

UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF FLORIDA
Miami Division

Case Number: 14-24639-CIV-MORENO

ROSELI FANJUL CARDENAS,

Plaintiff,

vs.

SPANISH BROADCASTING SYSTEM, INC.,
MEGA MEDIA HOLDINGS, INC., and ALEXIS
VALDES,

Defendants.

ORDER GRANTING DEFENDANT ALEXIS VALDES’S MOTION TO DISMISS

THIS CAUSE came before the Court upon the Defendant Alexis Valdes’s Motion to Dismiss (**D.E. No. 8**), filed on **December 19, 2014**.

THE COURT has considered the motion and the pertinent portions of the record, and being otherwise fully advised in the premises, it is

ADJUDGED that the motion is GRANTED. The Court notes that Plaintiff’s Response indicates that she concedes as to the arguments raised in the motion to dismiss that under *Busby v. City of Orlando*, 931 F.2d 764, 772 (11th Cir. 1991), “[i]ndividual capacity suits under Title VII . . . are . . . inappropriate. The relief granted under Title VII is against the *employer*, not individual employees whose actions would constitute a violation of the Act.” Accordingly, the Court dismisses Plaintiff’s claims against Defendant Alexis Valdes without prejudice. Plaintiff may file an amended complaint by no later than **January 26, 2015**.

DONE AND ORDERED in Chambers at Miami, Florida, this 20th day of January, 2015.



FEDERICO A. MORENO
UNITED STATES DISTRICT JUDGE

Copies provided to:

Counsel of Record