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# VEDDER PRICE

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DEPT. OF LABOR  
FWB/PUBLIC DISCLOSURE  
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A PARTNERSHIP INCLUDING VEDDER, PRICE, KAUFMAN & KAMMHOLZ, P.C.  
WITH OFFICES IN CHICAGO, NEW YORK CITY, AND LIVINGSTON, NEW JERSEY

October 31, 2001

Top Hat Plan Exemption  
Pension and Welfare Benefits  
Administration, Room N-5644  
U.S. Department of Labor  
200 Constitution Avenue, NW  
Washington, D.C. 20210

Dear Exemption Officer:

In accordance with U.S. Department of Labor Regulations, Section 2520.104-23:

The Burger King Corporation  
17777 Old Cutler Road  
Miami, Florida 33157  
EIN: 59-0787929

reports that it has adopted the Burger King Corporation Executive Deferral Plan (the "Plan"), in which 141 employees are participants.

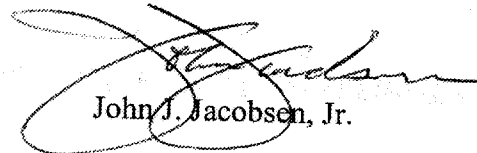
The Plan is maintained primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees. At this time the Company maintains two Top Hat Plans.

The benefits under the Plan will be paid solely from the general assets of the Company.

Copies of the Plan documents will be provided to the U.S. Department of Labor upon request.

If any additional information is required, please communicate with the undersigned.

Very truly yours,



John J. Jacobsen, Jr.

JJJ/jam

**VEDDERPRICE**

**Top Hat Plan Exemption**

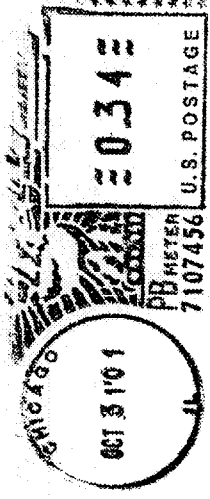
**October 31, 2001**

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bcc: Ms. Susan Kunreuther, Director of Benefits  
Philip L. Mowery, Esq.

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