

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF
LOUISIANA

Landrys L L C et al v. Chubb Bermuda Insurance Ltd

Landrys · No. 2:26-CV-00424 · Decided April 15, 2026

SUMMARY

The United States District Court for the Western District of Louisiana grants Chubb Bermuda Insurance Ltd.'s motion to dismiss or stay and denies Plaintiffs' motion for declaratory judgment and an anti-suit injunction. The court holds that the Fifth Circuit's prior determination that it lacked personal jurisdiction over Chubb precludes relitigation of that jurisdictional issue.

CASE DETAILS

COURT	United States District Court for the Western District of Louisiana
WRITING FOR THE COURT	James D. Cain, Jr.
JURISDICTION	United States District Court for the Western District of Louisiana
DECIDED	April 15, 2026
DOCKET	2:26-CV-00424
DISPOSITION	dismissed
PROCEDURAL POSTURE	Plaintiffs filed a new state-court action concerning insurance coverage, which Chubb removed to federal court. Chubb moved to dismiss or stay, arguing that the Fifth Circuit's prior determination that the district court lacked personal jurisdiction over Chubb precluded relitigation of that issue. Plaintiffs moved for declaratory judgment and an anti-suit injunction.
PRECEDENTIAL VALUE	unpublished
PARTIES	Landrys L L C et al v. Chubb Bermuda Insurance Ltd

TOPICS

- personal jurisdiction
- res judicata
- insurance coverage
- declaratory judgment
- civil procedure

PRACTICE AREAS

- civil procedure
- insurance
- commercial litigation
- contracts
- remedies

QUESTIONS PRESENTED

1. Whether claim preclusion or res judicata barred Plaintiffs from relitigating personal jurisdiction after the Fifth Circuit had determined that the district court lacked personal jurisdiction over Chubb.
2. Whether Plaintiffs were entitled to declaratory relief concerning federal jurisdiction, the governing law, the enforceability of the arbitration provision, and an anti-suit injunction.

HOLDINGS

1. A prior dismissal for lack of personal jurisdiction has res judicata effect as to the jurisdictional issue, and Plaintiffs were precluded from relitigating whether this Court had personal jurisdiction over Chubb.
2. Plaintiffs were not entitled to declaratory judgment or a U.S. anti-suit injunction because the Court could not revisit the jurisdictional issue underlying the requested relief.

KEY QUOTATIONS

“dismissals for lack of jurisdiction, even without prejudice, still exert res judicata effect as to those jurisdictional issues.”

“Although the dismissal of a complaint for lack of jurisdiction does not adjudicate the merit[s] so as to make the case res judicata on the substance of the asserted claim, it does adjudicate the court’s jurisdiction, and a second complaint cannot command a second consideration of the same jurisdictional claims.” (436)

“A party that has had an opportunity to litigate the question of subject-matter jurisdiction may not, however, reopen that question in a collateral attack upon an adverse judgment. It has long been the rule that principles of res judicata apply to jurisdictional determinations—both subject matter and personal” (702 n. 9)

FACTUAL BACKGROUND

Plaintiffs sought insurance coverage for business-interruption losses allegedly caused by COVID-19 civil-authority closure orders affecting approximately 500 properties. The policy was issued by Chubb Bermuda, a Bermuda insurance carrier, and contained an arbitration clause requiring arbitration in London under English arbitration law, with New York law governing the policy. Plaintiffs alleged that Chubb breached the policy and waived arbitration through delay and litigation in other forums. The Fifth Circuit had previously determined that the district court lacked both general and specific personal jurisdiction over Chubb.

PROCEDURAL HISTORY

Plaintiffs previously sued Chubb in state court on January 8, 2025, and Chubb removed the action. The district court issued a preliminary injunction, but the Fifth Circuit reversed for lack of personal jurisdiction over Chubb and dismissed the case; rehearing was denied. Plaintiffs then filed a new state-court action with additional jurisdictional allegations on February 11, 2026, and Chubb again removed it. The district court granted Chubb's motion to dismiss or stay and denied Plaintiffs' motion for declaratory judgment and anti-suit injunction.

DISPOSITION

dismissed

CASES CITED

- Landry's LLC v. Chubb Bermuda Ins. Ltd., 2025 WL 2814713 (W.D. La. Sep. 30, 2025), vacated and case dismissed by, 2025 WL 3516766 (5th Cir. Dec. 8, 2025)
- Devins v. Armstrong, 2026 WL 388714, at *3 (5th Cir. Feb. 12, 2026)
- Pace v. Cirrus Design Corp., 2024 WL 2817567, at *2 (5th Cir. June 3, 2024)
- Boone v. Kurtz, 617 F.2d 435, 436 (5th Cir. 1980)
- Comer v. Murphy Oil USA, Inc., 718 F.3d 460, 469 (5th Cir. 2013)
- Frank C. Minvielle LLC v. Atlantic Refining Co., 337 F. App'x 429, 435 (5th Cir. 2009)
- Unity Commc'ns, Inc. v. Unity Commc'ns of Colo., LLC, 105 F. App'x 546, 547 (5th Cir. 2004) (per curiam)
- Insurance Corp. of Ireland, Ltd. v. Compagnie des Bauxites de Guinee, 456 U.S. 694, 702 n. 9 (1982)
- Pie Dev., LLC v. Pie Carrier Holdings, Inc., 128 F.4th 657, 663 (5th Cir. 2025)

Retrieved from lawtools.ai · <https://lawtools.ai/cases/federal/united-states-district-court-for-the-western-district-of-lou/2026/landrys-l-l-c-et-al-v-chubb-bermuda-insurance-ltd-cv9221of>