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	NO. 141-198356-03	INDEX
	JOHN DOE I and JOHN DOE II * IN THE DISTRICT COURT *	PAGE
	vs. *	Appearances 2
	* ROMAN CATHOLIC DIOCESE OF *	DANIEL P. REILLY
	FORT WORTH, BISHOP JOSEPH P. *	Every hy Mc Mounitt
	DELANEY, Individually and as * 141ST JUDICIAL DISTRICT Bishop, His Predecessors and *	Examination by Ms. Merritt 6
	Successors, FATHER *	Witness' Signature Page/Corrections 90
	THOMAS H. TECZAR, ROMAN * CATHOLIC BISHOP OF WORCESTER, *	Reporter's Certificate 91
1	A CORPORATION SOLE AND BISHOP *	Reporter's certificate 91
	GEORGE E. RUEGER, INDIVIDUALLY * TARRANT COUNTY, TEXAS	
1		CERTIFIED QUESTIONS
	VIDEOTADED	PAGE 44, LINE 25 TO PAGE 45, LINE 11 PAGE 46, LINE 3 TO PAGE 46, LINE 20
	VIDEOTAPED ORAL DEPOSITION OF	
-	DANIEL P. REILLY	E X H I B I T S
	SEPTEMBER 24, 2004 VOLUME 3	DEPOSITION EXHIBIT PAGE FIRST MENTIONED No. 507 - Notice 7
		No. 508 - Affidavit of Bishop Daniel P. Reilly 7
	ORAL DEPOSITION OF DANIEL P. REILLY, produced as a witness at	No. 509 - Documents 8
•	the instance of the Plaintiffs, and being duly cautioned and	No. 510 - Letter 10 No. 511 - E-mail from Bishop Delaney 30
	where the state of	No. 511 - E-mail from Bishop Delaney 30 No. 512 - USCC Pedophilia Statement 41
	sworn, was taken in the above styled and numbered cause on	No. 513 - Statement on Child Abuse 42
	September 24, 2004, from 9:21 a.m. to 11:33 a.m., before Marion	No. 514 - Letter 65 No. 515 - Letter 64
	Ward, a Certified Shorthand Reporter in and for the State of	No. 515 - Letter 64
	Texas, at the offices of SHANNON, GRACEY, RATLIFF & MILLER, 777	
	Main Street, Suite 3800, Carter Burgess Plaza, Fort Worth,	
	Texas 76102, pursuant to the Texas Rules of Civil Procedure and the provisions attached therein. MARION WARD & ASSOCIATES 214/363-7471	MARION WARD & ASSOCIATES 214/363-7471
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	ΑΡΡΕΑΚΑΝΟΕΣ	
	A P P E A R A N C E S FOR THE PLAINTIFF JOHN DOE II	1 PROCEEDINGS 2 MR. HATTEN: This is Mark Hatten for the
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	record. So are we talking about two-and-a-half hours on the	1	MR. HATTEN: Which was
2	record?	2	MS. MERRITT: On the First Amendment MR. HATTEN: and which I joined.
3	MS. MERRITT: I will get you out of here for	4	MS. MERRITT: Okay. That's fine.
4 · 5	your plane. THE WITNESS: Yeah, because I have a mass at	5	Q. (By Ms. Merritt) Bishop Reilly, we met
-	8:00 o'clock tomorrow morning.	6	A. Yes.
7	MS. MERRITT: Okay.	7	Q earlier in April in Worcester at your first part
8	MR. HATTEN: We will be gone one way or another.	8	of your deposition.
9	THE WITNESS: I just asked that because you	9	A. Yes.
.0	don't know until you get into it and then it becomes much more	10	Q. And I have sent you a document that I have marked
	important	11	Exhibit No. 507 and it is Amended Notice for you to be here
12	MS. MERRITT: Sure.	12	today in Texas. Did you receive a copy of that Notice?
.3	THE WITNESS: in two minutes.	13	A. I don't believe I received a copy, but I was told
.4	MS. MERRITT: We will	14	that I was expected to be here.
15	THE WITNESS: Okay.	15	Q. Okay. Were you asked to bring any records?
.6	MS. MERRITT: We will get you on the plane.	16 17	A. No. Q. Okay. Thank you, Bishop Reilly.
7	THE VIDEOGRAPHER: We are on the video record at	18	Q. Okay. Thank you, Bishop Reilly. A. Okay.
18	9:21 a.m., beginning tape 1.	19	Q. Let me show you Reilly what I have marked as
19	(The witness was duly cautioned and sworn by the	20	Reilly Exhibit No. 508 and ask you if this is an affidavit that
20	court reporter.)	21	you executed on the 29th day of June, 2004?
1	MR. BENNETT: Ms. Ward, can we make this Volume	22	A. Yes.
2	3, please, just for housekeeping measures? Thank you.	23	Q. Is that Exhibit No. 508 a true and correct copy of
3	BISHOP DANIEL P. REILLY,	24	the affidavit?
4	the said witness, having been first duly cautioned and sworn to	25	A. Yes, it is.
25	testify to the truth, the whole truth and nothing but the		
		<u> </u>	
_	Page 6		Page 8
	truth, testified under oath as follows:	1	Q. Are all the statements that you made in this
2	EXAMINATION	2	affidavit in June of 2004 true and correct?
3	BY MS. MERRITT:	4	A. Yes, they are. Q. It says in your affidavit here that you were
4	Q. Bishop Reilly, we met before in your deposition	5	appointed as Bishop of the Roman Catholic Diocese of Worcester
5	A. Yes.		appointed as statiop of the homain eachorte storester of hortester
ט ד	Q in Worcester and you know that I represent John Doe II?	6	on December 8th of 1994 and you served as Bishop until March 9,
7		7	on December 8th of 1994 and you served as Bishop until March 9, 2004.
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	MR. BENNETT: I am sorry. Additional	7	2004.
9	MR. BENNETT: I am sorry. Additional housekeeping same agreement that we had before that, you	7 8	2004. So during that approximately, what little
9 D	MR. BENNETT: I am sorry. Additional housekeeping same agreement that we had before that, you know, one objection for the defense side goes for both so	7 8 9	2004. So during that approximately, what little over 10-year period of time?
9 0 1	MR. BENNETT: I am sorry. Additional housekeeping same agreement that we had before that, you know, one objection for the defense side goes for both so there's no duplicity there.	7 8 9 10	2004. So during that approximately, what little over 10-year period of time? A. A little over nine years, yeah.
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	rage f	1	
1 2	these? If I may just see it quickly so I will know what it is before you ask a question.	2	Q. Okay. And what is the date of that letter? A. July 29, 2002.
1	MS. MERRITT: Do you want to go off the record	3	
3	while he is reading that so we don't waste a lot of time?	. 4	Q. Let me show you Exhibit No. 451 to your deposition and ask you if this is the letter that you just referenced from
4 r	Let's go off the record while he reviews that.	5	Bishop Delaney to you concerning that complaint?
5	THE VIDEOGRAPHER: We are off the video record	6	
6 7		7	A. Yes, I presume that's it. Q. Let me draw your attention to Bishop Delaney's
8	at 9:27 a.m. (Recess taken at 9:27 a.m.; resumed at 9:29	8	letter, which is part of the enclosures to Exhibit No. 451,
° 9	a.m.)	9	dated July 11, 2002. He copied you on this letter to the
	a.m.) THE VIDEOGRAPHER: Back on the video record at	10	District Attorney of Eastland, did he not? That was part of
10		11	the letter that he sent you?
11	9:29 a.m. Q. (By Ms. Merritt) Bishop Reilly, I have handed you	11	-
12	Q. (By Ms. Merritt) Bishop Reilly, I have handed you what we have marked as Exhibit No. 509 to your deposition. And	12	MR. HATTEN: Object, form. A. It doesn't say that in the letter to me.
13	have you ever seen that document before?	14	Q. (By Ms. Merritt) Let's turn to the first page of the
14	A. I don't believe I have ever seen it before.	15	letter.
15		16	
16	Q. Okay. Are you familiar with the case that's styled Chauthe vs. Roman Catholic Diocese of Worcester?	10	A. Okay.
17		18	Q. His letter to you A. Yes.
18	•	ł	
19	Q. Okay. Do you know if that case involved clerical misconduct with minors?	19 20	Q and does he not say, "I am enclosing a letter to the complainant and to the District Attorney with this letter
20		20	the complainant and to the district Attorney with this letter to you"?
21	A. I am not sure. MR. HATTEN: Object to the form of the question.	21	 A. Oh, yes, and to the District Attorney.
22		22	
23	Q. (By Ms. Merritt) Do you have any idea why Exhibit No. 509 would have been prepared concerning I think it purports	24	-
24 25	to concern Father Tom Teczar why it would have been prepared	25	 A. I was looking for the "cc," yeah. Okay. Q. All right. Would you read for us into the record
123	to concern Father fom reczar why it would have been prepared	1	Q. All right. Would you read for us fills the record
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2 3 .4	in that case? MR. HATTEN: Objection, form. MR. BENNETT: Objection. A. Would you repeat your question?	2 3 4	Bishop Delaney's letter to the District Attorney of Eastland County? MR. BENNETT: Object, form. A. "In accord with our Diocesan policies regarding
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	Page 13		Page 15	
1	This would be turned over to the priest who handles the sexual	1	Q. Okay. Bishop Reilly, in your previous deposition in	
z	abuse questions for us and he would deal with our attorneys and	z	Massachusetts, I asked you about Exhibit No. 319 and this is	
3	they would follow through.	3	your Web letter concerning in response to the John Jay	
4	Q. Okay.	4	report, I believe; is that true?	
5	A. So you would have to ask them.	5	A. No, it's not true. It's previous to in line with	
6	Q. Do you know, to your knowledge, whether or not anyone	6 7	that.	
7	in July of 2002 from the Worcester Diocese contacted the	7	Q. Okay. And what that exhibit identifies for us, does it not, 45 clerics that you have identified with credible	
8 9	District Attorney of Eastland County?	9	"allegations" of sexual misconduct against minors that have	
9 10	A. That I don't know. Q. Okay. Who would have been responsible for that	10	been served in the Worcester Diocese during the during the	
10	within the Diocese in July of 2002?	10	years the Worcester Diocese has been in effect?	
