

IN THE UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF IOWA  
DAVENPORT DIVISION

IN RE	)	Case No 06-02229-11
	)	
THE DIOCESE OF DAVENPORT,	)	Chapter 11
	)	
Debtor.	)	Honorable Lee Jackwig

**REORGANIZED DEBTOR'S 2010 REPORT  
ON NON-MONETARY UNDERTAKINGS**

COMES NOW Diocese of Davenport (the "Reorganized Debtor"), by its attorneys, Lane & Waterman LLP, and pursuant to the Court's Order Confirming Debtor's Second Amended Joint Plan of Reorganization (the "Plan") hereby reports to the Court with respect to the Non-Monetary Undertakings as provided in Article 24 of the Plan, and in support thereof, states as follows:

1. In the Plan, the Reorganized Debtor and the Catholic Entities agreed to undertake the Non-Monetary Obligations within 30 days after the Effective Date of the Plan, unless otherwise noted. The Effective Date of the Plan was June 9, 2008.

2. Pursuant to the Order Confirming Debtor's Second Amended Joint Plan of Reorganization dated May 1, 2008 ("Confirmation Order"), the Court has required that the Reorganized Debtor file this report with the Court each year for three years confirming compliance with Article 24 of the Plan.

3. The Reorganized Debtor and the Catholic Entities have taken the following actions in compliance with Article 24:

24.2 The Reorganized Debtor has completed all ongoing investigations concerning allegations of Abuse and the names of those additional Perpetrators credibly shown to have committed Abuse have been publicly released and published on the Reorganized

Debtor's website on July 10, 2008, November 13, 2008, May 1, 2009 and May 21, 2009. There have been no new reports of Abuse since the last report. One investigation has been reopened, at the request of the Survivor concerning a deceased priest, and the Review Board and James Sweeney are investigating the matter. Any future reports of Abuse will be promptly submitted to law enforcement authorities.

24.3 The Reorganized Debtor has maintained a list of all known Perpetrators (admitted, proven or credibly accused), including deceased Perpetrators and those previously listed. The list is published on the Reorganized Debtor's website at <http://www.davenportdiocese.org/comm/commlib/ListPriestAbusers.pdf>. In compliance with the Plan, the Reorganized Debtor will maintain and update the list for at least nine (9) years.

24.4 The Bishop has undertaken to visit and conduct atonement services at each parish where Abuse occurred or where the Perpetrators served. The Bishop visited and conducted atonement services at 54 parishes and completed this undertaking on June 13, 2009. At the atonement services the Bishop identified the Perpetrators who served in the parish and encouraged all Abuse survivors to report abuse to local law enforcement authorities, to the Diocese Victim Assistance Coordinator, to healthcare professionals or to other trusted persons. Each visit by the Bishop was scheduled at least 30 days in advance and publicized in the parish bulletin and the Catholic Messenger. In addition, the Reorganized Debtor has invited the known survivors in each particular parish to attend and provides for a time for a forum and discussion to address parishioner questions and comments. Additional materials with respect to the parish visits and atonement services were provided with last year's report.

24.5 The Reorganized Debtor has published and will continue to publish in parish bulletins and the Catholic Messenger contact information for the Diocese's Victim

Assistance Coordinator and continues to encourage Abuse survivors to contact healthcare professionals for assistance in finding needed mental health or counseling.

24.6 The Reorganized Debtor has published the statement, as required in Section 24.6 of the Plan, in the Catholic Messenger at least four times in the past year urging Abused Persons to report any Abuse. Copies are provided with this report.

24.7 The Bishop of the Diocese of Davenport publicly supports the complete elimination of all criminal statutes of limitation for child sexual abuse committed by clergy or others in a position of authority. During the past year the Bishop met with the Iowa Catholic Conference on October 21-22, 2009 to urge support for enactment of a bill to eliminate the criminal statute of limitations for child sexual abuse. Bishop Amos met with a group of legislators in Des Moines on February 2, 2010 to urge the passage of a bill regarding elimination of the criminal statute of limitations for child sexual abuse.

24.8 Any Allowed Tort Claimant (other than persons with Convenience Claims) may speak publicly in the parish where he/she was abused. No new requests under Section 24.8 have been received by the Reorganized Debtor since the last report.

