

RANDY PARENTEAU

v.

YORK COUNTY

Submitted on Briefs May 29, 2003

Decided June 4, 2003

Panel: SAUFLEY, C.J., and CLIFFORD, RUDMAN, DANA, ALEXANDER,
and CALKINS, JJ.

MEMORANDUM OF DECISION

Randy Parenteau appeals from a judgment entered in the Superior Court (Androscoggin County, *Delahanty, J.*) granting York County's M.R. Civ. P. 12(b)(6) motion. Contrary to Parenteau's contentions, the Superior Court did not err when it determined that York County's personnel assigned to take the monitoring entity's calls were performing a discretionary function that is provided immunity pursuant to 14 M.R.S.A. § 8104-B(3) (2003), *see Roberts v. State*, 1999 ME 89, ¶¶ 9-10, 731 A.2d 855, 857-58 (management and care of prisoners is a discretionary function); *Doucette v. City of Lewiston*, 1997 ME 157, ¶ 6, 697 A.2d

1292, 1294 (deciding pursuant to 14 M.R.S.A. § 8111(1)(C) (Supp. 1996) and finding basic duties of a dispatcher are a discretionary function).

The entry is:

Judgment affirmed.

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