to Join Third Parties' Corrected Motion to Set a Briefing Schedule or, in the Alternative, to Enforce Protective Order re 195 MOTION to Expedite <i>Briefing Schedule</i> by SAFEWAY INC. (Attachments: # 1 Text of Proposed Order)(Williamson, Edward) Modified on 1/21/2010 (zmm,). (Entered: 06/23/2009)
06/23/2009	200	RESPONSE re 195 MOTION to Expedite <i>Briefing Schedule Or, In The Alternative, Enforce Protective Order</i> filed by WHOLE FOODS MARKET, INC.. (Attachments: # 1 Exhibit Attachments 1-5)(Brennan, Jeffrey) (Entered: 06/23/2009)
06/24/2009		NOTICE OF CORRECTED DOCKET ENTRY: Document No. re 198 RESPONSE re 195 MOTION to Expedite Briefing Schedule Or In the Alternative, Enforce Protective Order, was entered in error and refiled by counsel as # 200 with corrected document. (jf,) (Entered: 06/24/2009)
06/24/2009	201	ORDER on stipulation for substitution of counsel. Ordered that Daniel Ferrel McInnis and the law firm of Akin, Gump, Strauss, Hauer & Feld, LLP is hereby relieved of all responsibility from any further representation of Interested Party Delhaize America, Inc. in this matter, and D. Bruce Hoffman, Todd M. Stenerson, and Dianne M. Keppler of Hunton & Williams are substituted as counsel of record for Interested Party Delhaize America, Inc. from the date of entry of this Order. Signed by Judge Paul L. Friedman on 6/23/2009. (mm) (Entered: 06/24/2009)
06/25/2009	202	NOTICE of Appearance by Jessamyn S. Berniker on behalf of TARGET CORPORATION (Berniker, Jessamyn) (Entered: 06/25/2009)
06/25/2009	203	NOTICE of <i>Amicus Curiae Target Corporation Regarding Motion to Enforce Protective Order</i> by TARGET CORPORATION (Berniker, Jessamyn) (Entered: 06/25/2009)
06/25/2009	204	ORDER cancelling the hearing on the motion to enforce the protective order currently scheduled for June 29, 2009. Signed by Judge Paul L. Friedman on June 25, 2009. (MA) (Entered: 06/25/2009)
01/05/2010		MINUTE ORDER: It appears to the Court that the motions filed as docket numbers 193, 194 and 199 raise issues that are duplicative of issues currently being addressed in <i>Kottaras v. Whole Foods Market, Inc.</i> , Civil Action No. 08-1832. Because the filing parties, Kroger Company and Safeway, Inc., have been admitted as amici in the <i>Kottaras</i> case, it is hereby ordered that those parties show cause on or before January 18, 2010, why the above motions should not be denied as duplicative and/or moot. Signed by Judge Paul L. Friedman on January 5, 2010. (MA) (Entered: 01/05/2010)
01/05/2010		Set/Reset Deadlines: Kroger Company and Safeway, Inc. to show cause by 1/18/2010. (zmm,) (Entered: 01/07/2010)
01/15/2010	205	MOTION to Withdraw 194 Motions to Enforce Protective Order, or, in the Alternative, to Set Briefing Schedule by KROGER CO. (Attachments: # 1 Text of Proposed Order, # 2 Certificate of Service)(Antonipillai, Justin) Modified on 1/19/2010 to add linkage(jf,). (Entered: 01/15/2010)
01/15/2010	206	ENTERED IN ERROR.....MOTION to set briefing schedule; (See Docket Entry No. 205 to view document) by KROGER CO. (td,) Modified on 1/19/2010 (jf,). (Entered: 01/15/2010)

		01/19/2010)
01/19/2010		NOTICE OF CORRECTED DOCKET ENTRY: Document No. re 206 MOTION to set briefing schedule; (See Docket Entry No. 205 to view document) was entered in error due to improper selection of document to be withdrawn re 205 . (jf,) (Entered: 01/19/2010)
01/20/2010		MINUTE ORDER granting 205 third parties' Motion to Withdraw motions [193, 194, 199] to enforce protective order or, in the alternative, to set briefing schedule. Signed by Judge Paul L. Friedman on January 20, 2010. (MA) (Entered: 01/20/2010)