12	A. Monsignor Sullivan.	12	A. 31 year 31 credible allegations.	
13	Q. Okay. Bishop Delaney does not tell the District	13	Q. Do you know the identity of all 31 of those priests?	
14	Attorney in his letter, does he, that Tom Teczar in still a	14	A. I don't know the names.	
15	priest with the Worcester Diocese, does he?	15	Q. Okay. I think the names you gave me at your last	
16	MR. BENNETT: Objection, form.	16	deposition was Father Bagley, Father Devlin, John Gagnon	
17	MR. HATTEN: Object, form.	17	A. John Paul Gagnon.	
18	A. Still a priest in the Worcester Diocese. I just want	18	Q Joseph Koonan	
19	to	19	A. Yes.	
20	Q. (By Ms. Merritt) Well, he says, "Tom Teczar left	20	Q John Walsh, Paul Enzerllo, Lee Bartlett and James	· ·
21	church ministry and moved to Massachusetts in 1993."	21	Champion.	
22	A. Yes.	22	Do you remember writing this out for me?	-
23	Q. Does that not imply that he is no longer a priest?	23	A. Yes.	
24	MR. BENNETT: Objection.	24	Q. It's Exhibit No. 318.	
25	MR. HATTEN: Objection.	25	A. Yes, it's Peter and Jerry Lowe and Gerald Walsh and	
		1		
	Page 14		Page 16	
1	Page 14 Q. (By Ms. Merritt) Is he telling you he is still a	1	Page 16 then Lee Bartlett, yes.	
1 2	-	1 2		
	Q. (By Ms. Merritt) Is he telling you he is still a		then Lee Bartlett, yes.	
2	Q. (By Ms. Merritt) Is he telling you he is still a priest of the Worcester Diocese?	z	then Lee Bartlett, yes. Q. Okay. So we have how many do we have on that list	
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	Page 17		Page 19
1	A. Yes.	1	Q. Robert E. Kelly?
2	Q. Bernard Bissonett, B-I-S-S-O-N-E-T-T (spelling)?	2	A. Yes.
З	A. Bissonett is not I believe he is in the Diocese of	3	Q. Raymond Messier, M-E-S-S-I-E-R (spelling)?
4	Norwich. I don't think he is in the Diocese of Worcester.	4	A. Yes.
5	Q. Okay. That was the diocese that you were Bishop of?	5	Q. Edward Nicewicz, N-I-C-E-W-I-C-Z (spelling)? A. Yes.
6	A. Yes.	7	Q. Brandon O'Donoghue, D-O-N-O-G-H-U-E (spelling)?
7	Q. All right. David Blizard, B-L-I-Z-A-R-D (spelling)?	8	A. Yes,
9	A. Yes. Q. Richard Carelli, C-A-R-E-L-L-I (spelling)?	9	Q. Donald Petraitis, P-E-T-R-A-I-T-I-S (spelling)?
10	A. I am trying to think. I am not sure whether that	10	A. Donald Petraitis, I don't know. He is, once again, a
11	would be considered there was an allegation made. Whether	11	religious priest. He belonged to the Marion Fathers and was
12	he would be listed among the credible allegations, I am not	12	living in Chicago when this allegation came out against him. I
13	sure. He is a deceased person.	13	don't know it was not something that we handled. So I don't
14	Q. Was Father Carelli also in charge of at one time for	14	know just what the status of that would be. Q. Do you know if the alleged abuse against a minor was
15	the Diocese as Moderator of the Curia or in charge of the	16	the Worcester Diocese, Massachusetts Worcester Diocese?
16	archives?	17	A. I am not sure, but I know it was in the Worcester
17	A. He was chancellor, I believe.	18	paper.
18	Q. Okay. Vincent Dwyer, D-W-Y-E-R (spelling)?	19	Q. Okay. Donald Provost, P-R-O-V-O-S-T (spelling)?
19	A. Vincent Dwyer. That name doesn't mean anything to	20	A. Donald Provost? Yes.
20	me.	21	Q. Donald Rebokus, R-E-B-O-K-U-S (spelling)?
21	Q. Joseph Fredette, F-R-E-D-E-T-T-E (spelling)?	22	A. Rebokus, yes, yes.
22	A. Yes, I believe he was a religious priest in the sense	23	Q. Robert Shauris, S-H-A A. Yes.
23 24	that he belonged to a religious order. The assumption was Father was running the college in Worcester and he was out of	25	Q. $- U - R - I - S$ (spelling)?
25	that community.		
		1	
	Dago 19	-	
	Page 18		Page 20
1	Q. But he was allowed to work within the Worcester	1	A. Yes.
2	Q. But he was allowed to work within the Worcester Diocese?	1 2 3	-
	Q. But he was allowed to work within the Worcester	2	A. Yes. Q. Justin Steponitis.
2 3	Q. But he was allowed to work within the Worcester Diocese? A. He worked within the Worcester Diocese, but he wasn't	2 3	A. Yes. Q. Justin Steponitis. A. Steponitis.
2 3 4	Q. But he was allowed to work within the Worcester Diocese? A. He worked within the Worcester Diocese, but he wasn't a priest of the diocese.	2 3 4	A. Yes. Q. Justin Steponitis. A. Steponitis. Q. S-T-E-P-O-N-I-T-I-S (spelling)?
2 3 4 5	Q. But he was allowed to work within the Worcester Diocese? A. He worked within the Worcester Diocese, but he wasn't a priest of the diocese. Q. All right. But the person the minor that he	2 3 4 5	 A. Yes. Q. Justin Steponitis. A. Steponitis. Q. S-T-E-P-O-N-I-T-I-S (spelling)? A. Yes. Q. John I have got to spell this one S-Z-A-N-T-Y-R (spelling)?
2 3 4 5 6	 Q. But he was allowed to work within the Worcester Diocese? A. He worked within the Worcester Diocese, but he wasn't a priest of the diocese. Q. All right. But the person the minor that he abused was a parishioner within the Worcester Diocese? 	2 3 4 5 6 7 8	 A. Yes. Q. Justin Steponitis. A. Steponitis. Q. S-T-E-P-O-N-I-T-I-S (spelling)? A. Yes. Q. John I have got to spell this one S-Z-A-N-T-Y-R (spelling)? A. Szantyr, yeah. Once again, that's a priest that came
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5 the wire, that's wiy. Excuse as. 16 0. Mask about Peter Excercilor. 7 0. (By Ms. Merritz) (Bay. Have any of those files been in the Massachusters District Attorney? A. Yes, all of them. 7 9 A. yes, all of them. 7 A. Yes, all of them. 7 9 A. yes, all of them. 7 A. Yes, all of them. 7 9 A. yes, all of them. 7 A. Ta soft have a new really proven that he had doe 1 word "file" because there has been some confusion here on this. 7 0. Okay. Was Peter Excercilor. 2 A. transit of the cleric? You about the scatter 23 A. I and if have to Clerify. I know it had to do with scatter a scatter and and 3 A. be screat archives? Would you give them everything that you 25 0. Okay. And at some point the diocese reached a Page 22 Page 24 1 A transity of the cleric? You about the dive you give them everything that you Page 24 1 Page 24 1	4 lost your mike.	14 Reilly?
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	Page 25		Page 27
1	light of all this, yes.	1	official of the Worcester Diocese before you became Bishop of
2	MR. BENNETT: Object, form. Object,	2	Norwich; right?
3	nonresponsive.	3	A. No.
4	Q. (By Ms. Merritt) And did you remove Father Enzerello	4	Q. Okay.
5	based on that second allegation?	5	A. No, I was priest of the Diocese of Providence
6	A. Yes.	6	Q. Okay. A and then became Bishop of Norwich and then came to
7	Q. Are any of the clerics that we talked about earlier	8	Worcester.
8	the list that I went through as well as the people	9	Q. All right. So when you became Bishop of Worcester in
9	identified in Exhibit No. 318 are any of those with the	10	'84 '94, sorry.
10	exception of Father Kelly and Father Hawley have those been incarcerated?	11	A. '94.
11	A. I would say I can't answer that because some of these	12	Q '94, did you review all of your priests' files?
13	would have happened before I came, so I would have to check	13	A. No.
14	into that. I couldn't give you a good answer to that.	14	Q. Did you were any of particular priests' files
15	Q. Okay. Just from what you know	15	brought to your attention by Bishop Harrington?
16	A. We have	16	A. Not Bishop Harrington by Monsignor Tinsley, who
17	Q. All right. From what you know from when you came in	17 18	was he what shall I call it with the post-knowledge about the situation in those days.
18	'94 December, '94 to 2004, were any of the clerics that you	10	MR. HATTEN: Objection, nonresponsive.
19	are aware of were any of those incarcerated other than	20	Q. (By Ms. Merritt) Did Monsignor Tinsley make you aware
20	Robert Kelly?	21	of any particular priests that when you became Bishop in
21	A. I understand once again, I am going from memory	22	1994 that were problems?
22	that Father Fredette went to prison in Canada.	23	A. Yes.
23	Q. Okay. Are all of the men that I went through, as	Z4	Q. And was Tom Teczar one of those priests?
24	well as the persons identified in 318 are all of these -	25	A. It became clear that Father Teczar was one of those
25	individuals still priests of the Worcester Diocese those		
	- <u> </u>		
-	Page 26		Page 28
1	Page 26	1	Page 28 priests, but I don't know at what point that happened. He
1 2	· · · · · · · · ·	1 2	
	that are still alive?		priests, but I don't know at what point that happened. He
2	- that are still alive? MR. HATTEN: Objection, form.	2	priests, but I don't know at what point that happened. He didn't have a meeting just to talk about Father Teczar.
