

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**AMANDA HOWARD,**  
**Plaintiff**

**v.**

**PENNSYLVANIA DEPARTMENT  
OF PUBLIC WELFARE, et. al.,**  
**Defendants**

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**CIVIL ACTION**

**NO. 11-1938**

**ORDER**

**AND NOW**, this 3<sup>rd</sup> day of November, 2011, upon consideration of defendants' motion to dismiss plaintiff's first amended complaint (Doc. No. 10) and plaintiff's response thereto (Doc. No. 13), **IT IS HEREBY ORDERED** that defendants' motion to dismiss plaintiff's first amended complaint (Doc. No. 10) is **GRANTED IN PART AND DENIED IN PART** in accordance with this Order:

1. Defendants' motion to dismiss Howard's FMLA, ADA, RA, § 1983 and state law PHRA claims is **DENIED**.
2. Defendants' motion to dismiss plaintiff's state law defamation and slander claims is **GRANTED**. The plaintiff's claims for defamation and slander are dismissed from Count V and are stricken from ¶ 183 of the amended complaint.

**BY THE COURT:**

/s/ Lawrence F. Stengel  
LAWRENCE F. STENGEL, J.