

[46]



Nicholas C. Donohue
COMMISSIONER
Tel. 603-271-3144

STATE OF NEW HAMPSHIRE
DEPARTMENT OF EDUCATION
101 Pleasant Street
Concord, N.H. 03301
FAX 603-271-1983
Citizens Services Line 1-800-339-9900

April 6, 2004

Dr. Michael V. Ananis
Superintendent of Schools
Amherst School District
SAU #39
1 School Street, P.O. Box 849
Amherst, New Hampshire 03031-0849

Subject: [REDACTED], Alleged Misconduct, Informal Investigation

On February 24, 2004, an informal investigation was initiated concerning alleged misconduct by [REDACTED], a middle school teacher in your district. The original complainant's legal counsel was contacted and he informed the Department that his client wished no further action on the complaint. The informal investigation is closed.

If you have any questions, please contact me at 271-3855.

Sincerely,

Dr. Judith D. Fillion
Director
Division of Program Support

CC to Assistant Attorney General James D. Rosenberg

**ATTORNEY GENERAL
DEPARTMENT OF JUSTICE**

88 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

PETER W. HEED
ATTORNEY GENERAL



KELLY A. AYOTTE
DEPUTY ATTORNEY GENERAL

January 8, 2004

Pamela Tebbets
SAU # 39
P.O. Box 849
Amherst, NH 03031

Re: [REDACTED]

Dear Ms. Tebbets:

Thank you for speaking with me earlier this week regarding [REDACTED]. This Office recently received an allegation of sexual abuse against Mr. [REDACTED] from a complainant that requested to remain anonymous. She alleged that between 1975 and 1978, when she was between the ages of 13 and 16 years old, she was involved in an extensive sexual relationship with Mr. [REDACTED]. At the time, Mr. [REDACTED] was a Deacon with the Diocese of Manchester. He was working at St. Anthony's in Manchester, New Hampshire. When she made the allegation, the complainant shared certain personal details that she learned from Mr. [REDACTED] during the course of their relationship. Those details are consistent with information that the State learned during its recent investigation of the Diocese of Manchester.

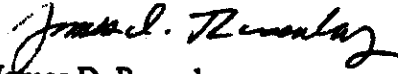
The State believes that this matter falls outside of the statute of limitations for purposes of criminal prosecution. Accordingly, the State does not intend to pursue a prosecution in this matter.

The information received by the State is a complaint of wrong-doing, Mr. [REDACTED] has not been formally accused of a crime by this Office, and the complaint has not been established by any standard of proof.

Please contact me at the number below if you have any questions or concerns.

000266

Very truly yours,



James D. Rosenberg
Assistant Attorney General
Criminal Justice Bureau
33 Capitol Street
Concord, NH 03301
(603) 271-3671

Cc: N. William Delker, SAAG
John Lassey, Esquire

227054

Brodeur, Paul

From: Rosenberg, James
To: Brodeur, Paul
Cc: Delker, Will; Rosenberg, James
Subject: RE: [REDACTED] Complaint
Attachments:

Sent: Mon 5/10/2004 4:15 PM

Thanks for your work in this stuff Paul. The acts alleged would be barred by the statute of limitations. So, a prosecution is not possible. However, we received a similar allegation of wrong-doing against [REDACTED] in early December. Concerned about the allegation that we received and believing that [REDACTED] is currently teaching in Amherst, NH, this Office drafted a letter to the Amherst School Department placing them on notice of the allegation and making clear that this office did not make a conclusion as to the truth of the allegation. I will talk with Will about the propriety of generating a similar letter in this instance.

Jim

-----Original Message-----

From: Brodeur, Paul
Sent: Monday, May 10, 2004 4:08 PM
To: Rosenberg, James
Subject: FW: [REDACTED] Complaint

Hi Jim: I believe I cc: you with the message I sent to Atty. Lamontagne. He just responded below. Were you able to determine if the acts took place within the statute of limitations? If not there is no need for further inquiry, if so then it would be up to the investigating agency (? Manchester PD) to contact the Attys. Let me know.
Thanks.