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Page 29		Page 31
I Teczar was there. I don't recall.	1	Q. Do you recall a specific conversation with Bishop
MR. BENNETT: Óbjection, nonresponsive.	2	Delaney about Tom Teczar?
Q. (By Ms. Merritt) Have the priests on Exhibit No. 318	3	A. No, I don't.
that you have identified for us have any of these priests	4	Q. I want to show you what we have marked as Exhibit No.
been sent for treatment outside the diocese following	5	209 in this case and ask you if your signature is on that
allegations of sexual misconduct?	6	document the Mark Barry settlement document?
A. No, no.	7	THE VIDEOGRAPHER: Microphone
Q. What about the priests that the list that I went through with you earlier? Have any of those did the diocese	8	MR. HATTEN: Object to form. Q. (By Ms. Merritt) Bishop Reilly, what is the exhibit
	10	number on that, please?
) send them to any form of treatment center? A. I wouldn't be able to say for those people.	11	A. This is 209.
Q. Okay. While you were Bishop of Worcester, did you	12	Q. All right. Do you recognize that document?
send any clerics accused of sexual misconduct against minors to	13	 A. I don't recognize it, no, but I can familiarize
another diocese?	14	myself with it.
5 A. No.	15	Q. Is that your signature on the last page of that
Q. What about as Bishop of Norwich, Connecticut?	16	document?
A. To another diocese, no.	17	A. That's my signature, yes. May I read the document?
Q. What about to any Catholic facility outside the	18	Q. Of course.
United States?	19	A. Okay.
) A. Would you clarify by "Catholic facility?" Do you	20	Q. Do you need some time to review that?
mean to go and serve in a facility	21	A. Yes, I would like to because I'm not familiar with
Q. Yes.	22	this.
A serve in an institution or	23	Q. All right.
Q. Yes.	24	THE VIDEOGRAPHER: Going off the video record at
A. No.	25	10:00 a.m.
Page 30		Page 32
Page 30 Q. What about to a treatment center outside the United	1	Page 32 (Recess taken at 10:00 a.m.; resumed at 10:07
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	Page 33		Page 3
1	court reporter.	1	aspect as to direct the finances for the diocese.
2	Q. (By Ms. Merritt) And as Bishop of Worcester, you	Z	Q. Okay. This document also mentions Reverend Robert
3	would have signed that document?	З	Sirois who you have told us is one of the clerics accused o
4	A. I signed that, yes.	4	sexual misconduct Thomas Teczar, Brandon Reardon and Thomas
5	Q. Okay. And what is the date on that document?	5	Kane.
6	A. October 6, 1995.	6	Brandon Reardon, was he a cleric of the
-		7	Worcester Diocese?
7	Q. Okay. And who else's signature is on that document,	8	A. Yes.
8	other than yours?	9	
9	MR. HATTEN: Can we pause? Since this is a	_	Q. Was he at the House of Affirmation along with Father
10	confidentiality agreement, to the degree that you are going to	10	Kane and Tom Teczar and Robert Sirois?
11	ask questions about the contents of this document that may be	11	MR. BENNETT: Objection, form.
12	confidential, can we also have the agreement that this portion	12	A. Not that I know of.
		13	Q. (By Ms. Merritt) What did you review prior to your
13	of the deposition will be confidential?	14	deposition today, Bishop Reilly? Have you reviewed any
14	MS. MERRITT: Well, it has been released in	15	documents?
15	other lawsuits, so I don't think it's confidential anymore.	16	A. I looked at pretty much the letters that we went
16	MR. HATTEN: Well, to whatever degree the	17	through the last time we were together it has been a long
17	confidentiality could still be binding, can we make the		
		18	time just to review the unfurling of this whole situation.
18	agreement?	19	Q. Okay. Did you review any depositions?
9	MS. MERRITT: To do what?	20	A. No.
20	MR. HATTEN: That the confidentiality will	21	Q. Did you so you didn't read Father Beil's
21	remain as to this deposition?	22	deposition?
22	MS. MERRITT: I don't understand what you are	23	A. No, I didn't.
23	asking. What are you asking me to do?	24	Q. All right. I want to ask you about the sprinkler
		25	system incident at in March of 1996 in the chancery.
24 25	MR. HATTEN: There is a confidentiality agreement in this document, and I haven't had a chance to	23	System incluent at IN March of 1990 IN The Chancery.
	Page 34		Page 3
1	Page 34 review what it is yet as to duties of my client.	1	Page 2
1 2		1 2	-
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2	review what it is yet as to duties of my client. MS. MERRITT: I see. MR. HATTEN: If there are any, then we are going	2	A. Yes. Q. And as I understand from your attorneys and from
2 3 4	review what it is yet as to duties of my client. MS. MERRITT: I see. MR. HATTEN: If there are any, then we are going to have to seal this portion of the deposition. If you are	2 3	 A. Yes. Q. And as I understand from your attorneys and from newspaper articles that were provided to me by your lawyers,
2 3 4 5	review what it is yet as to duties of my client. MS. MERRITT: I see. MR. HATTEN: If there are any, then we are going to have to seal this portion of the deposition. If you are asking questions about something he might be bound to	2 3 4	A. Yes. Q. And as I understand from your attorneys and from newspaper articles that were provided to me by your lawyers, there was a sprinkler that burst in the attic of the chancery
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	Page 37		Page 39	22 26
1	Q. All right. Are you aware of whether or not certain	-1	the Worcester Diocese file?	
2	matters that are kept in the special archives of the diocese,	2	MR. BENNETT: Objection, form.	
3	specifically let me give you an example allegations of	3	A. That I couldn't say.	
4	sexual misconduct or whether those matters are summarized and	4	Q. (By Ms. Merritt) Should there	
5	sent to the Congregation in Rome Congregation for the	5	A. I may we don't have these letters?	
6	Doctrine of the Faith in Rome?	6	Q. Should those letters be in Tom Teczar's file with the	
7	A. You mean just as routine, you mean?	7	Worcester Diocese?	
· 8	Q. Yes.	8	MR. BENNETT: Object, form.	
9	A. Yes. No, I am not aware of that.	9	MR. HATTEN: Objection, form.	
10	Q. All right. If there is a file started by the	10	A. I am not aware that they are not.	
	congregation concerning a particular cleric in this case Tom	11 12	Q. (By Ms. Merritt) Okay. Thank you.	
12 13	Teczar would files from your diocese concerning Tom Teczar be transmitted to the Congregation for the Doctrine of the	12	Do you recall receiving a copy of the Doyle Mouton Peterson report, as Bishop?	
14	Faith?	14	MR. HATTEN: Objection, form.	
15	MR. BENNETT: Objection, form.	15	A. No, I don't recall.	
16	A. I don't get the question.	16	Q. (By Ms. Merritt) Have you read that document?	
17	Q. (By Ms. Merritt) Okay. Let me show you some	17	A. I don't recall even the reading of it.	
18	documents in this case. Let me show you Exhibit No. 226 and 86	18	Q. Okay. Let me show you a copy of it and see if this	
19	in this case.	19	maybe will refresh your memory if you have seen that before.	
20	86 is a letter from Bishop Harrington dated	20	And if it refreshes your memory, I will mark it. If not, we	
21	April 6th of 1990. Have you seen this letter before?	21	will move on to something else.	· · ·
22	A. This letter I saw the last time we were together.	22	A. No, I have no recall on it in the matter.	
23	Q. Okay.	23	Q. Have you served on any committees of the United	
24	A. It was one of the ones that was mentioned up here.	24	States Catholic Conference or the National Conference of	
25	Q. What my question is: This is a letter to Bishop	25	Catholic Bishops?	
		r -		
		l l		
		1		1.0
	Page 38		Page 40	
	Page 38	1	Page 40	
1	Harrington to the Congregation for the Clergy; is that not	1	A. Yes.	
1 2 3			-	
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	Page 41	Ι.	Page 43
1	Q. Is there a in Texas we have what is called the Texas Catholic Conference. It's an organization of Catholic	1 2	Q policy statement? A. Apparently, yes.
3	Texas Diocese and their Bishops. Do you have a similar	3	Q. Is the sexual abuse of a child by a cleric illegal
4	organization in Massachusetts?	4	under civil law and Cannon law?
5	A. Yes.	5	MR. BENNETT: Objection, form.
6	Q. And what is the name of that?	6	MR. HATTEN: Object, form.
7	A. Massachusetts Catholic Conference.	7	MR. BENNETT: Repetitious.
8	Q. Okay. And have you served on any committees or any organizations relative to the Massachusetts Catholic	8	A. Yes. Q. (By Ms. Merritt) Does it matter to the Church whether
10	Conference?	10	that child is Catholic or Protestant?
11	A. Yes, I am member of the Board.	11	A. No.
12	Q. How long have you been a member of the Board?	12	Q. If the child is Protestant, does that lessen the
13	A. Since I became Bishop in December of '94.	13	responsibility of the Church toward the victim?
14	Q. \odot Okay. And has the Massachusetts Catholic Conference	14	A. No. The Church deals with human beings.
15	sponsored any seminars or put any literature concerning sexual	15	Q. So does a Catholic can a Catholic child does a
16	abuse of minors by clerics?	16	Catholic child have to or nonCatholic child have to expect
17	A. Yes, in recent years, that has been done.	17	less from the church
18	Q. Would it have been after 2000? A. TI believe, yes.	18 19	A. No. MR. BENNETT: Objection, form.
20	Q. Bishop Reilly, let me show you what I have marked as	20	Q. (By Ms. Merritt) than a Protestant child?
21	Exhibit No. 512 to your deposition and ask you if you can	21	A. No.
22	identify that or have seen this document before?	22	MR. BENNETT: Same objection.
