

UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF
CALIFORNIA

Sweet People Apparel, Inc. v. Gracing Inc.

No. CV 24-2305 FMO (AJRx), United States District Court for the Central District of California (March 26, 2025)

SUMMARY

The United States District Court for the Central District of California dismissed the action without prejudice after counsel advised the court that the parties had settled. The court retained jurisdiction and permitted the parties to reopen the action for good cause by May 12, 2025, if the settlement was not consummated.

CASE DETAILS

COURT	United States District Court for the Central District of California
WRITING FOR THE COURT	Fernando M. Olguin
JURISDICTION	United States District Court for the Central District of California
DECIDED	March 26, 2025
DOCKET	CV 24-2305 FMO (AJRx)
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court dismissed the settled action without prejudice after counsel advised the court that the action had been settled.
PRECEDENTIAL VALUE	unknown

TOPICS

civil procedure commercial litigation

PRACTICE AREAS

civil procedure commercial litigation

QUESTIONS PRESENTED

- Whether the action should be dismissed without prejudice after counsel advised the court that the parties had settled.

2. Whether the court should retain jurisdiction and permit reopening if the settlement was not consummated.

HOLDINGS

1. Upon being advised that the action had settled, the district court dismissed the action without costs and without prejudice.
2. The court retained full jurisdiction over the action and allowed reopening for good cause shown by May 12, 2025, if the settlement was not consummated.

KEY QUOTATIONS

“IT IS ORDERED that the above-captioned action is hereby dismissed without costs and without prejudice to the right, upon good cause shown by no later than May 12, 2025, to re-open the action if settlement is not consummated.” (at 2)

FACTUAL BACKGROUND

Counsel advised the district court that the action had been settled. Based on that notice, the court dismissed the action without costs and without prejudice. The court retained jurisdiction and permitted the parties to seek reopening if the settlement was not consummated.

PROCEDURAL HISTORY

Counsel filed a notice of settlement. The district court dismissed the action without costs and without prejudice, while allowing reopening for good cause if the settlement was not consummated.

DISPOSITION

dismissed

CASES CITED

- Link v. Wabash R.R. Co., 370 U.S. 626, 629-30, 82 S. Ct. 1386, 1388 (1962)

OPINION

Sweet People Apparel, Inc. v. Gracing Inc.

PER CURIAM.

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7 UNITED STATES DISTRICT COURT

8 CENTRAL DISTRICT OF CALIFORNIA

9 10 SWEET PEOPLE APPAREL, INC., et al.,) Case No. CV 24-2305 FMO (AJRx)) 11
Plaintiff,))

12 v.) ORDER DISMISSING ACTION WITHOUT

) PREJUDICE

13 GRACING INC., et al.,)) 14 Defendant.)) 15) 16 Having been advised by counsel that the above-entitled action has been settled, (Dkt. 54, 17 Notice of Settlement), IT IS ORDERED that the above-captioned action is hereby dismissed 18 without costs and without prejudice to the right, upon good cause shown by no later than May 12, 19 2025, to re-open the action if settlement is not consummated. The court retains full jurisdiction 20 over this action and this Order shall not prejudice any party to this action. Failure to re-open or 21 seek an extension of time to re-open the action by the deadline set forth above shall be deemed 22 as consent by the parties to dismissal of the action without prejudice. See Fed. R. Civ. P. 41(b); 23 Link v. Wabash R.R. Co., 370 U.S. 626, 629-30, 82 S.Ct. 1386, 1388 (1962). 24 Dated this 26th day of March, 2025. 25 /s/ Fernando M. Olguin 26 United States District Judge 27 28