

UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF
CALIFORNIA

Lawrence Pointer v. Grant and Weber Arizona, Inc.

No. 2:24-cv-09134-FMO-PVC, United States District Court for the Central District of California (August 25, 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 allowed the parties 45 days to reopen the case for good cause 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	August 25, 2025
DOCKET	2:24-cv-09134-FMO-PVC
DISPOSITION	dismissed
PROCEDURAL POSTURE	The action was dismissed after counsel advised the court that the parties had settled.
PRECEDENTIAL VALUE	unpublished district court order

TOPICS

civil procedure

commercial litigation

PRACTICE AREAS

civil procedure

commercial litigation

QUESTIONS PRESENTED

- Whether the settled action should be dismissed without prejudice and without costs, subject to possible reopening if the settlement was not consummated.

HOLDINGS

- The court dismissed the action without costs and without prejudice, retaining jurisdiction for 45 days to allow reopening for good cause 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 days, to re-open the action if settlement is not consummated.”
(17-25)

FACTUAL BACKGROUND

Counsel advised the court that the parties had settled the action. The court provided a 45-day period during which either party could seek to reopen the case for good cause if the settlement was not consummated.

PROCEDURAL HISTORY

Plaintiff brought an action against Grant and Weber Arizona, Inc. Counsel advised the court that the action had settled. The district court dismissed the action without prejudice and without costs, while retaining jurisdiction for 45 days to permit reopening 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 CENTRAL DISTRICT OF CALIFORNIA 8 9
LAWRENCE POINTER CASE NO: 2:24-cv-09134-FMO-PVC 10 Plaintiff(s), 11 v. ORDER
DISMISSING ACTION 12 GRANT AND WEBER ARIZONA, INC. 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 days, 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