

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF
NEW YORK

Namel Norris v. Creperie New York Inc., et al.

Norris · No. 25-CV-9914 (PAE) (RFT) · Decided December 2, 2025

SUMMARY

A United States District Court order directs the parties to meet and confer in good faith regarding settlement within 21 days of service of the summons and complaint. The order also requires a joint status letter within 28 days addressing settlement and requesting mediation, a settlement conference, or an initial case management conference if settlement is not reached.

CASE DETAILS

COURT	United States District Court for the Southern District of New York
WRITING FOR THE COURT	Robyn F. Tarnofsky
DECIDED	December 2, 2025
DOCKET	25-CV-9914 (PAE) (RFT)
DISPOSITION	other
PROCEDURAL POSTURE	Initial case-management and settlement order directing the parties to meet and confer after service of the summons and complaint.
PRECEDENTIAL VALUE	Nonprecedential procedural order
PARTIES	Namel Norris v. Creperie New York Inc., et al.

TOPICS

- mediation standing civil procedure

PRACTICE AREAS

- Civil procedure Alternative dispute resolution

QUESTIONS PRESENTED

- Whether the court should require the parties to meet and confer in a good-faith attempt to settle the action.
- Whether the parties should address the plaintiff's threshold standing requirement during their settlement discussions.

3. What procedural step should follow if the parties cannot settle.

HOLDINGS

1. The parties must meet and confer for at least one hour within 21 days after service of the summons and complaint in a good-faith attempt to settle the action.
2. Within 28 days after service of the summons and complaint, the parties must submit a joint letter stating whether the case has settled; if not, they must request mediation, a settlement conference, or an initial case-management conference.

KEY QUOTATIONS

“IT IS HEREBY ORDERED that, within 21 days of service of the summons and complaint in this action, Plaintiff and Defendants must meet and confer for at least one hour in a good-faith attempt to settle this action.”

FACTUAL BACKGROUND

The opinion contains no substantive factual findings about the underlying dispute. The court issued a procedural order requiring the parties to engage in a good-faith settlement discussion and to consider whether the plaintiff satisfied the threshold requirement of standing.

PROCEDURAL HISTORY

The action was commenced in the Southern District of New York. Before any merits ruling, the court ordered the plaintiff and defendants to meet and confer regarding settlement, including the threshold issue of standing, and to submit a joint letter reporting the settlement status and requesting mediation, a settlement conference, or an initial case-management conference if the case was not resolved.

DISPOSITION

other

CASES CITED

- *Calcano v. Swarovski N. Am. Ltd.*, 36 F.4th 68, 77-78 (2d Cir. 2022)
- *Harty v. W. Point Realty, Inc.*, 28 F.4th 435, 443-44 (2d Cir. 2022)

OPINION

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK NAMEL NORRIS, Plaintiff, 25-CV-9914 (PAE) (RFT) -against- ORDER CREPERIE NEW YORK INC., et al., Defendants. ROBYN F. TARNOFSKY, United States Magistrate Judge: IT IS HEREBY ORDERED that, within 21 days of service of the summons and complaint in this action, Plaintiff and Defendants must meet and confer for at least one hour in a good-faith attempt to settle this action.

In their discussions, the parties should consider whether Plaintiff has satisfied the threshold requirement of standing. See, e.g., *Calcano v. Swarovski N. Am. Ltd.*, 36 F.4th 68, 77-78 (2d Cir. 2022); *Harty v. W. Point Realty, Inc.*, 28 F.4th 435, 443-44 (2d Cir. 2022).

To the extent the parties are unable to settle the case themselves, they must also discuss whether further settlement discussions through the District's Court-annexed mediation program or in a settlement conference before the undersigned would be productive at this time. IT IS FURTHER ORDERED that, within 28 days of service of the summons and complaint, the parties must submit a joint letter informing the Court whether the parties have settled.

If the parties do not reach a settlement, the parties shall, in their joint letter, request that the Court either: (1) refer the case to mediation, (2) set a date for a settlement conference, or (3) proceed with an initial case management conference. DATED: December 2, 2025 sO Api New York, NY
ROBYN F. TARNOFSKY United States Magistrate Judge