

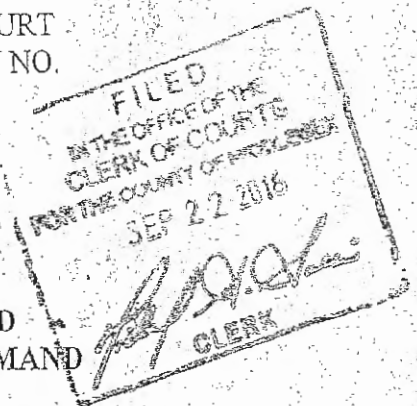
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COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, SS.

SUPERIOR COURT
CIVIL ACTION NO.

1681CV02733



Plaintiffs

v.

COMPLAINT AND
JURY TRIAL DEMAND

RICARDO GONZALEZ and DEFENDANT
TWO,
Defendants

COPY

A. PARTIES

1. Plaintiff [REDACTED] (hereinafter referred to as "Plaintiff D [REDACTED]") is an individual with a residential address in Swampscott, Essex County, Massachusetts.
2. Plaintiff [REDACTED] (hereinafter referred to as "Plaintiff M [REDACTED]") is an individual with a residential address in the state of Michigan.
3. Plaintiff [REDACTED] (hereinafter referred to as "Plaintiff V [REDACTED]") is an individual with a residential address in Saugus, Essex County, Massachusetts.
4. Defendant Ricardo Gonzalez (hereinafter referred to as "Defendant Gonzalez") is an individual who is last known to be incarcerated at the Souza-Baranowski Correctional Center in Shirley, Middlesex County, Massachusetts.
5. Defendant Two is an individual the identity of whom is presently unknown to the Plaintiffs; therefore, the Plaintiffs file the above-captioned action against Defendant Two by such fictitious name. At all relevant times Defendant Two was or had been a supervisor of the Roman Catholic Archbishop of Boston, a Corporation Sole (hereinafter referred to as the "RCAB") with a duty to hire, supervise, direct, and retain Defendant Gonzalez.

B. STATEMENT OF FACTS

6. From approximately 1987 to at least 1992, Defendant Gonzalez was assigned to or affiliated with Our Lady of Assumption Church, which during all relevant times was a Roman Catholic church of the RCAB located in East Boston, Massachusetts. Upon information and belief, Defendant Gonzalez's duties or responsibilities at Our Lady of the Assumption Church included, among other things, training, supervising, counseling, and directing minor children of Our Lady of Assumption Church who were altar servers at Catholic Masses at Our Lady of Assumption Church, and assisting with Catholic Masses held at Our Lady of Assumption Church where Defendant Gonzalez interacted with children at Our Lady of Assumption Church. Copies of photographs of Defendant Gonzalez in his assignment to or affiliation with Our Lady of Assumption Church are collectively attached hereto as Exhibit A.

7. From approximately 1988 when Plaintiff D [REDACTED] was approximately nine years of age to approximately 1991 when Plaintiff D [REDACTED] was approximately twelve years of age, Plaintiff D [REDACTED] was an altar server at Our Lady of the Assumption Church. During relevant and material times, Plaintiff D [REDACTED] was trained, supervised, counseled, and directed by Defendant Gonzalez at Our Lady of the Assumption Church, and otherwise interacted with Defendant Gonzalez at Our Lady of the Assumption Church.

8. Not until recently did Plaintiff D [REDACTED] have knowledge or sufficient notice that he had been harmed and that the harm was caused by the explicit sexual behavior and lewd and lascivious conduct of Defendant Gonzalez.

9. In approximately 1991 when Plaintiff D [REDACTED] was approximately twelve years of age, Defendant Gonzalez engaged in explicit sexual behavior and lewd and lascivious conduct with the Plaintiff, including, among other things, Defendant Gonzalez exposing his penis to

Plaintiff D [REDACTED] and Defendant Gonzalez fondling Plaintiff D [REDACTED]'s penis and testicles, skin-on-skin.

