

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PRECEDENTIAL VALUE	unpublished order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)