

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Anmarie Calgario,

Court File No.: 0-16-cv-03919-PAM-LIB

Plaintiff,

vs.

St. Louis County; Linnea Mirsch,
individually and in her official
capacity as Interim Director of
St. Louis County Public Health and
Human Services; Fairview Health
Services, a Minnesota nonprofit
corporation; Park Nicollet Health
Services, a nonprofit corporation;
St. Louis County School District;
Michael Johnson, individually and in
his official capacity as Principal of the
Cherry School, St. Louis County
School District; and J.D.K.,

**DEFENDANT PARK NICOLLET
HEALTH SERVICES' MOTION
TO DISMISS**

Defendants.

TO: Plaintiff ANMARIE CALGARIO, and her attorneys, Erick G. Kaardal, MOHRMAN, KARDAAL & ERICKSON, P.A., 150 South Fifth Street, Suite 3100, Minneapolis Minnesota 55402.

Defendant Park Nicollet Health Services (“Park Nicollet”) respectfully moves the Court to dismiss plaintiff’s Complaint against Park Nicollet on the grounds that the Court lacks subject matter jurisdiction and that plaintiff has failed to state a claim against Park Nicollet upon which relief can be granted. This motion is brought pursuant to Rule 12 of the Federal Rules of Civil Procedure, and is based upon Park Nicollet’s memorandum of

law, oral argument, supporting papers and the entire file and proceedings herein. Park Nicollet will serve and file its memorandum and supporting papers in accordance with the Local Rules and the Court's Amended Order (Court Document 5).

Date: November 29, 2016

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