10. As a result of Defendant Gonzalez's explicit sexual behavior and lewd and lascivious conduct with Plaintiff D [REDACTED], Plaintiff D [REDACTED] suffers, has suffered, and will continue to suffer in the future severe emotional distress and physical harm manifested by objective symptomatology, including, but not limited to, depression, anxiety, sadness, crying, anger, and substance abuse problems.

11. At all times material hereto, Defendant Gonzalez misrepresented and concealed from Plaintiff D [REDACTED] the wrongful nature of the explicit sexual behavior and lewd and lascivious conduct of Defendant Gonzalez and that such explicit sexual behavior and lewd and lascivious conduct could harm Plaintiff D [REDACTED].

12. As a result of said explicit sexual behavior and lewd and lascivious conduct in which Defendant Gonzalez engaged with Plaintiff D [REDACTED], Plaintiff D [REDACTED] is unable at this time to fully disclose in complete detail to what degree Defendant Gonzalez did abuse Plaintiff D [REDACTED] emotionally and physically.

13. From approximately 1992 when Plaintiff M [REDACTED] was approximately eleven years of age to approximately 1993 when Plaintiff M [REDACTED] was approximately twelve years of age, Plaintiff M [REDACTED] was a student at the Donald McKay School in East Boston, Massachusetts, where Defendant Gonzalez was a faculty member or administrator.

14. From approximately 1993 when Plaintiff M [REDACTED] was approximately twelve years of age to approximately 1995 when Plaintiff M [REDACTED] was approximately fourteen years of age, Defendant Gonzalez repeatedly engaged in explicit sexual behavior and lewd and lascivious conduct with the Plaintiff, including, among other things, Defendant Gonzalez fondling Plaintiff

M[REDACTED]'s genitals and buttocks, skin-on-skin; Defendant Gonzalez performing oral sex on Plaintiff M[REDACTED]; Defendant Gonzalez forcing Plaintiff M[REDACTED] to masturbate Defendant Gonzalez's penis, skin-on-skin; and Defendant Gonzalez forcing Plaintiff M[REDACTED] to perform oral sex on Defendant Gonzalez.

15. As a result of Defendant Gonzalez's explicit sexual behavior and lewd and lascivious conduct with Plaintiff M[REDACTED], Plaintiff M[REDACTED] suffers, has suffered, and will continue to suffer in the future severe emotional distress and physical harm manifested by objective symptomatology, including, but not limited to, depression, anxiety, sadness, crying, and anger.

16. At all times material hereto, Defendant Gonzalez misrepresented and concealed from Plaintiff M[REDACTED] the wrongful nature of the explicit sexual behavior and lewd and lascivious conduct of Defendant Gonzalez and that such explicit sexual behavior and lewd and lascivious conduct could harm Plaintiff M[REDACTED].

17. As a result of said explicit sexual behavior and lewd and lascivious conduct in which Defendant Gonzalez engaged with Plaintiff M[REDACTED], Plaintiff M[REDACTED] is unable at this time to fully disclose in complete detail to what degree Defendant Gonzalez did abuse Plaintiff M[REDACTED] emotionally and physically.

18. From approximately 1987 when Plaintiff V[REDACTED] was approximately eleven years of age to approximately 1989 when Plaintiff V[REDACTED] was approximately thirteen years of age, Plaintiff V[REDACTED] was an altar server at Our Lady of the Assumption Church. During relevant and material times, Plaintiff V[REDACTED] was trained, supervised, counseled, and directed by Defendant Gonzalez at Our Lady of the Assumption Church, and otherwise interacted with Defendant Gonzalez at Our Lady of the Assumption Church.

19. Not until recently did Plaintiff V [REDACTED] have knowledge or sufficient notice that he had been harmed and that the harm was caused by the explicit sexual behavior and lewd and lascivious conduct of Defendant Gonzalez as explained below.

