

JS-6

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

JORGE L. RUIZ LIMON,

Plaintiff,

v.

NISSAN NORTH AMERICA, INC.,

Defendant.

Case No. 2:22-cv-06263-SB-MRW

ORDER RE: DISMISSAL AND  
ORDER TO SHOW CAUSE  
HEARING

The parties on May 10, 2023 filed a stipulation to dismiss this action with prejudice. Dkt. No. [42](#). Accordingly, the action is DISMISSED with prejudice. Fed. R. Civ. P. [41\(a\)\(1\)\(A\)\(ii\)](#). The Court retains jurisdiction to consider whether to impose sanctions for the parties' violation of its scheduling order, as discussed in the May 8 order to show cause re: sanctions (OSC). Dkt. No. [39](#). See [Cooter & Gell v. Hartmarx Corp.](#), 496 U.S. 384, 396 (1990) (holding that voluntary dismissal does not deprive court of authority to issue Rule 11 sanctions because "the imposition of a Rule 11 sanction is not a judgment on the merits of an action. Rather, it requires the determination of a collateral issue: whether the attorney has abused the judicial process, and, if so, what sanction would be appropriate"); [Mireskandari v. Associated Newspapers, Ltd.](#), 665 F. App'x 570, 572 (9th Cir. 2016) (relying on *Cooter* to affirm Rule 16(f) sanctions imposed after voluntary dismissal for pre-dismissal violation of scheduling order). The Court has reviewed the parties' submissions in response to the OSC and will address them at the hearing tomorrow. IT IS SO ORDERED.

Date: May 11, 2023



---

Stanley Blumenfeld, Jr.  
United States District Judge