

UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF
CALIFORNIA

Alejandro Hernandez Reyes v. Mercedes-Benz USA LLC

Hernandez Reyes · No. 2:24-cv-07011-FMO-MAR · Decided 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 matter had settled. The court retained jurisdiction and permitted the parties to reopen the case for good cause within 45 days if the settlement was not consummated.

CASE DETAILS

COURT	United States District Court for the Central District of California
JURISDICTION	United States District Court for the Central District of California
DECIDED	March 26, 2025
DOCKET	2:24-cv-07011-FMO-MAR
DISPOSITION	dismissed
PROCEDURAL POSTURE	The action was dismissed following counsel's advisement that the parties had settled.
PRECEDENTIAL VALUE	nonprecedential

TOPICS

civil procedure

PRACTICE AREAS

civil procedure

QUESTIONS PRESENTED

- Whether the settled action should be dismissed without prejudice while the court retained jurisdiction to reopen it if the settlement was not consummated.

HOLDINGS

- The action was dismissed without costs and without prejudice because counsel advised the court that the parties had settled, subject to reopening for good cause within 45 days 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 within 45, to re-open the action if settlement is not consummated.” (at 1)

FACTUAL BACKGROUND

Counsel advised the court that the parties had settled the action. The court dismissed the action without prejudice and without costs, allowing the parties 45 days to show good cause to reopen if the settlement was not consummated.

PROCEDURAL HISTORY

The federal action was pending before the United States District Court for the Central District of California. After counsel advised the court that the action had settled, the court dismissed the case without prejudice and without costs, while retaining jurisdiction to reopen the action 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

3 4 5 6 7 UNITED STATES DISTRICT COURT 8 CENTRAL DISTRICT OF CALIFORNIA 9
ALEJANDRO HERNANDEZ REYES CASE NO: 10 2:24-cv-07011-FMO-MAR Plaintiff(s),
11 v. ORDER DISMISSING ACTION 12 MERCEDES-BENZ USA LLC, et al. WITHOUT
PREJUDICE 13 14 Defendant(s). 15 16 17 Having been advised by counsel that the above-
entitled action has been settled, 18 IT IS ORDERED that the above-captioned action is hereby
dismissed without costs 19 and without prejudice to the right, upon good cause shown within 45,
to re-open the 20 action if settlement is not consummated.

The court retains full jurisdiction 21 over this action and this Order shall not prejudice any party to
this action. Failure 22 to re-open or seek an extension of time to re-open the action by the deadline
23 set forth above shall be deemed as consent by the parties to dismissal of the 24 action without
prejudice. See Fed. R. Civ. P. 41(b); Link v. Wabash R.R.

Co., 25 370 U.S. 626, 629-30, 82 S.Ct. 1386, 1388 (1962). 26 27 Dated The 26th of March 2025
/s/