20. From approximately 1987 when the Plaintiff was approximately twelve years of age to approximately 1988 when the Plaintiff was approximately thirteen years of age, Defendant Gonzalez repeatedly engaged in explicit sexual behavior and lewd and lascivious conduct with the Plaintiff, including, among other things, Defendant Gonzalez exposing his penis to Plaintiff V [REDACTED] and Defendant Gonzalez fondling Plaintiff V [REDACTED]'s penis, skin-on-skin.

21. As a result of Defendant Gonzalez's explicit sexual behavior and lewd and lascivious conduct with Plaintiff V [REDACTED], Plaintiff V [REDACTED] suffers, has suffered, and will continue to suffer in the future severe emotional distress and physical harm manifested by objective symptomatology, including, but not limited to, depression, anxiety, sadness, crying, anger, and substance abuse problems.

22. At all times material hereto, Defendant Gonzalez misrepresented and concealed from Plaintiff V [REDACTED] the wrongful nature of the explicit sexual behavior and lewd and lascivious conduct of Defendant Gonzalez and that such explicit sexual behavior and lewd and lascivious conduct could harm Plaintiff V [REDACTED]

23. As a result of said explicit sexual behavior and lewd and lascivious conduct in which Defendant Gonzalez engaged with Plaintiff V [REDACTED], Plaintiff V [REDACTED] is unable at this time to fully disclose in complete detail to what degree Defendant Gonzalez did abuse Plaintiff V [REDACTED] emotionally and physically.

C. CLAIMS FOR RELIEF

Count I: Plaintiff D [REDACTED] v. Defendant Gonzalez
Assault

24. Plaintiff D [REDACTED] repeats, realleges, and incorporates by reference herein each and every allegation heretofore pleaded in this Complaint.

25. By engaging in the explicit sexual behavior and lewd and lascivious conduct described above, Defendant Gonzalez acted intentionally so as to cause harmful and offensive contact with Plaintiff D [REDACTED].

26. By engaging in the explicit sexual behavior and lewd and lascivious conduct described above, Defendant Gonzalez placed Plaintiff D [REDACTED] in imminent and reasonable apprehension of said harmful and offensive contact.

27. As a direct and proximate result of Defendant Gonzalez placing Plaintiff D [REDACTED] in imminent and reasonable apprehension of harmful and offensive contact, Plaintiff D [REDACTED] suffered and will continue to suffer in the future: severe and permanent mental distress and emotional injuries; long term lost earning capacity; as well as other damages.

Count II: Plaintiff D [REDACTED] v. Defendant Gonzalez
Battery

28. Plaintiff D [REDACTED] repeats, realleges, and incorporates by reference herein each and every allegation heretofore pleaded in this Complaint.

29. By engaging in the explicit sexual behavior and lewd and lascivious conduct described above, Defendant Gonzalez acted intentionally so as to cause unjustified harmful and offensive physical contact and touching of Plaintiff D [REDACTED] and repeatedly performed such unjustified harmful and offensive physical contact and touching.

30. As a direct and proximate result of Defendant Gonzalez's unjustified harmful and offensive physical contact and touching, Plaintiff D[REDACTED] suffered and will continue to suffer in the future: severe and permanent mental distress and emotional injuries; long term lost earning capacity; as well as other damages.

Count III: Plaintiff D[REDACTED] v. Defendant Gonzalez
Intentional Infliction of Emotional Distress

31. Plaintiff D[REDACTED] repeats, realleges, and incorporates by reference herein each and every allegation heretofore pleaded in this Complaint.

32. By engaging in the explicit sexual behavior and lewd and lascivious conduct described above, Defendant Gonzalez intended to inflict emotional distress upon Plaintiff D[REDACTED], or he knew or should have known that emotional distress was the likely result of his conduct.

