

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

MICHELLE R. KAPLAN AND)	
MARK D. KAPLAN,)	
)	
PLAINTIFFS)	
)	CIVIL No. 1:14-cv-276-DBH
v.)	
)	
BLUE HILL MEMORIAL HOSPITAL,)	
)	
DEFENDANT)	

**ORDER AFFIRMING RECOMMENDED DECISION
OF THE MAGISTRATE JUDGE**

On November 28, 2014, the United States Magistrate Judge filed with the court, with copies to counsel, his Recommended Decision on the defendant's motion to dismiss. The time within which to file objections expired on December 15, 2014, and no objections have been filed. The Magistrate Judge notified the parties that failure to object would waive their right to *de novo* review and appeal.

It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **ADOPTED**. The defendant's motion to dismiss is **DENIED**.

SO ORDERED.

DATED THIS 17TH DAY OF DECEMBER, 2014

/s/D. BROCK HORNBY

D. BROCK HORNBY
UNITED STATES DISTRICT JUDGE

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE (BANGOR)
CIVIL DOCKET NO. 1:14-CV-276-DBH**

Michelle R. Kaplan

and

Mark D. Kaplan,

Plaintiffs

Represented By **Brett D. Baber**

Suzanne N Russell

Lanham, Blackwell & Baber, P.A.

133 Broadway

Bangor, ME 04401

(207) 942-2898

email:

bbaber@lanhamblackwell.com

srussell@lanhamblackwell.com

v.

Blue Hill Memorial Hospital,

Defendant

Represented By **Thad B. Zmistowski**

Eaton Peabody

P. O. Box 1210

Bangor, ME 04402

(207) 947-0111

email:

tmistowski@eatonpeabody.com