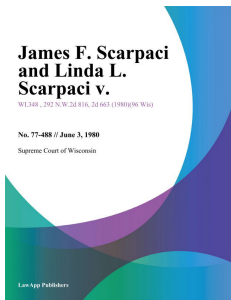


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JAMES F SCARPACI AND LINDA L SCARPACI V EBOOKS 2019



Author: 1995 United States Court of Appeals for the Second Circuit August Term

Realese Date: Expected @@expectedReleaseDate@@

This appeal is from an order of the circuit court for Milwaukee county which denied defendants motion to dismiss plaintiffs second amended complaint, the plaintiffs, James and Linda Scarpaci, brought this action charging wrongful performance of an autopsy on the body of their deceased child, Nicole Scarpaci, the defendants, Milwaukee county and individuals employed by Milwaukee county, moved to dismiss the complaint on the ground that it failed to state a claim upon which relief can be granted, arguing that when a medical examiner conducts an autopsy, he or she is performing a quasi-judicial function and is, therefore, immune from tort suit by virtue of sec. 895.43(4), Stats.

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