33. The conduct of Defendant Gonzalez in engaging in the explicit sexual behavior and lewd and lascivious conduct described above is extreme and outrageous, beyond all possible bounds of decency, and utterly intolerable in a civilized community.

34. As a direct and proximate result of the conduct of Defendant Gonzalez in engaging in the explicit sexual behavior and lewd and lascivious conduct described above, Plaintiff D[REDACTED] suffered and will continue to suffer in the future: severe and permanent mental distress and emotional injuries as outlined above; long term lost earning capacity; as well as other damages.

35. The mental distress and emotional injuries which Plaintiff D[REDACTED] suffered and will continue to suffer were severe and of a nature that no reasonable person could be expected to endure them.

Count IV: Plaintiff D[REDACTED] v. Defendant Gonzalez
Negligent Infliction of Emotional Distress

36. Plaintiff D[REDACTED] repeats, realleges, and incorporates by reference herein each and every allegation heretofore pleaded in this Complaint.

37. In his assignment to or affiliation with Our Lady of Assumption Church, supervising, interacting with, and directing minor children at Our Lady of Assumption Church who were altar servers at Catholic Masses at Our Lady of Assumption Church, Defendant Gonzalez had a duty of care to properly and safely train, supervise, counse, and direct Plaintiff D[REDACTED].

38. Defendant Gonzalez negligently breached such duty by failing to exercise the care of a reasonable person in his training, supervision, counseling, and direction of Plaintiff D[REDACTED] in that he violated boundaries concerning appropriate and inappropriate touching and interactions by engaging in the conduct described above.

39. At all relevant times to this action, Defendant Gonzalez knew or should have known that violating boundaries concerning appropriate and inappropriate touching and interactions by engaging in the conduct described above would result in severe mental and emotional suffering by Plaintiff D[REDACTED].

40. As a direct and proximate result of Defendant Gonzalez's negligent conduct, Plaintiff D[REDACTED] suffered and will continue to suffer in the future: severe and permanent mental distress and emotional injuries as outlined above, including objective corroboration of said mental distress and emotional injuries; long term lost earning capacity; as well as other damages.

41. The mental distress and emotional injuries which the Plaintiff suffered and will continue to suffer were severe, and of a nature that no reasonable person could be expected to endure them.

Count V: Plaintiff D [REDACTED] v. Defendant Two
Negligent Hiring, Retention, Direction, and Supervision

42. Plaintiff D [REDACTED] repeats, realleges, and incorporates by reference herein each and every allegation heretofore pleaded in this Complaint.

43. At all relevant and material times to this action, the responsibilities of Defendant Two included the hiring, retention, direction, and supervision of individuals to be assigned to or affiliated with Our Lady of Assumption Church, where those individuals would be training, supervising, counseling, directing, and otherwise interacting with minor children.

44. At all relevant and material times to this action, the responsibilities of Defendant Two included assigning Defendant Gonzalez to Our Lady of Assumption Church, or approving Defendant Gonzalez's affiliation with Our Lady of Assumption Church; retaining Defendant Gonzalez in his assignment to or affiliation with Our Lady of Assumption Church; directing Defendant Gonzalez in his assignment to or affiliation with Our Lady of Assumption Church, including in his interactions with minor children; and supervising Defendant Gonzalez in his assignment to or affiliation with Our Lady of Assumption Church, including in his interactions with minor children.

45. At all relevant and material times to this action, Defendant Two knew or should have known that Defendant Gonzalez would interact and was interacting with minor children of Our Lady of Assumption Church and minor children who were altar servers at Our Lady of Assumption Church, including, more specifically, Plaintiff D [REDACTED].

46. At all relevant and material times to this action, Defendant Two had a special relationship with Defendant Gonzalez.

47. At all relevant and material times to this action, Defendant Two had a special relationship with Plaintiff D [REDACTED], a minor child who was an altar server at Our Lady of Assumption Church.

