

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

EMILE MAZLOUM,

Plaintiff,

v.

DISTRICT OF COLUMBIA, et al.,

Defendants.

Civil Action No. 06-0002 (JDB)

ORDER

Upon consideration of the motion of defendants Acosta and Smith to dismiss all pending claims against them in the Amended Complaint, and for the reasons stated in the memorandum opinion issued on this date, it is hereby

ORDERED that the motion to dismiss is **GRANTED IN PART** and **DENIED IN PART**; it is further

ORDERED that plaintiff's claim pursuant to 42 U.S.C. § 1983 (Count I) is **DISMISSED** with respect to defendants Acosta and Smith for failure to state a claim upon which relief can be granted; it is further

ORDERED that plaintiff's claims alleging conspiracy under 42 U.S.C. § 1985(3) and the common law of the District of Columbia (Counts III and VI) are **DISMISSED** as to all defendants for failure to state a claim upon which relief can be granted; it is further

ORDERED that defendants' motion to dismiss plaintiff's claim under the D.C. Human Rights Act (Count V) is **DENIED**, and plaintiff shall be permitted to go forward against defendants Acosta and Smith on this count; and it is further

ORDERED that defendants Acosta and Smith shall respond to the amended complaint pursuant to Fed. R. Civ. P. 12(a)(4) by not later than July 12, 2006.

SO ORDERED.

/s/

JOHN D. BATES
United States District Judge

Dated: June 27, 2006

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