23	It's the United States Catholic Conference	23	Q. (By Ms. Merritt) Have you participated in any
24	Statement on Pedophilia dated 1988.	24	laicization trials since you have been Bishop?
25	A. Yes, I was Bishop at that time. I don't can't	25	A. No.
			·
	Page 42		Page 44
1	recall the specifics of it, but I remember that coming out.	1	Q. What is your
2	Q. Do you remember that in February of '88 the United	2	A. Let me back up. Yes.
3	States Catholic Conference issued a statement on pedophilia?	3	Q. Okay.
4	A. If you hadn't shown that to me, I wouldn't be able to	4	A. Not a trial, but a case I have submitted a case to
5	say yes, but now that I see it, yes.	5	Rome.
6	Q. I want to show you what I have marked as Exhibit No.	6	Q. And whose case was that?
7	513 to your deposition and this is a statement on child abuse	7	A. That's Monsignor Battista.
8	released by the National Conference of Catholic Bishops,	8	Q. And what was Monsignor Battista accused of?
9 10	November 5, 1989, and ask you if you recognize this document? MR. BENNETT: For the record, that's also	9 10	A. Sexual violation of a young woman. Q. Was the woman a minor
11	Exhibit No. 475.	10	Q. was the woman a minor A. Yes.
12	A. I don't recall the document, but	12	Q at the time?
13	Q. (By Ms. Merritt) Do you recall the National	13	A. Claimed she was a minor.
14	Conference of Catholic Bishops issuing a statement on child	14	Q. Okay. And why did you feel strongly enough about
15	abuse in November of 1989?	15	that case to recommend that case to Rome?
16	A. Not specifically, no.	16	A. Because the case was so strong and it was really
17	Q. Okay. Exhibit No. 309 that I showed you before, do	17	something that this woman felt was necessary for her to achieve
18	you know who would have prepared that document?	18	her fullness as a person again.
19	A. No, it's the first time I have seen this document.	19	Q. Is it important, based on your experience with
20	Q. I think Exhibit No. 458 you have identified before	20	dealing with clergy abuse victims, that they have some type of
21	for me, Bishop Reilly, and that is that the policy statement on pedophilia that was in place in 1988 in your diocese?	21 22	closure? A. Some type of what?
23	A. I wasn't in Worcester, so I wouldn't	22	Q. Closure.
1 2 3	Q. That would be Bishop Harrington's	24	A. Closure?
24		1	
	A. That would be Bishop	25	MR. BENNETT: Objection, form.
24		25	MR. BENNETT. Objection, torm.
24		25	MR. BENNEIT. ODJECTION, TOTM.
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24		25	MR. BENNEIT. ODJECTION, TOTM.

Page 45	Page 47
A. Yes.	1 THE WITNESS: Wait, wait, I couldn't hear what
Q. (By Ms. Merritt) And that can come in the form of a	2 you said.
conviction of their perpetrator?	3 MR. HATTEN: I instructed you not to answer.
MR. HATTEN: Objection, form.	4 THE WITNESS: Okay.
Q. (By Ms. Merritt) Or some type of vindication, some	5 Q. (By Ms. Merritt) When you came into the diocese in
type of acknowledgement that this happened to them from the	6 1994, Tom Teczar, of course, had been returned from Texas; is
wrongdoer?	7 that true?
MR. HATTEN: Objection, form.	8 MR. BENNETT: Objection, form.
This witness has not been put up as an expert on	9 A. He had already returned from Texas?
	10 Q. (By Ms. Merritt) Yes.
psychology.	11 A. Yes.
MS. MERRITT: Are you instructing him not to	12 Q. And did you ever discuss with Bishop Delaney why he
answer my question?	13 returned?
MR. HATTEN: I object to the form of the	14 A. No.
question. If you keep on going down this line of asking him	15 Q. Did anyone talk to you either Bishop Delaney or
for what appears to be expert opinions in psychology, I am	16 any other cleric, any other person from the Fort Worth Diocese,
going to instruct him not to answer.	17 concerning what had happened in 1993 in Ranger with Father
Q. (By Ms. Merritt) Bishop Reilly, how many cases of	18 Teczar and the District Attorney there, Leslie Vance?
clergy sexual abuse have you dealt with since you have been	19 A. And the question is?
Bishop of Worcester and Bishop of Norwich?	20 Q. Did anyone when you became Bishop in 1994, I think
A. I don't put the number down, but I would say at least	21 you said you met with Monsignor Tinsley
somewhere dealing with cases that came before me because	22 A. Yes.
all of those came out again.	 22 A. Fes. 23 Q Concerning Father Teczar and some other priests.
	23 Q Concerning Facher Teczar and some other priests. 24 Did Father Tinsley ever tell you about Father
	24 Did Father Thisley ever tell you about Father 25 Teczar being under investigation when he left Fort Worth in
A. Oh, you mean that I would be dealing with the committee?	is recam being under nivescryation when he left fort worth 1h
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	Page 49		Page
1	Fort Worth was most likely because there was a problem in Fort	1	A. No, I don't recall giving any thought to that aspect
2	Worth; isn't that true?	2	of it. It was not a big thing in my mind when I was in Norwich
3	MR. HATTEN: Objection, form.	3	about whether Father Teczar was in Texas or not.
4	MR. BENNETT: Object, form.	4	Q. (By Ms. Merritt) Okay.
5	A. That's hypothetical in the sense that most likely.	5.	MR. HATTEN: Objection, nonresponsive.
6	Q. (By Ms. Merritt) Okay. Otherwise, he would still be	6	Q. (By Ms. Merritt) What I am trying to understand is:
7	working in Fort Worth?	7	Between the time you came in in 1994, we have got several
8	A. Yes.	8	letters from you to Tom Teczar in 1996 and 2002 there's a
9	MR. BENNETT: Objection, form.	9	gap of two years. Did you have any meetings with Tom Teczar
0	Q. (By Ms. Merritt) Right?	10	during that time period?
1	MR. BENNETT: Objection, form.	11	MR. BENNETT: Object, form.
2	A. Yes. But he wasn't working when he was in the	12	A. No.
	Diocese of Worcester.	13	Q. (By Ms. Merritt) Was he trying to find, to your
4	Q. (By Ms. Merritt) That's right. So when he left to go	14	knowledge, another diocese to work in?
	to well, let's go back to your personal experience.	15	MR. BENNETT: Object, form.
6	MR. BENNETT: Object, sidebar.	16	
7	Q. (By Ms. Merritt) You inter	17	Q. (By Ms. Merritt) Would he have had to get your
3	MS. MERRITT: Are you finished, Jim?	18	permission as Bishop of Worcester to look for another diocese
)	MR. BENNETT: Yes. Thank you.	19	A. Yes.
)	Q. (By Ms. Merritt) You interviewed Father Teczar for a	20	Q. Here's a letter we have marked as 420 to your
	job with the Norwich Diocese, did you not?	21	deposition and it's your letter to Tom Teczar, September 19,
2	A. Yes.	22	1996. You are reaffirming to him, are you not in that letter
3	MR. BENNETT: Object, form.	23	Bishop Reilly, that he doesn't have your permission to serve
4	A. Oh, sorry. I didn't interview him for a job with the	24.	a priest in the Worcester Diocese?
;	Norwich Diocese, no.	25	MR. HATTEN: Objection, form.
			· · · · · · · · · · · · · · · · · · ·
	Page 50		Page
1	Q. (By Ms. Merritt) He came to the Norwich Diocese	1	A. Yes.
2	looking for a place?	z	Q. (By Ms. Merritt) Is that true?
3	A. That's right.	3	A. Yes.
4		4	Q. What would have prompted that letter, Bishop Reilly
	· · · · ·	5	Was he trying to seek another diocese or why did you write th
5	A. So this was from him, not from me.	6	letter?
5	Q. Okay. So let me	7	
7	A. I didn't know who he was.	· ·	MR. BENNETT: Object, form.
8	Q. I got you. Let me clarify the question.	8	A. Once again, this would be I don't recall the
Э	A. okay.	9	specific incidence, but we would do this from time to time
D	Q. Father Teczar came to you looking for looking to	10	because priests would ask us if "Father So-and-so is here.
1	serve in your diocese	11	Can he help me out on weekends? Can he say a Mass? I have got
2	A. Right.	12	to be away."
	· · · · · · · · · · · · ·	13	And so we would do this with other priests, too,
3		14	who would be off the job and say, "No, you cannot serve
4	right?	15	anywhere in the diocese."
5	A. Yes.	16	Q. (By Ms. Merritt) What is the date on that letter?
6	Q. All right. And at that time, I think your testimony	17	A. This is September 19, 1996.
7	was that you talked to him and then you talked to Bishop	18	Q. Okay. And here's another letter, Exhibit No. 467,
8	Harrington and you eliminated him as a candidate for your	19	you from to Tom Teczar from you, January 22, 1996, basical
Ð	diocese; is that true?	20	saying the same thing.
)	A. Yes.	21	A. Yes.
1	Q. All right. So when you became Bishop of Worcester	22	Q. Is there something that prompted that letter in
2	and Tom Teczar was returned from Texas, you knew there had to	23	addition to the letter you just talked about?
		1	
3	be a problem in Texas, didn't you?	24	A. I don't recall what prompted it, but I am glad it was
4	MR. HATTEN: Objection, form.	25	written, yes.
5	MR. BENNETT: Object, form.		
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	Page 53		Page 55
1	MR. BENNETT: Object, nonresponsive.	1	serving in the Vatican at the present time.
2	Q. (By Ms. Merritt) Why are you glad it was written?	2	Q. Okay.
3	A. Well, because it puts in writing just how we were	3	A. So that was in other circumstances than this. So
4	what our stance would be with reference to that, and this	.4	that happens, but it's not always
5	probably came from the same type once again, I'm drawing on	5	MR. BENNETT: Object, nonresponsive.