48. At all relevant and material times to this action, Defendant Two had a duty of care to properly hire, retain, direct, and supervise individuals of good reputation and character who would be asked to interact with minor children at Our Lady of Assumption Church and minor children who were altar servers at Our Lady of Assumption Church.

49. At all relevant and material times to this action, Defendant Two negligently breached his duty of care to properly hire, retain, direct, and supervise individuals of good reputation and character who would be asked to interact with minor children at Our Lady of Assumption Church and minor children who were altar servers at Our Lady of Assumption Church, by assigning Defendant Gonzalez to or approving Defendant Gonzalez's affiliation with Our Lady of Assumption Church; by retaining Defendant Gonzalez in Defendant Gonzalez's assignment to or affiliation with Our Lady of Assumption Church; and by his failure to exercise the care of a reasonable person in his direction and supervision of Defendant Gonzalez's interactions with minor children at Our Lady of Assumption Church and minor children who were altar servers at Our Lady of Assumption Church, including Plaintiff D [REDACTED], as Defendant Two knew or should have known Defendant Gonzalez was of bad character and reputation and unfit to properly interact with minor children at Our Lady of Assumption Church and minor children who were altar servers at Our Lady of Assumption Church, including, more specifically, Plaintiff D [REDACTED], and that Defendant Gonzalez engaged or was engaging in the intentional and negligent conduct with Plaintiff D [REDACTED] as described above.

50. At all relevant and material times to this action, Defendant Two knew or should have known that Defendant Gonzalez's intentional and negligent conduct as described above would result in severe mental and emotional suffering by a victim of such conduct, including Plaintiff D [REDACTED]

51. As a direct and proximate result of Defendant Two's negligent conduct, Plaintiff D [REDACTED] has suffered and will continued to suffer in the future: severe and permanent mental distress and emotional injuries, including objective corroboration of said mental distress and emotional injuries as outlined above; financial expenses for medical and therapeutic care and treatment; long term lost earning capacity; as well as other damages.

Count VI: Plaintiff M [REDACTED] v. Defendant Gonzalez
Assault

52. Plaintiff M [REDACTED] repeats, realleges, and incorporates by reference herein each and every allegation heretofore pleaded in this Complaint.

53. By engaging in the explicit sexual behavior and lewd and lascivious conduct described above, Defendant Gonzalez acted intentionally so as to cause harmful and offensive contact with Plaintiff M [REDACTED]

54. By engaging in the explicit sexual behavior and lewd and lascivious conduct described above, Defendant Gonzalez placed Plaintiff M [REDACTED] in imminent and reasonable apprehension of said harmful and offensive contact.

55. As a direct and proximate result of Defendant Gonzalez placing Plaintiff M [REDACTED] in imminent and reasonable apprehension of harmful and offensive contact, Plaintiff M [REDACTED] suffered and will continue to suffer in the future: severe and permanent mental distress and emotional injuries; long term lost earning capacity; as well as other damages.

Count VII: Plaintiff M[REDACTED] v. Defendant Gonzalez
Battery

56. Plaintiff M[REDACTED] repeats, realleges, and incorporates by reference herein each and every allegation heretofore pleaded in this Complaint.

57. By engaging in the explicit sexual behavior and lewd and lascivious conduct described above, Defendant Gonzalez acted intentionally so as to cause unjustified harmful and offensive physical contact and touching of Plaintiff M[REDACTED], and repeatedly performed such unjustified and harmful and offensive physical contact and touching.

58. As a direct and proximate result of Defendant Gonzalez's unjustified harmful and offensive physical contact and touching, Plaintiff M[REDACTED] suffered and will continue to suffer in the future: severe and permanent mental distress and emotional injuries; long term lost earning capacity; as well as other damages.

Count VIII: Plaintiff M[REDACTED] v. Defendant Gonzalez
Intentional Infliction of Emotional Distress

59. Plaintiff M[REDACTED] repeats, realleges, and incorporates by reference herein each and every allegation heretofore pleaded in this Complaint.