-----Original Message-----

From: Ovide M. Lamontagne [mailto:olamontagne@devinemillimet.com]
Sent: Mon 5/10/2004 10:55 AM
To: Brodeur, Paul
Cc: Quinlan, Diane; EArsenault@RCBM.org; jnaff@catholiccharitiesnh.org; Donroe, Brenda
Subject: RE: [REDACTED] Complaint

Dear Paul:

As a follow-up to your email last week seeking more information about [REDACTED] [REDACTED] we had previously reported about him to your Office. I believe Jim Rosenberg had inquired of the Amherst School District (Atty Dan Schwarz represented the Amherst School District during Jim Rosenberg's inquiry). Attorney John Lassey at the Wadleigh office (669-4140) is Mr. [REDACTED] personal attorney and I would recommend that you contact Atty Lassey directly to obtain more current information.

I hope this is helpful to you.

Ovide

Ovide M. Lamontagne, Esq
Devine, Millimet & Branch, PA
111 Amherst St. - PO Box 719
Manchester, NH 03105-0719

Office 603.695.8516 Fax 603.695.8610
olamontagne@devinemillimet.com

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From: Brodeur, Paul [mailto:Paul.Brodeur@doj.nh.gov]
Sent: Thursday, May 06, 2004 7:57 PM
To: Ovide M. Lamontagne
Subject: RE: [REDACTED] Complaint

Thank you.

-----Original Message-----

From: Ovide M. Lamontagne [mailto:olamontagne@devinemillimet.com]
Sent: Thu 5/6/2004 5:44 PM
To: Brodeur, Paul
Cc: Quinlan, Diane; EArsenault@RCBM.org; bdonroe@rcbm.org;
 jnauff@catholiccharitiesnh.org
Subject: RE: [REDACTED] Complaint

Paul:

Thank you for your email. I will try to get some additional information back to you early next week. The Diocesan Administration is closed tomorrow for a day of recollection, so I probably won't be able to get additional information until Monday at the earliest.

Ovide

Ovide M. Lamontagne, Esq
 Devine, Millimet & Branch, PA
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 Manchester, NH 03105-0719

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From: Brodeur, Paul [mailto:Paul.Brodeur@doj.nh.gov]
Sent: Thursday, May 06, 2004 4:56 PM
To: Ovide M. Lamontagne
Cc: Rosenberg, James
Subject: RE: [REDACTED] Complaint

Dear Ovide:

I just spoke with [REDACTED] dob [REDACTED] formerly [REDACTED]. She advised in 1975-1976 at the age of 14 or 15 she feels there was inappropriate kissing and hugging by a Deacon and then Priest [REDACTED] who was assigned to St. Anthony and then St. Jeans. She also reports her younger sister a [REDACTED] reported to [REDACTED] that in 1973 age the age of 6 that [REDACTED] gave her a french kiss. [REDACTED] did not elaborate further. [REDACTED] advised that [REDACTED] would be invited to the house for dinner etc. [REDACTED] advised that [REDACTED] c. Shortly thereafter [REDACTED] left the priesthood and married. She believes he currently has 3 girls of his own and is teaching [REDACTED] in the Nashua area.

What can you tell me about him?

-----Original Message-----

From: Ovide M. Lamontagne
[mailto:olamontagne@devinemillimet.com]
Sent: Mon 5/3/2004 5:38 PM
To: Brodeur, Paul
Cc: Arsenault, Rev. Edward; DQuinlan@RCBM.org;
bdonroe@rcbm.org; jnaft@catholiccharitiesnh.org
Subject: [REDACTED] Complaint

Dear Paul:

Please find attached a "complaint" which we received earlier today. You will note on the attached report form that Ms. [REDACTED] says that she did not place the call and does not want to file a complaint at this time. Joe Naff disclosed to her that we would be making a report. At this point, we don't know any details about the

accused, the nature of the abuse or any other particulars.

Please let me know if you would like us to follow up in some way, but at this point it does not appear that she will be very cooperative.

