

UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF
CALIFORNIA

Moises Villalobos v. Plastic Depot, et al.

No. 2:25-cv-03406-FMO-MAA, United States District Court for the Central District of California (July 8, 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 case had settled. The court retained jurisdiction and allowed the parties 30 days to reopen the action 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	July 8, 2025
DOCKET	2:25-cv-03406-FMO-MAA
DISPOSITION	dismissed
PROCEDURAL POSTURE	The action was dismissed after counsel advised the court that the case had settled.
PRECEDENTIAL VALUE	Unknown

TOPICS

- civil procedure
- remedies

PRACTICE AREAS

- civil procedure
- settlement

QUESTIONS PRESENTED

- Whether the settled action should be dismissed without prejudice.
- Whether the court should retain jurisdiction and permit reopening if the settlement was not consummated.

HOLDINGS

1. The action was dismissed without costs and without prejudice because counsel advised the court that the action had been settled.
2. The court retained full jurisdiction and authorized reopening upon good cause shown within 30 days if the settlement was not consummated; failure to reopen or seek an extension by the deadline would constitute consent to dismissal without prejudice.

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 30 days, to re-open the action if settlement is not consummated. The court retains full jurisdiction over this action and this Order shall not prejudice any party to this action.” (at 18-24)

FACTUAL BACKGROUND

Counsel advised the district court that the action had been settled. The court therefore dismissed the action without prejudice and provided a 30-day period for reopening upon a showing of good cause if the settlement was not consummated.

PROCEDURAL HISTORY

Counsel advised the court that the action had been settled. The district court dismissed the action without costs and without prejudice, while retaining jurisdiction to reopen it 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

Moises Villalobos v. Plastic Depot

PER CURIAM.

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UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

8 9 MOISES VILLALOBOS CASE NO: 2:25-cv-03406-FMO-MAA

10 Plaintiff(s), 11 v.

ORDER DISMISSING ACTION

12 PLASTIC DEPOT , 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 30 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