60. By engaging in the explicit sexual behavior and lewd and lascivious conduct described above, Defendant Gonzalez intended to inflict emotional distress upon Plaintiff M[REDACTED], or he knew or should have known that emotional distress was the likely result of his conduct.

61. The conduct of Defendant Gonzalez in engaging in the explicit behavior and lewd and lascivious conduct described above is extreme and outrageous, beyond all possible bounds of decency, and utterly intolerable in a civilized community.

62. As a direct and proximate result of the conduct of Defendant Gonzalez in engaging in the explicit sexual behavior and lewd and lascivious conduct described above, Plaintiff M[REDACTED]

suffered and will continue to suffer in the future: severe and permanent mental distress and emotional injuries as outlined above; long term lost earning capacity; as well as other damages.

63. The mental distress and emotional injuries which Plaintiff M[REDACTED] suffered and will continue to suffer were severe and of a nature that no reasonable person could be expected to endure them.

Count IX: Plaintiff M[REDACTED] v. Defendant Gonzalez
Negligent Infliction of Emotional Distress

64. In his capacity as a faculty member or administrator at the Donald McKay School in East Boston, Massachusetts, Defendant Gonzalez had a duty of care to properly and safely teach, supervise, counsel, and direct students at the Donald McKay School, including Plaintiff M[REDACTED] and to properly and safely interact with students at the Donald McKay School, including Plaintiff M[REDACTED].

65. Defendant Gonzalez negligently breached such duty by failing to exercise the care of a reasonable person in his teaching, supervision, counseling, and direction of Plaintiff M[REDACTED] and in his interactions with Plaintiff M[REDACTED] in that he violated boundaries concerning appropriate and inappropriate touching and interactions by engaging in the conduct described above.

66. At all times relevant to this action, Defendant Gonzalez knew or should have known that violating boundaries concerning appropriate and inappropriate touching and interactions by engaging in the conduct described above would result in severe mental and emotional suffering by Plaintiff M[REDACTED].

67. As a direct and proximate result of Defendant Gonzalez's negligent conduct, Plaintiff M[REDACTED] suffered and will continue to suffer in the future: severe and permanent mental distress and emotional injuries as outlined above, including objective corroboration of said mental distress

and emotional injuries; financial expenses for medical and therapeutic care and treatment; long term lost earning capacity; as well as other damages.

68. The mental distress and emotional injuries which Plaintiff M[REDACTED] suffered and will continue to suffer were severe and of a nature that no reasonable person could be expected to endure them.

Count X: Plaintiff V[REDACTED] v. Defendant Gonzalez
Assault

69. Plaintiff V[REDACTED] repeats, realleges, and incorporates by reference herein each and every allegation heretofore pleaded in this Complaint.

70. By engaging in the explicit sexual behavior and lewd and lascivious conduct described above, Defendant Gonzalez acted intentionally so as to cause harmful and offensive contact with Plaintiff V[REDACTED].

71. By engaging in the explicit sexual behavior and lewd and lascivious conduct described above, Defendant Gonzalez placed Plaintiff V[REDACTED] in imminent and reasonable apprehension of said harmful and offensive contact.

72. As a direct and proximate result of Defendant Gonzalez placing Plaintiff V[REDACTED] in imminent and reasonable apprehension of harmful and offensive contact, Plaintiff V[REDACTED] suffered and will continue to suffer in the future: severe and permanent mental distress and emotional injuries; financial expenses for medical and therapeutic care and treatment; long term lost earning capacity; as well as other damages.

Count XI: Plaintiff V[REDACTED] v. Defendant Gonzalez
Battery

73. Plaintiff V[REDACTED] repeats, realleges, and incorporates by reference herein each and every allegation heretofore pleaded in this Complaint.

