

JS - 6

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

ARIK LAINER, on behalf of himself and
all others similarly situated,

Plaintiffs,

v.

CITIGROUP INC. d/b/a CITIBANK N.A.,

Defendant.

Case No. CV 16-3466 FMO (RAOx)

ORDER RE NOTICE OF DISMISSAL

The complaint in the above-captioned case contains individual and class allegations, but no answer has been filed and aside from defendant’s filing of a motion to dismiss and motion to strike, no action has been taken in the matter. Now, the court is informed that the “case has been settled in its entirety” and that plaintiff anticipates filing a request for dismissal “of this action in its entirety with prejudice.[.]” (See Dkt. 31, Notice of Settlement). The Notice of Settlement does not mention the class allegations. (See, generally, *id.*).

“The claims, issues, or defenses of a certified class may be settled, voluntarily dismissed, or compromised only with the court’s approval.” Fed. R. Civ. P. 23(e). Because the putative class has not been certified, the parties need not obtain court approval before dismissing the class allegations without prejudice.