6	speculation here the same thing, people asking him to serve	6	Q. (By Ms. Merritt) On the time that you were Bishop of
7	as a priest somewhere or, you know, asking him to say a Mass or	7	Worcester, priests such as Father Teczar that are on-leave
8	something like that.	8	status, would you check on their status from time to time on
9	MR. BENNETT: Object, nonresponsive.	9	what they are doing, who they are seeing, why are these guys
10	Q. (By Ms. Merritt) Could these letters be in response	10	still on our payroll, where are they, those type of
11	to Father Teczar asking you to serve in another diocese	11	A. Yes.
12	somewhere?	12	Q. How would you keep track of these men?
13	A. No, no. I am sure that's not true.	13	MR. HATTEN: Objection, form.
14	Q. If he asked you to serve in another diocese, would	14	MR. BENNETT: Also object as repetitious.
15	there be documents in his file where recording meetings with	15	A. Someone like Father Teczar, I see at Mass from time
16	you asking you to sponsor him for another diocese?	16	to time, you know. That wouldn't be meeting and so forth, but
17	A. Yes.	17	I just see him there and know that his health was good and that
18	Q. If Father Teczar was seeking admission to another	18	sort of thing that you would be concerned about.
19	diocese between the years 1994 and 1996, could he do so without	19	MR. HATTEN: Objection, nonresponsive.
20	your permission?	20	A. But there was no system as to a way to stay in touch
21	MR. BENNETT: Object, form.	21	with him during this
22	MR. HATTEN: Objection, form.	22	MR. HATTEN: Objection, nonresponsive again.
23	THE WITNESS: What, please?	23	Q. (By Ms. Merritt) So Father Teczar didn't have to have
24	MR. HATTEN: I said, "Objection, form." A. Once again, it's speculation, but I will give you the	24 25	your permission to leave the State, for example? A. No.
25	A. Once again, it's speculation, but I will give you the	[²³	.
	Page 54		Page 56
1	general answer.	1	Q. If a receiving Bishop wanted to review special
2	MR. HATTEN: You don't have to speculate.	2	archives of Worcester before deciding whether to take a certain
3	A. No, I mean the question is speculation. That's	З	cleric or not, was that something that you would have allowed
4	Q. (By Ms. Merritt) Okay. I will rephrase the question.	4	as Bishop?
5	A. Is that	5	MR. BENNETT: Object, form.
6	Q. I will rephrase the question.	6	A. I would allow it, yes.
7	If a priest is looking for another diocese to	7	Q. (By Ms. Merritt) How long did you work under Bishop
8	serve in, such as Father Teczar, would he have to have the	8	Harrington?
9	permission of his Bishop to do so?	9	A. I didn't work under him.
10	A. Yes.	10	Q. Okay. The Diocesan Review Board that you have put
11	MR. BENNETT: Object, form.	11	into place, have any investigations of Tom Teczar been
12	 A. Yes, that would be the Diocesan policy, yes. Q. (By Ms. Merritt) And would it have to be in writing? 	12	conducted by that Board, to your knowledge? A. Not to my knowledge.
13		13	
14 15	MR. BENNETT: Object, form. A. That, I wouldn't be able to say. In general, it	14 15	Q. Has the diocese conducted any type of investigation of Tom Teczar stemming from the allegations in this case that
15 16	A. That, I wouldn't be able to say. In general, it might be if a Bishop priest wanted to speak to some Bishop	15	you know of?
16	to see if it would be open to taking him, it might not be in	10	A. I would not be able to speak to that because that
18	writing.	18	would have been before my time.
19	Q. (By Ms. Merritt) Okay. And have you had occasion	10	Q. Well, you were Bishop of Worcester when these
20	since you have been Bishop of Worcester and Bishop of Norwich,	20	allegations arose?
21	to have priests come to you saying, "I want your permission to	21	A. Yes.
22	go to another diocese or work Overseas or transfer out of your	22	Q. Okay. Do you know if any investigation by the
23	diocese"?	23	Diocesan Review Board or anybody in the diocese was instituted
24	A. Let me just see now. I don't recall any situation	24	in response to these cases?
25	like that, but we do have a priest from Worcester who is	25	MR. BENNETT: Object, form.

	Page 57		Page 59
1	A. Not that I am aware of.	1	Whitinsville?
ż	Q. (By Ms. Merritt) Did you meet with Bishop Harrington	2	A. Whitinsville.
3	when you came in as Bishop of Worcester to talk to him about	3	Q. Whitinsville.
4	the diocese and the priests?	4	A. Father Thomas Kane, as far as I know.
5	A. Yes.	5	Q. Okay. And he is one of the clerics who have been
6	Q. Okay. And did he mention Tom Teczar or any other	6	accused of sexual misconduct with minors.
7	clerics with special problems?	7	A. Yes.
8	MR. BENNETT: Object, form.	8	Q. Where is Father Kane located these days? Do you know where he is?
9 10	A. No. Q. (By Ms. Merritt) I think your testimony was earlier	10	A. I am not quite sure where he is. I would have to
11	this morning that Bishop Rueger did not advise you that any	11	check the file. He has been in different places, but I am not
12	priest files were damaged or destroyed during the flood of '96;	-12	sure where he is now.
13	is that true?	13	Q. Is he still being financially supported
14	MR. HATTEN: Objection, form.	14	A. Yes.
15	A. That's not	15	Q by the Worcester Diocese?
16	Q. (By Ms. Merritt) Okay.	16	A. Yes.
17	A. I think we had a double negative there.	17	MR. HATTEN: Let her finish her question. Slow
18	Q. Okay. Let me ask you this: Did Bishop Rueger	18	down.
19	A. My response earlier, yeah.	19	THE WITNESS: Okay.
20	Q. Did Bishop Rueger ever tell you that documents that	20	Q. (By Ms. Merritt) At some point, the House of
21	were kept in the vault were damaged because of the flood?	21	Affirmation was closed?
22	MR. HATTEN: Objection, form. A. Not that I can recall.	22	A. Yes.
23	Q. (By Ms. Merritt) What about Monsignor Tinsley or	23	Q. All right. And the House of Affirmation, was that a Catholic treatment center for Catholic clerics?
25	Monsignor Sullivan, did they ever advise you that any records	25	A. Clerics and religious and women, too.
			in cici ico and ici igious and nomen, coor
			·
	Decc E0		
	.Page 58		Page 60
1	kept in the walk-in vault in the chancery office were damaged	1	Q. All right. And Father Teczar went to the House of
Z	kept in the walk-in vault in the chancery office were damaged or destroyed because of the flood in 1996?	2	Q. All right. And Father Teczar went to the House of Affirmation in Whitinsville; is that true?
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Z	kept in the walk-in vault in the chancery office were damaged or destroyed because of the flood in 1996? A. NO. MR. HATTEN: Objection, form.	2	Q. All right. And Father Teczar went to the House of Affirmation in Whitinsville; is that true?
2 3 4	kept in the walk-in vault in the chancery office were damaged or destroyed because of the flood in 1996? A. NO. MR. HATTEN: Objection, form.	2 3 4	Q. All right. And Father Teczar went to the House of Affirmation in Whitinsville; is that true? MR. BENNETT: Object, form. A. I am not sure. The record is so short, I am not
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2 3 4 5 6 7 8	 kept in the walk-in vault in the chancery office were damaged or destroyed because of the flood in 1996? A. NO. MR. HATTEN: Objection, form. A. Not that I recall. Q. (By Ms. Merritt) Is that something that you would have wanted to know as Bishop? A. Yes. Q. Do you recall any policies either issued by the United States Catholic Conference or the National Conference of 	2 3 4 5 6 7 8	 Q. All right. And Father Teczar went to the House of Affirmation in Whitinsville; is that true? MR. BENNETT: Object, form. A. I am not sure. The record is so short, I am not aware of that. Q. (By Ms. Merritt) Okay. Were you aware that he also went to the House of Affirmation in Montera, California? A. Yes, I saw in the documentation. Q. And is the to your knowledge, is the House of Affirmation in Montera, California and in
2 3 4 5 6 7 8 9 10 11	 kept in the walk-in vault in the chancery office were damaged or destroyed because of the flood in 1996? A. NO. MR. HATTEN: Objection, form. A. Not that I recall. Q. (By Ms. Merritt) Is that something that you would have wanted to know as Bishop? A. Yes. Q. Do you recall any policies either issued by the United States Catholic Conference or the National Conference of Catholic Bishops in 1990 regarding the transfer of one priest 	2 3 4 5 6 7 8 9 10 11	 Q. All right. And Father Teczar went to the House of Affirmation in Whitinsville; is that true? MR. BENNETT: Object, form. A. I am not sure. The record is so short, I am not aware of that. Q. (By Ms. Merritt) Okay. Were you aware that he also went to the House of Affirmation in Montera, California? A. Yes, I saw in the documentation. Q. And is the to your knowledge, is the House of Affirmation in Montera, Californing and in existence?