74. By engaging in the explicit sexual behavior and lewd and lascivious conduct as described above, Defendant Gonzalez acted intentionally so as to cause unjustified harmful and offensive physical contact and touching of Plaintiff V[REDACTED], and repeatedly performed such unjustified harmful and offensive physical contact and touching.

75. As a direct and proximate result of Defendant Gonzalez's unjustified harmful and offensive physical contact and touching, Plaintiff V[REDACTED] suffered and will continue to suffer in the future: severe and permanent mental distress and emotional injuries; financial expenses for medical and therapeutic care and treatment; long term lost earning capacity; as well as other damages.

Count XII: Plaintiff V[REDACTED] v. Defendant Gonzalez
Intentional Infliction of Emotional Distress

76. Plaintiff V[REDACTED] repeats, realleges, and incorporates by reference herein each and every allegation heretofore pleaded in this Complaint.

77. By engaging in the explicit sexual behavior and lewd and lascivious conduct described above, Defendant Gonzalez intended to inflict emotional distress upon Plaintiff V[REDACTED] or he knew or should have known that emotional distress was the likely result of his conduct.

78. The conduct of Defendant Gonzalez in engaging in the explicit sexual behavior and lewd and lascivious conduct described above is extreme and outrageous, beyond all possible bounds of decency, and utterly intolerable in a civilized community.

79. As a direct and proximate result of the conduct of Defendant Gonzalez in engaging in the explicit sexual behavior and lewd and lascivious conduct described above, Plaintiff V[REDACTED] suffered and will continue to suffer in the future: severe and permanent mental distress and emotional injuries as outlined above; financial expenses for medical and therapeutic care and treatment; long term lost earning capacity; as well as other damages.

80. The mental distress and emotional injuries which Plaintiff V[REDACTED] suffered and will continue to suffer were severe and of a nature that no reasonable person could be expected to endure them.

Count XIII: Plaintiff V[REDACTED] v. Defendant Gonzalez
Negligent Infliction of Emotional Distress

81. Plaintiff V[REDACTED] repeats, realleges, and incorporates by reference herein each and every allegation heretofore pleaded in this Complaint.

82. In his assignment to or affiliation with Our Lady of Assumption Church, supervising, interacting with, and directing minor children at Our Lady of Assumption Church who were altar servers at Catholic Masses at Our Lady of Assumption Church, Defendant Gonzalez had a duty of care to properly and safely train, supervise, counsel, and direct Plaintiff V[REDACTED]

83. Defendant Gonzalez negligently breached such duty by failing to exercise the care of a reasonable person in his training, supervision, counseling, and direction of Plaintiff V[REDACTED] in that he violated boundaries concerning appropriate and inappropriate touching and interactions by engaging in the conduct described above.

84. At all relevant times to this action, Defendant Gonzalez knew or should have known that violating boundaries concerning appropriate and inappropriate touching and interactions by engaging in the conduct described above would result in severe mental and emotional suffering by Plaintiff V[REDACTED]

85. As a direct and proximate result of Defendant Gonzalez's negligent conduct, Plaintiff V[REDACTED] suffered and will continue to suffer in the future: severe and permanent mental distress and emotional injuries as outlined above, including objective corroboration of said mental distress and emotional injuries; long term lost earning capacity; as well as other damages.

86. The mental distress and emotional injuries which Plaintiff V [REDACTED] suffered and will continue to suffer were severe and of a nature that no reasonable person could be expected to endure them.

Count XIV: Plaintiff V [REDACTED] v. Defendant Two
Negligent Hiring, Retention, Direction, and Supervision

87. Plaintiff V [REDACTED] repeats, realleges, and incorporates by reference herein each and every allegation heretofore pleaded in this Complaint.

88. At all relevant and material times to this action, the responsibilities of Defendant Two included the hiring, retention, direction, and supervision of individuals to be assigned to or affiliated with Our Lady of Assumption Church, where those individuals would be training, supervising, counseling, directing, and otherwise interacting with minor children.

