

UNITED STATES COURT OF APPEALS  
For the Fifth Circuit

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NO. 93-2110

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LUIS A. RAMIREZ,

Plaintiff-Appellant,

VERSUS

ADELIA, BRAUN FEUERREGEN CORPORATION,  
AND ALPACA SHIPPING S.A.M.,

Defendants-Appellees.

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Appeal from the United States District Court  
for the Southern District of Texas

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(CA-H-92-0172)

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(January 10, 1994)

Before JONES and DEMOSS, Circuit Judges, and COBB<sup>1</sup>, District Judge.  
PER CURIAM:\*

This appeal comes to us from the district court's order of dismissal on the basis of forum non conveniens. In In Re Air Crash Disaster, 821 F.2d 1147 (5th Cir. 1987), we stated that, in granting or denying a motion to dismiss on forum non conveniens

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<sup>1</sup>District Judge of the Eastern District of Texas, sitting by designation.

\*Local Rule 47.5 provides: "The publication of opinions that have no precedential value and merely decide particular cases on the basis of well-settled principles of law imposes needless expense on the public and burdens on the legal profession." Pursuant to that Rule, the Court has determined that this opinion should not be published.

grounds, "[t]he district court should explain its decision-making process clearly and in sufficient detail to permit us adequately to review it." Id. at 1166 n.32. The order entered by the district court in this case does not satisfy these requirements. However, after a thorough review of the parties' briefs and relevant portions of the record, we are satisfied that the district court's order to dismiss on the basis of forum non conveniens was not an abuse of discretion.

We modify that order to provide that the dismissal is without prejudice. We also note that the district court's subsequent "Final Order of Dismissal," which inter alia, dismissed the plaintiff's cause of action "with prejudice," is to that extent a nullity.

The district court is otherwise AFFIRMED.