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	Page 61		Page 63	and and
1	corporation.	1	Dr. Madonna, M-A-D-O-N-N-A (spelling). He would be the one	0.00000
2	Q. Okay. And do you know if at anytime the records from	2	that we would ask to go to to have some sort of evaluation	1000
3	the House of Affirmation were transferred to the chancery	3	made.	10100
4	office?	4	Q. Okay. And have you sent priests to him who have been	09000
5	A. I am not aware of that myself, but	5	accused of sexual misconduct with minors?	Č.
6	Q. At the closing of the House of Affirmation, do you	6	A. Yes.	
7	know have any knowledge on where those records went?	7	Q. And where is he located?	94074CU
8	A. No.	8	A. In Worcester. I don't have his exact address. John	
9	Q. And you believe that Monsignor Tinsley would be the	9	Madonna.	
10	best person to ask about that?	10	Q. Do you know if Father Teczar was sent to Father	
11	A. Yes.	11	Madonna?	1000
12	Q. Monsignor Tinsley is a social worker also, is he not?	12	A. Dr. Madonna.	
13	A. He was a social worker, yes, and head of Catholic	13	Q. Dr. Madonna.	
14	Charities for a long period of time.	14	A. No, I am not aware of that.	
15	Q. I want to ask you specifically about a case involving	15	Q. What about is there a particular psychologist or	
16	Father Teczar and the name of the the young man's name is	16	psychiatrist that the diocese would send victims of clergy	
17	Jack Carlo. Are you familiar with that case?	17	abuse to?	
18	A. No.	18	A. Well, they usually choose their own psychiatrist or	90000
19	Q. Okay. Here is Exhibit No. 423 and this is a letter	19	therapist.	No.
20	to Mrs. Carlo from Father Sullivan. And I want to ask you to	20	Q. All right. Are you familiar or were you familiar	wegen.
21	look at that and then I will ask you a few questions about it.	21	with a psychologist by the name of Gilbert Skidmore?	
22	Does that refresh your-memory concerning Mr.	22	A. No.	1
23	Carlo's case?	23	Q. Or Richard Gilmarten?	Name of Street, Street
24	A. The name does go back but Monsignor Sullivan told me	24	A. Richard Gilmarten. That name is familiar to me.	
25	we had a case with Father Teczar and we would be handling it,	25	Q. And he was, I believe, one of the therapists at the	
				ă.
	Page 62		Page 64	
	Page 62		Page 64	
1	yes. That's not specifically in my mind.	1	House of Affirmation?	
2	yes. That's not specifically in my mind. Q. Is the fact that Mr. Carlo was over 18 years of age	1 2 3	House of Affirmation? A. Yes. That's where I knew him.	
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	Page 65		Page 67	0000
1	Bishop Harrington would have handled that.	1	A. The annual report for	And all the second
2	Q. (By Ms. Merritt) Okay.	2	Q. I have written all over it, but	100 March 100
3	(An off-the-record discussion was held.)	3	A. May I take a quick look?	and a second
4	Q. (By Ms. Merritt) Okay. Bishop, let me show you what	4	Q. Yeah.	
5	I have marked as Exhibit No. 515 to your deposition and ask you	5	A. Oh, this would be Monsignor Tinsley.	1000
6	if this is a letter posted on the from you posted on the	6	Q. Okay.	
7	Worcester Web site in 2004?	7	A. Yeah, financial report, yeah.	1000000
8	A. Yes, I recall this very well.	8	Q. I want to ask you about some funds that are in the	Concession of
9	Q. Okay. What does that letter first of all, does it have a date on it other than 2004?	9 10	annual report and you have a category here for legal services and it says "\$118,422." Is that a fund that pays legal	
10	A. Yes, February 20, 2004.	11	services for sexual abuse cases or is that unrelated to these	20100000
12	Q. Okay. And what is that letter in response to?	12	cases?	
13	A. Just to let our people know how we were managing in	13	A. I think that would include both.	0.000
14	the middle of all of this and the I assume it says down here	14	Q. Which fund is specified to pay priests such as Father	
15	the very reason because we are issuing the revised policies	15	Teczar the continuing support?	
16	and procedures regarding the way the diocese would handle these	16	A. Let me just see what the could be that priest	
17	cases.	17	financial assistance.	
18	Q. Okay.	18	Q. Could it also be the priest retirement fund?	
19	A. We wanted the people to be aware of the changes.	19	A. It wouldn't be the retirement fund. It would be	
20	Q. And here is Exhibit No. 514 to your deposition. Is	20	something different.	
21	this a similar letter of February 20, 2004?	21	Q. Are you familiar with the Ratsinger letter of 2001	
22	A. That's the same letter.	22	concerning procedures to be brought before the Congregation for	
23	Q. That's the same letter?	23	the Doctrine of the Faith on issues of clergy sexual	
24	A. Yes.	24	misconduct?	
25	Q. Okay.	25	A. I am familiar with it. I would have to review it to	
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<u> </u>				- 122
				-1
	Page 66		Page 68	-
1	Page 66 A. That's February the other one is February 20th,	1	Page 68 go to specifics of it.	-
1 2		1 2		
	A. That's February the other one is February 20th, too. It's on the second page. Q. It looks like a different letter to me. This one		go to specifics of it.	
2 3 4	 A. That's February the other one is February 20th, too. It's on the second page. Q. It looks like a different letter to me. This one says "In the Prayer for Victims web site," and this one says, 	2 3 4	go to specifics of it. Q. Do you know of any procedures that the Diocese of Worcester has instituted in response to that directive from the Congregation for the Doctrine of Faith as far as sending	
2 3 4 5	 A. That's February the other one is February 20th, too. It's on the second page. Q. It looks like a different letter to me. This one says "In the Prayer for Victims web site," and this one says, "It is important for us to write you." 	2 3 4 5	go to specifics of it. Q. Do you know of any procedures that the Diocese of Worcester has instituted in response to that directive from the Congregation for the Doctrine of Faith as far as sending investigations to Rome?	
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	Page 69		Page 71
1	Q. Okay? And in his deposition, he testified that as	1	Q. Would you agree with me that, at least, by 1985 that
2	far back as the Council of Trent in the Middle Ages, issues of	2	the Bishops of the Catholic Church were aware of more than
3	clergy abusing minors were discussed. Do you have any recollection of studying the Council	3	aware of, the problem of clergy abuse with minors? MR. HATTEN: Objection, form.
5	of Trent or the Council of Elvira back in the Middle Ages	5	MR. BENNETT: Object, form.
6	concerning those issues?	6	A. I think that the Bishops were aware at that time,
7	A. No.	7	yes. I certainly was.
8	Q. See if you agree or disagree with this statement by	8	Q. (By Ms. Merritt) Okay. When do you when can you
9	Father Beil. He said I asked him or, actually, Mr. Shea	9	tell us that you first became aware of clergy sexual misconduct
10	asked him, "Did that more nuanced understanding" he is	10	from your personal knowledge?
11	talking about clergy sexual misconduct with minors, " at	11	MR. BENNETT: Object, form.
LZ	least come to the attention of the hierarchy as recently as	12	A. First aware of
13	1985?"	13	Q. (By Ms. Merritt) Of the problem of clergy sexual
L4	And he has responded Father Beil said, "Yes,	14	misconduct with minors?
15	if they were not aware of it before that individually they	15	MR. BENNETT: Object, form.
16	should have been if they weren't asleep made aware of it in a	16	MR. HATTEN: Objection, form.
L7	variety of ways as the scope of the problem within the Catholic	17	A. I would have known that as a seminarian because Canon
18	Church and its society at large gain greater media attention	18	Law deals with that that sort of thing, and we studied Canon
19	and publicity." MR. HATTEN: Objection, form.	19 20	Law. I would be aware that there was a problem, a human problem, in the churches as elsewhere.
20 21	MR. HATTEN: ODJECTION, FORM. Q. (By Ms. Merritt) Do you agree with Father Beil's	20	Q. (By Ms. Merritt) Okay. In conformance with the
22	<pre>Q. (By MS. Merrice) bo you agree with Father berr s statement?</pre>	22	Ratsinger or the directive from the Congregation for the
23	A. I missed the first of the lead sentence there. The	23	Doctrine of Faith following 2001, do you know any other Vatican
24	topic sentence	24	authority other than the Congregation for the Doctrine of Faith
25	Q. The topic sentence was: Did that more nuanced	25	that such matters of clergy sexual misconduct would be referred
			• • • •
	Page 70		Page 72
1	understanding of the issue of clergy sexual abuse at least come	1	to?
2	to the attention of the hierarchy as recently as 1985?	Z	MR. BENNETT: Object, form.
3	He said, "Yes. If they were not aware of it	3	A. I believe that Canon Law would state that if it is
4	before that, individually, they should have been if they	4	not a priest, if it is a deacon something happens from a
5	weren't asleep made aware of it in a variety of ways as the	5	deacon, who is also an ordained minister in the church, that
6 7	scope of the problem within the Catholic Church and the society	6	that would go to the Congregation for Worship, I think. Yeah,
/ 8	at large gained greater media attention and publicity." A. What is the more nuanced when you say more	8	there is a distinction before priest and deacon. Q. (By Ms. Merritt) But as far as clerics, it would go
o 9 ·	A. what is the more nuanced ~- when you say more nuanced?	9	to the Congregation for the Doctrine of Faith?
9 ·	Q. Okay. What he is saying let me	10	A. Well, a deacon is called a cleric, too.
11	MR. HATTEN: Let him read it.	11	Q. okay.
12	MS. MERRITT: Okay. I can do that.	12	A. So that is why I am making that distinction.
13	MR. BENNETT: I am going to object to the form	13	Q. A priest, as far as a priest would be
14	of the question to the extent that there is one on the table.	14	A. Would be to Congregation for the Doctrine of the
15	Q. (By Ms. Merritt) Well, let me ask it this way: By at	15	Faith, yeah.
16	least 1985 the case of Gilbert Gautier had hit the media; is	16	Q. And would you would the diocese receive reports
17	that not true the priest in Louisiana?	17	back from the Congregation of the Doctrine of the Faith as to
18	A. What was the name again?	18	what their sentence was or what their investigation found?
19	Q. Gilbert Gautier.	19	A. Yes, there would be communication, uh-huh, oh, yes.
0	A. I don't I know the Louisiana case. I didn't	20	Q. And while you were Bishop of Worcester, did you see
1	know	21	any of those types of cases come back from the Congregation for
2	Q. Right. So would you agree with me that	22	the Doctrine of the Faith?
3	A. Is that the victim and	23	A. No.
!4	Q. That is the priest.	24	MR. BENNETT: Object, form.