89. At all relevant and material times to this action, the responsibilities of Defendant Two included assigning Defendant Gonzalez to Our Lady of Assumption Church, or approving Defendant Gonzalez's affiliation with Our Lady of Assumption Church; retaining Defendant Gonzalez in his assignment to or affiliation with Our Lady of Assumption Church; directing Defendant Gonzalez in his assignment to or affiliation with Our Lady of Assumption Church, including in his interactions with minor children; and supervising Defendant Gonzalez in his assignment to or affiliation with Our Lady of Assumption Church, including in his interactions with minor children.

90. At all relevant and material times to this action, Defendant Two knew or should have known that Defendant Gonzalez would interact and was interacting with minor children of Our Lady of Assumption Church and minor children who were altar servers at Our Lady of Assumption Church, including, more specifically, Plaintiff V [REDACTED]

91. At all relevant and material times to this action, Defendant Two had a special relationship with Defendant Gonzalez.

92. At all relevant and material times to this action, Defendant Two had a special relationship with Plaintiff V [REDACTED], a minor child who was an altar server at Our Lady of Assumption Church.

93. At all relevant and material times to this action, Defendant Two had a duty of care to properly hire, retain, direct, and supervise individuals of good reputation and character who would be asked to interact with minor children at Our Lady of Assumption Church and minor children who were altar servers at Our Lady of Assumption Church.

94. At all relevant and material times to this action, Defendant Two negligently breached his duty of care to properly hire, retain, direct, and supervise individuals of good reputation and character who would be asked to interact with minor children at Our Lady of Assumption Church and minor children who were altar servers at Our Lady of Assumption Church, by assigning Defendant Gonzalez to or approving Defendant Gonzalez's affiliation with Our Lady of Assumption Church; by retaining Defendant Gonzalez in Defendant Gonzalez's assignment to or affiliation with Our Lady of Assumption Church; and by his failure to exercise the care of a reasonable person in his direction and supervision of Defendant Gonzalez's interactions with minor children at Our Lady of Assumption Church and minor children who were altar servers at Our Lady of Assumption Church, including Plaintiff V [REDACTED] as Defendant Two knew or should have known Defendant Gonzalez was of bad character and reputation and unfit to properly interact with minor children at Our Lady of Assumption Church and minor children who were altar servers at Our Lady of Assumption Church, including, more specifically, Plaintiff V [REDACTED], and that

Defendant Gonzalez engaged or was engaging in the intentional and negligent conduct with Plaintiff V [REDACTED] as described above.

95. At all relevant and material times to this action, Defendant Two knew or should have known that Defendant Gonzalez's intentional and negligent conduct as described above would result in severe mental and emotional suffering by a victim of such conduct, including Plaintiff V [REDACTED]

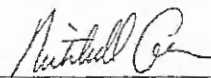
96. As a direct and proximate result of Defendant Two's negligent conduct, Plaintiff V [REDACTED] has suffered and will continued to suffer in the future: severe and permanent mental distress and emotional injuries, including objective corroboration of said mental distress and emotional injuries as outlined above; financial expenses for medical and therapeutic care and treatment; long term lost earning capacity; as well as other damages.

WHEREFORE, Plaintiffs D [REDACTED], M [REDACTED], and V [REDACTED] respectfully demand judgment against Defendants on each claim in an amount to be determined by a jury, plus costs, interest, attorneys' fees, and such other and further relief as this Court deems just and equitable.

JURY TRIAL DEMANDED

PLAINTIFFS DEMAND A TRIAL BY JURY ON ALL CLAIMS.

By Attorney for the Plaintiffs [REDACTED]
[REDACTED], and [REDACTED]



Mitchell Garabedian, BBO #184760
LAW OFFICES OF MITCHELL GARABEDIAN
100 State Street, 6th Floor
Boston, MA 02109
Tel.: (617) 523-6250
Fax: (617) 523-3687
garabedianlaw@msn.com

EXHIBIT A



