

**UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE**

<b>JENNIFER TAGHAVIDINANI,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b>1:16-cv-00208-JDL</b>
	)	
<b>RIVERVIEW PSYCHIATRIC</b>	)	
<b>CENTER, et al.,</b>	)	
	)	
<b>Defendants.</b>	)	

**ORDER ON DEFENDANTS' MOTION TO DISMISS**

Jennifer Taghavidinani brings a variety of claims against Riverview Psychiatric Center and Jay Harper, the acting Superintendent of Riverview, arising out of her employment. Both defendants have filed a Motion to Dismiss, ECF No. 4, and Taghavidinani does not object to the motion except as it relates to Count Five, *see* ECF No. 9 at 1-2.

Accordingly, it is **ORDERED** that the Motion to Dismiss (ECF No. 4) is **GRANTED IN PART** as follows:

1. Counts One, Two, Three, and Four are dismissed as against Defendant Harper.
2. Count Three is dismissed to the extent that it states a claim arising under the Americans with Disabilities Act, 42 U.S.C.A. § 12101 *et seq.* (2016), against Defendant Riverview Psychiatric Center.

Regarding Count Five, the Court construes Count Five as stating a claim only against Harper, individually, and not against Riverview Psychiatric Center. Accordingly, the Motion to Dismiss is **DENIED** as to Count Five.

**SO ORDERED.**

Dated this 29th day of June, 2016.

/s/ Jon D. Levy  
**U.S. DISTRICT JUDGE**