25	A. That is the priest. Okay.	25	A. NO.
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	Page 73		Page 75
1	Q. (By Ms. Merritt) And those type	1	dealing with one that has been superseded; right? This is the
2	MS. HATTEN: Let her finish her questions.	. 2	earlier commentary; right?
з	Q. (By Ms. Merritt) Those type of reports from the	3	MS. MERRITT: I think Father Beil identifies it
4	Congregation for the Doctrine of the Faith, would those be the	4	as a supplement, not superseding it, but regardless, yes, it
5	types of reports that would be kept in the special archives?	5	is the '85 Code.
6	A. Yes.	6	MR. BENNETT: Commentary.
7	Q. Would a cleric file for example, Teczar's file,	7	MS. MERRITT: The commentary. Yeah.
8	would his file be separated, to your knowledge, of treatment	8	Q. (By Ms. Merritt) "The Bishop for his part has a
9	records in one file? The file that we looked at earlier in	9	sacred duty to know his priests individually and intimately,
10	April Congregation for the Doctrine of the Faith file	10	their character and talents, their likes and dislikes, their
11	would those all be separate files or would they be placed in	11	spiritual life, zeal for and plans, their health and economic
12	one file in special archives?	12	situation, their family and whatever concerns them."
13	MR. BENNETT: Object, form.	13	Do you agree that that is a sacred duty on the
14	A. That would have to be something of Monsignor Sullivan	14	part of a Bishop?
15	or Bishop Rueger would respond to.	15	A. Yes.
16	Q. (By Ms. Merritt) I brought the big book just for you,	16	MR. HATTEN: Objection, form.
17	Bishop.	17	MR. BENNETT: Object, form.
18	A. All right.	18	MR. HATTEN: Slow down. Objection, form. She
19	MR. BENNETT: The old big book.	19	MS. MERRITT: I haven't finish my question.
20	MS. MERRITT: The old big book.	20	MR. HATTEN: I know that is is the point I was
21	THE WITNESS: It is a new big book.	21	going to make.
22	MR. BENNETT: This is the new big book.	22	Bishop, you need to let her finish her question
23	MS. MERRITT: Well, the Canons are the same,	23	fully and then
24	just the commentaries are different, but the Canons are the	24	A. I thought you asked a question.
25	same.	25	Q. (By Ms. Merritt) I did, but I was interrupted. I was
		1	
		-	
	Page 74		Page 76
1	(Sotto voce discussion held.)	1	trying to answer (sic) and then they interrupted me; so let's
2	Q. (By Ms. Merritt) Okay. Let me show you Canon 274,	2	start over again.
3	comments to 274; which is on page 205. Now, you had some study	3	A. Okay.
4	in Canon Law as a Bishop; is that right?	4	Q. Okay. Do you agree that a Bishop has a sacred duty
5	A. Yes, as a seminarian.	5	to know his priests intimately, to make sure that they are
6	Q. When you make an assignment of a priest as a Bishop,	6	morally fit and psychologically fit to serve?
7	do you take into consideration what you know of this man and	7	MR. HATTEN: Objection, form.
8	his moral and psychological fitness to serve in that particular	8	MR. BENNETT: Object, form.
9	parish?	9	A. Where is that? That is not here.
10 :	A. It is a strange question that you ask because it's a	10	Q. (By Ms. Merritt) Okay.
11	general his fitness to fill in because if a priest	11	A. That is not
12	doesn't have moral fitness, he wouldn't serve anywhere. And I	12	Q. Well, let me read
13 ·	just don't want say whether his moral fitness accommodates this	13	A. That is not in this commentary.
14	parish or not. I just the way this question is phrased it's	14	Q. All right. Let me read from this.
15	ambiguous to me.	15	"The Bishop, for his part, has a sacred duty to
16	MR. BENNETT: Object, nonresponsive.	16	know his priests individually and intimately, their characters
17	Q. (By Ms. Merritt) Well, for example, a cleric that has	17	and their talents, their likes and dislikes, their spiritual
18	been accused of sexual misconduct is certainly not fit	18	life, zeals and plans, their health and economic situation,
19	A. That's right.	19	their family and whatever concerns them."
20	Q to serve in a parish; is that true?	20	Do you agree or disagree with that commentary?
21	A. That is what I just said, yes.	21	A. Yes, I agree.
22	MR. HATTEN: Object to form. Slow down.	22	MR. HATTEN: Objection, form.
23	Q. (By Ms. Merritt) I am looking at page 205 under the	23	You need to slow down.
24		I	THE WITNESS: I am going pretty slow right now.
	comments. It says	24	THE WITNESS. I am going pretty slow right now.
25	comments. It says MR. BENNETT: Again, for the record, we are	24 25	MR. BENNETT: Let her finish her question.
25			
25			
25			

	Page 77	1	Page 70
1	Page 77 THE WITNESS: I thought she had. I would like	1	page 79
2	to get it clear. I thought she had finished.	2	Q. (By Ms. Merritt) "The revised Code" do you see
3	MR. HATTEN: Okay. But even more so slow, so	3	where I am reading, Bishop?
4	that if the attorneys want to do an objection they can squeeze	4	A. Yes, I have it now.
5	it in there also.	5	Q. "The revised Code does not single out women as a
6	A. I though you had finished.	6	likely cause of scandal. The association with certain males
7	Q. (By Ms. Merritt) I had finished, but I think what he	7	could be just as harmful."
8	is saying is if you will pause for a minute after you give your	8	Paragraph 3 deals with the authority of Diocesan
9	response so they can well, no.	9	Bishop to safeguard the observance of celibacy.
10	MR. HATTEN: Pause for a few seconds after she	10	Is it part of the duty of a Diocesan Bishop to
11	finishes her question just in case there is an objection.	11	safeguard the celibacy of his priests?
12	THE WITNESS: All right.	12	MR. HATTEN: Objection, form.
13	Q. (By Ms. Merritt) Okay. And then it continues, Bishop	13	A. I don't understand the question you say safeguard
14	Reilly, and it says, "With the real appreciation of the	14	certainly "to promote" would be a better word. Is safeguard
15	principals of co-responsibility, the Bishop must enter into a	15	used somewhere?
16	serious consultation before making an assignment that will have	16	Q. (By Ms. Merritt) Yes, the next paragraph.
17	a significant impact on the life of a priest."	17	A. I would say that to promote it in every way he could.
18	Do you agree with that statement?	18	MR. BENNETT: Object, nonresponsive.
19	MR. HATTEN: Objection, form.	19	For the record, Counsel, I would like to get at
20	MR. BENNETT: Object, form.	20	least a copy of, if you are not going to mark it, of the
20	A. Yes, I do.	21	document you are using to question this witness. I don't have
21 22	Q. (By MsMerritt) Placing a priest who has been	22	access to it.
22 23	accused of sexual misconduct into active ministry has serious	23	MS. MERRITT: You can buy your own Code of Canon
23 24	consequences for those people that live in that community; is	24	Law.
24 25	that not true?	25	MR. BENNETT: No, we can't. It's out of print.
		1	
		1	
		1	
	Page 78		Page 80
1	MR. BENNETT: Object, form.	1	MS. MERRITT: No, it's not. I got it.
2	A. Yes.		
3		2	MR. BENNETT: That is the original commentary.
4	Q. (By Ms. Merritt) Can you turn to Canon 177, page 211?	2	MR. BENNETT: That is the original commentary. That is out of print.
	Q. (By Ms. Merritt) Can you turn to Canon 177, page 211? Beginning on the left-hand side, second		
5		3	That is out of print.
5	Beginning on the left-hand side, second	3 4	That is out of print. MS. MERRITT: I know. I just bought a copy of
	Beginning on the left-hand side, second paragraph, it says	3 4 5	That is out of print. MS. MERRITT: I know. I just bought a copy of it. That's what I am telling you. But I will provide you with
6	Beginning on the left-hand side, second paragraph, it says MR. BENNETT: Is this the Canon or the old	3 4 5 6	That is out of print. MS. MERRITT: I know. I just bought a copy of it. That's what I am telling you. But I will provide you with copies. That's fine.
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	Page 81		Page 83
1	Q. (By Ms. Merritt) Okay. Do you think that a Bishop in	1	(Sotto voce discussion held.)
2	the face of an allegation by one of his clerics of sexual	2	A. Yeah, I think that's a very poor definition, to be
3	misconduct with a minor has a duty to speak about that	3	honest with you.
4	misconduct rather than to remain silent and have another victim	4	Q. (By Ms. Merritt) Okay.
5	be victimized?	5	MR. HATTEN: Objection, nonresponsive.
6	MR. BENNETT: Object	6	Q. (By Ms. Merritt) Okay. That's fine.
7	MR. HATTEN: Objection, form of the question,	7	A. Okay.
8	calls for a hypothetical.	8	Q. Here's a definition of the United States Catholic
9	A. If an allegation comes forward, that's the way this	9	Conference. The civil corporation and executive agency for the
10 11	is working now, yes. MR. BENNETT: Object, nonresponsive.	10 11	National Conference of Catholic Bishops, the UCC acts as a national public policy organization of the NCCB. Its purpose
12	Q. (By Ms. Merritt) Does the Worcester Diocese today	12	is to organize or promote Catholic activity in the United
13	in 2004 if they settle a case involving clergy sexual	13	States and abroad, carry out the religious and social action of
14	misconduct, do they enter into confidentiality agreements?	14	the Catholic Church in the United States. The major
15	A. NO	15	departments are education, communication and social development
16	MR. BENNETT: Object, form.	16	and world peace. Is that accurate?
17	A I don't believe they have confidentiality	17	MR. BENNETT: Object, form.
18	agreements.	18	A. Well, this is not accurate.