24.9 The Reorganized Debtor will continue to make space available in each issue of the Catholic Messenger for Allowed Tort Claimants (other than persons with Convenience Claims) to publish stories of their abuse upon request.

24.10 The Reorganized Debtor and its representatives, including but not limited to the Bishop, the Diocese spokespersons (and all priests and pastors) have ceased referring to the Tort Claims or the Tort Claimants as “alleged claims” or “alleged victims” or “alleged survivors.” This policy has been in effect since January, 2008.

24.11 The Bishop has personally sent two (2) additional letters of apology to Survivors as requested. The letters of apology state that the survivor was not at fault for the

abuse and that the Diocese takes full responsibility for the abuse, and are personally signed by the Bishop and all members of the Diocese's Board of Directors. The Bishop is available to meet with any Survivor who desires to meet.

24.12 All prior confidentiality agreements with survivors were terminated as of the Effective Date with respect to Perpetrators' names and church knowledge of abuse and the Reorganized Debtor has modified its policies accordingly. These policies have been in effect since January, 2008.

24.13 The Reorganized Debtor, through its Victims Assistance Coordinator (a licensed social worker) continues to provide an outreach program for the survivors of Abuse. The Victims Assistance Coordinator reports regularly to the Review Board pursuant to the procedures established by the U.S. Catholic Conference of Bishops. Compliance is ongoing. This program is ongoing. Copies of notices published in the Catholic Messenger regarding outreach programs are attached hereto.

24.14 The Reorganized Debtor directs each parish church and school in the prevention of Abuse and training to identify Abuse. The compliance with these directives is through the ongoing program and training titled "Protecting God's Children." This is a comprehensive program to protect children in the Diocese from Abuse, including training and background checks for all persons in contact with children. Additional information concerning this program is found in materials provided herewith.

24.15 The Reorganized Debtor has adopted policies relating to sexual abuse and personal behavior incorporating a "whistle blower" policy regarding the method by which reports concerning abuse can be made and providing that the Diocese will not take any retaliatory action against persons who report such information in good faith. Copies of the policies are provided herewith. These policies have been in effect since May, 2008.

24.16 The Bishop and all priests working within the Diocese have been required to sign a written statement that they have not sexually abused any minor at any time and have no knowledge that any other priest or employee of the Reorganized Debtor has Abused any Person or knowledge that any Abuse has been reported to law enforcement and the county attorney and the Victims Assistance Coordinator. Each statement was signed and dated under penalty of perjury and copies of the signed and dated statements are retained in each priest's personnel file in perpetuity.

24.17 The Reorganized Debtor has prominently placed a plaque at each school. A photograph of the plaque posted prominently at each school is provided with this report.

24.18 On June 6, 2008, the Reorganized Debtor made a full written report to the Apostolic Nuncio for appropriate action with respect to Bishop Soens. In addition, five (5) earlier reports were made to the Apostolic Nuncio concerning Bishop Soens.

4. Reorganized Debtor's full report is attached hereto.
5. The Reorganized Debtor is in full compliance with the Non-Monetary Undertakings and makes this report in conformity with the Court's docket text order dated June 26, 2008.

Respectfully submitted,  
LANE & WATERMAN LLP

By /s/ Richard A. Davidson  
Richard A. Davidson  
220 North Main Street, Suite 600  
Davenport, IA 52801  
563-333-6624  
563-888-7841 Fax  
rdavidson@l-wlaw.com  
ATTORNEYS FOR DEBTOR,  
DIOCESE OF DAVENPORT

IN THE IN THE UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF IOWA  
DAVENPORT DIVISION

IN RE	)	
THE DIOCESE OF DAVENPORT,	)	Case No 06-02229-11
	)	
Debtor.	)	Chapter 11
	)	
	)	Honorable Lee Jackwig

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on May 3, 2010 I caused to be served by the Court's electronic noticing system (to parties who have provided email addresses through the ECF System) a true and correct copy of the **REORGANIZED DEBTOR'S REPORT ON NON-MONETARY UNDERTAKINGS.**

\_\_\_\_\_  
/s/ Richard A. Davidson