

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF
NEW YORK

Omer Hadwan v. Outback Steakhouse of Florida, LLC, d/b/a
Outback Steakhouse, and John Doe

Hadwan · No. 25-cv-5331 (RA) · Decided December 2, 2025

SUMMARY

The United States District Court for the Southern District of New York discontinued the action after being informed that the parties had settled. The order dismissed the case without costs and without prejudice to restoration within 30 days, and directed the Clerk of Court to close the case.

CASE DETAILS

COURT	United States District Court for the Southern District of New York
WRITING FOR THE COURT	Ronnie Abrams
JURISDICTION	United States District Court for the Southern District of New York
DECIDED	December 2, 2025
DOCKET	25-cv-5331 (RA)
DISPOSITION	dismissed
PROCEDURAL POSTURE	The parties reported that the action had settled, and the district court entered an order discontinuing the case.
PRECEDENTIAL VALUE	unpublished order

TOPICS

civil procedure contracts

PRACTICE AREAS

civil procedure settlement enforcement

QUESTIONS PRESENTED

- Whether the settled action should be discontinued and closed without costs or prejudice to restoration within thirty days.
- What requirements apply if the parties seek to have the court retain jurisdiction to enforce their settlement agreement.

HOLDINGS

1. Because the parties reported that the case had settled, the court discontinued the action without costs to any party and without prejudice to restoring it if an application was made within thirty days.
2. If the parties sought to have the court retain jurisdiction to enforce the settlement agreement, the settlement terms had to be placed on the public record and so ordered by the court within thirty days.

FACTUAL BACKGROUND

The parties reported to the court that the case had been settled. No additional merits facts were addressed in the order.

PROCEDURAL HISTORY

The case was pending in the Southern District of New York when the parties informed the court that they had settled. The court discontinued the action without costs and without prejudice to restoring it within thirty days, directed the Clerk to close the case, and set conditions for any request that the court retain jurisdiction to enforce the settlement.

DISPOSITION

dismissed

CASES CITED

- Hendrickson v. United States, 791 F.3d 354, 358 (2d Cir. 2015)

OPINION

Hadwan

PER CURIAM.

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

OMER HADWAN,

Plaintiff, No. 25-cv-5331 (RA) v.

RDER

OUTBACK STEAKHOUSE OF FLORIDA,

LLC, d/b/a Outback Steakhouse, and JOHN

DOE,

Defendants. RONNIE ABRAMS, United States District Judge: It has been reported to the Court that this case has been settled. Accordingly, it is hereby: ORDERED that the above-captioned action is discontinued without costs to any party and without prejudice to restoring the action to this Court's docket if the application to restore the action is made within thirty (30) days. Any application to reopen this action must be filed within thirty (30) days of this order, and any

application filed thereafter may be denied solely on that basis. If the parties seek to have the Court retain jurisdiction to enforce a settlement agreement, the terms of the agreement must be placed on the public record and “so ordered” by the Court within the same thirty-day period. See *Hendrickson v. United States*, 791 F.3d 354, 358 (2d Cir. 2015). The Clerk of Court is respectfully directed to close this case. SO ORDERED. Dated: December 2, 2025 , New York, New York ke (Ronnie Abrams United States District Judge

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