Ovide

**DIOCESE OF MANCHESTER
OFFICE OF THE DELEGATE OF THE BISHOP**

**ALLEGATIONS OF SEXUAL ABUSE OF A MINOR
REPORT SUMMARY ~ CIVIL AUTHORITIES**

[REDACTED]

Complainant Name: [REDACTED] (Maiden Name):
Address:
Telephone: [REDACTED]
DOB: / / **E-mail:**

Name of Reporter (if not Complainant): Anonymous **Relationship:** Possibly complainant's sister
Telephone: **Address:**

Name of Accused: Unknown

1. **Location (City/Town) of alleged abuse:** Unknown
Place of alleged abuse: Unknown
Date of alleged abuse: 30 years ago
Nature of alleged abuse: Unknown
Age of Complainant at time of alleged abuse: Unknown
2. **Location (City/Town) of alleged abuse:**
Place of alleged abuse:
Date of alleged abuse:
Nature of alleged abuse:
Age of Complainant at time of alleged abuse:

Complainant has been informed that the Diocese of Manchester will report this allegation to law enforcement (Attorney General/ DCYF if applicable/local law enforcement) Yes X No ☐

Specific Concerns: An anonymous call was made to St. Anthony Parish on 5/2/04 stating the caller was a parishioner there for a long time and that a priest molested her and her sister. The caller gave the above phone number and asked for a return call. The call was returned by Joseph Naff on 5/3/04. The woman, [REDACTED], whose phone number it was stated that she did not make the call and does not know who did. However, she stated that an incident took place with her and a priest 30 years ago but she would not reveal any information about it. She said that if she changed her mind she would call me back. I advised her of our obligation to report this call to the Attorney General.

Report to DCYF (if complainant under age of 18) 800-894-5533
Date of Contact: / /200 **Time:** :
Name of DCYF Intake Rep:

Report to Ovide Lamontagne (603-695-8516) for report to AG/law enforcement:
Date of Contact: 5/3/2004 **Time:** 4:55 PM

Copy Distribution:

Delegate X

Record Clerk X

Assistant to the Delegate ☐

Director for Healing and Pastoral Care ☐

Other: ☐

Information Current Through:03/31/2004
Database Last Updated:04/16/2004
Updated Frequency:Monthly
Current Date:05/05/2004
Source: Trans Union

Individual Information

Name: [REDACTED] L
Also Known As: [REDACTED] L
SSN: [REDACTED]
Date of Birth: [REDACTED]
On File Since: 08/01/1980
Phone: [REDACTED]

Current Address Information

Current Address: [REDACTED] 4
MANCHESTER, NH [REDACTED]
Address Last Reported: 07/01/2000

Previous or Additional Address Information

Previous Address: [REDACTED] T
[REDACTED]
Address Last Reported: 07/18/2001

Previous Address: [REDACTED]
MANCHESTER, NH [REDACTED]
Address Last Reported: 07/18/2001

Previous Address: [REDACTED]
MANCHESTER, NH [REDACTED]
Address Last Reported: 11/13/2000

Previous Address: [REDACTED] R
ALLENSTOWN, NH [REDACTED]
Address Last Reported: 08/01/1998

END OF DOCUMENT

Westlaw Attached Printing Summary Report for BRODEUR, PAUL E 4102490

Your Search:

(STA(NH))

Date/Time of Request:

Wednesday, May 05, 2004 12:09:00 Central

Client Identifier:

Database:

PEOPLE-FIND

Lines:

34

Documents:

1

Images:

0

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Brodeur, Paul

To... RoseJ@doj.nh.gov

Cc...

Bcc...

Subject: [REDACTED]

Attachments:

Jim what can you tell me about statute of limitations:

[REDACTED] 1975-76 age 14 or 15 what she considered inappropriate hugging and kissing. She advised no penetration of any type.

[REDACTED] in 1973 at age 6 advised [REDACTED] that [REDACTED] gave her french kiss. Didn't tell her sister anything further. [REDACTED] is checking with [REDACTED] regarding speaking with me and getting me her tel. #. [REDACTED] also believes her older sister was a victim but would not give me any info. She is going to talk to her sister and advise further.

I sent you cc of email to Ovide with above particulars and to see what info he can give me about [REDACTED].