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LIABILITY - MAINE

Abdisamad v. City of Lewiston

United States Court of Appeals, First Circuit - June 2, 2020 - F.3d - 2020 WL 2847183

Student's parent brought action against city, its school department, and Maine Department of Agriculture, Conservation, and Forestry (DACF) asserting federal and state civil rights claims and state wrongful death claims based on student's drowning death while on school field trip to state park.

The United States District Court dismissed complaint, and parent appealed.

The Court of Appeals held that city and school department were not subject to liability under § 1983 for student's death.

City and its school department were not subject to liability under § 1983 for student's drowning death while on school field trip to state park, where complaint did not allege that their policies caused student's death, but rather that student's death was result of their failure to follow those policies.

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