19	Q. okay.	19	MR. HATTEN: It's
20	A. I would have to check on that, however.	20	A. Excuse me.
21	Q. Okay. Do you know, for example, if the case of John	21	MR. HATTEN: Objection, form of the question. I
22	Riganotti, who was a victim of Father Teczar that was settled	22	don't understand what the question is.
23	by the Worcester Diocese this year, if there was a	23	A. Well, it doesn't apply today because the United
24	confidentiality agreement in that case?	24	States Catholic Conference and the National Conference of
25	MR. HATTEN: Objection, form.	25	Catholic Bishops are all one today the United States
	Page 82		Page 84
1	Page 82	1	Page 84 Conference of Catholic Bishops.
2	A. It was settled this year? Q. (By Ms. Merritt) Yes.	2	Conference of Catholic Bishops. Q. (By Ms. Merritt) Okay. Sure.
2 3	 A. It was settled this year? Q. (By Ms. Merritt) Yes. A. I am not aware. I would have to check that. 	2 3	Conference of Catholic Bishops. Q. (By Ms. Merritt) Okay. Sure. A. So they were making a distinction between the legal
2 3 4	 A. It was settled this year? Q. (By Ms. Merritt) Yes. A. I am not aware. I would have to check that. Q. Okay. Does the National Conference of Catholic 	2 3 4	Conference of Catholic Bishops. Q. (By Ms. Merritt) Okay. Sure. A. So they were making a distinction between the legal arm and the if you want to decide on questions and so forth.
2 3 4 5	 A. It was settled this year? Q. (By Ms. Merritt) Yes. A. I am not aware. I would have to check that. Q. Okay. Does the National Conference of Catholic Bishops decide matters of ecclesiastical law and issue policy 	2 3 4 5	Conference of Catholic Bishops. Q. (By Ms. Merritt) Okay. Sure. A. So they were making a distinction between the legal arm and the if you want to decide on questions and so forth. So this is a whole new format right there.
2 3 4 5 6	 A. It was settled this year? Q. (By Ms. Merritt) Yes. A. I am not aware. I would have to check that. Q. Okay. Does the National Conference of Catholic Bishops decide matters of ecclesiastical law and issue policy statements on political and social issues? 	2 3 4 5 6	Conference of Catholic Bishops. Q. (By Ms. Merritt) Okay. Sure. A. So they were making a distinction between the legal arm and the if you want to decide on questions and so forth. So this is a whole new format right there. Q. (By Ms. Merritt) All right.
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	Page 85		Page 87
1	Q. Correct.	1	sidebar, whatever it is. Is there a question here?
,	A. Coming from committees of Bishops, yes.	2	Q. (By Ms. Merritt) I am getting to the question.
3	Q. And each Diocesan Bishop can agree whether to	3	MR. HATTEN: Well, ask it.
4	accept	4	Q. (By Ms. Merritt) Is there anything is this
5	A. That's	5	allegation mentioned in 110 referenced in Exhibit No. 509?
6	Q the policy or not?	6	MR. BENNETT: Object, form.
7	A exactly right, exactly right.	7	A. Is there any name here?
8	Q. And that organization also studies issues dealing	8	
9	with civil law, canon law	9	
10	A. Yes.		A. well, that's not in this letter, is it?
11	Q social issues such as abortion, war	10	Q. No, it's redacted.
12	A health care	11	A. Yeah.
13	Q health care	12	MR. BENNETT: Object, sidebar.
14	A economics, housing.	13	A. The question is: Is Newman mentioned in this letter?
15	Q. To your knowledge, does the conferences have a lobby	14	Q. (By Ms. Merritt) Yes. Is there any allegation from
16	or lobbying body in Washington?	15	1994 in Exhibit No
17	A. We have representatives people in the service of	16	A. There's a Plaintiff E
.8	the conference who have contacts in the legislative areas, yes.	17	Q 509 from 1994?
19	Q. Does the Massachusetts Catholic Conference that you	18	A. Plaintiff E2 in the late 1960's or Seventies.
0	talked to me about also have the same function	19	Q. NO.
1	A. Yes.	20	A. So I don't know what
2	Q with the State Legislature?	21	Q. What I am asking you is: This exhibit
23	A. That's right.	22	A. Yes.
24	Q. Let me show you what I have marked as Exhibit No. 110	23	Q talks about an allegation that Bishop Delaney is
25	what has been marked as Exhibit No. 110 in this case. It's	24	making Bishop Harrington aware of in March of 1994.
		25	A. Yes.
	Page 86		Page 88
1	Page 86 FWD 0116 and yeah. And this is a letter to Bishop	1	Page 88 Q. This exhibit that was provided to me by your attorney.
1 2	FWD 0116 and yeah. And this is a letter to Bishop Harrington from Bishop Delaney concerning Father Tom Teczar and	Z	Q. This exhibit that was provided to me by your attorney which is Exhibit No. 509 makes no mention of this March,
2	FWD 0116 and yeah. And this is a letter to Bishop Harrington from Bishop Delaney concerning Father Tom Teczar and an allegation of sexual misconduct with another individual.	2 3	Q. This exhibit that was provided to me by your attorney which is Exhibit No. 509 makes no mention of this March, 1994 allegation of sexual misconduct by Father Teczar, does it?
2 3 4	FWD 0116 and yeah. And this is a letter to Bishop Harrington from Bishop Delaney concerning Father Tom Teczar and an allegation of sexual misconduct with another individual. Have you seen that document before?	2 3 4	Q. This exhibit that was provided to me by your attorney which is Exhibit No. 509 makes no mention of this March, 1994 allegation of sexual misconduct by Father Teczar, does it? A. Oh, I see
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1	Page 89	Page 91
	A. Thank you so much. I really appreciate it.	NO. 141-198356-03
2	MR. HATTEN: Let's just take a quick break.	JOHN DOE I and JOHN DOE II. * IN THE DISTRICT COURT
3	THE VIDEOGRAPHER: Going off the video record at	vs. *
4	11:33 a.m.	* ROMAN CATHOLIC DIOCESE OF *
5	(An off-the-record discussion was held.)	FORT WORTH, BISHOP JOSEPH P. *
6	MR. BENNETT: We have no questions at this time.	DELANEY, Individually and as * 141ST JUDICIAL DISTRICT Bishop, His Predecessors and *
7	MS. MERRITT: Okay.	Successors, FATHER *
8	MR. HATTEN: We have no questions at this time.	THOMAS H. TECZAR, ROMAN * CATHOLIC BISHOP OF WORCESTER, *
9	Reserve until the time of trial.	A CORPORATION SOLE AND BISHOP * GEORGE E. RUEGER, INDIVIDUALLY * TARRANT COUNTY, TEXAS
10	(Deposition concluded at approximately 11:33	REPORTER'S CERTIFICATION
11	a.m.)	DEPOSITION OF BISHOP DANIEL P. REILLY September 24, 2004
.12		I, Marion Ward, Certified Shorthand Reporter and
13 14		Notary Public in and for the State of Texas, hereby certify to the following:
15		That the witness, BISHOP DANIEL P. REILLY, was duly
16		sworn by the officer and that the transcript of the oral deposition is a true record of the testimony given by the
17		witness;
18		That the deposition transcript was submitted on the
19		day of, 2004, to
20		, attorney for the witness, for examination, signature, and return to the court reporter by
21		, 2004;
22		. That the amount of time used by each party at the
23		deposition is as follows: MS. MERRITT: 1 HOUR 57 MINUTES
24		That pursuant to information given to the deposition
25		officer at the time said testimony was taken, the following includes all parties of record:
		FOR THE PLAINTIFFS
		HON. TAHIRA KHAN MERRITT KHAN MERRITT
		8499 Greenville Avenue
		MARION WARD & ASSOCIATES 214/363-7471
	Page 90	Page 92
	CHANGES AND SIGNATURE	
1		Suite 206
1	PAGE LINE CHANGE REASON	Dallas, Texas 75231
	PAGE LINE CHANGE REASON	
	PAGE LINE CHANGE REASON	Dallas, Texas 75231 FOR THE DEFENDANTS FORT WORTH DIOCESE & BISHOP JOSEPH P. DELANEY
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	I, BISHOP DANIEL P. REILLY, have read the foregoing deposition	Dallas, Texas 75231 FOR THE DEFENDANTS FORT WORTH DIOCESE & BISHOP JOSEPH P. DELANEY HON. JAMES BENNETT BENNETT & CATANIA, L.L.P. 1401 Executive Plaza 210 West 6th street Fort Worth, Texas 76102-4806 FOR THE DEFENDANTS ROMAN CATHOLIC BISHOP OF WORCESTER & BISHOP GEORGE E. RUEGER HON. MARK D. HATTEN SHANNON, GRACEY, RATLIFF & MILLER 777. Main Street Suite 3800
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	I, BISHOP DANIEL P. REILLY, have read the foregoing deposition and hereby affix my signature that same is true and correct, except as noted above. BISHOP DANIEL P. REILLY THE STATE OF/ COUNTY OF/ Before me, on this day personally appeared BISHOP DANIEL P. REILLY, known to me on the oath of or through (description of identity card or other document) to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that said witness executed the same for the purposes and consideration therein expressed.	Dallas, Texas 75231 FOR THE DEFENDANTS FORT WORTH DIOCESE & BISHOP JOSEPH P. DELANEY HON. JAMES BENNETT BENNETT & CATANIA, L.L.P. 1401 Executive Plaza 210 West 6th street Fort Worth, Texas 76102-4806 FOR THE DEFENDANTS ROMAN CATHOLIC BISHOP OF WORCESTER & BISHOP GEORGE E. RUEGER HON. MARK D. HATTEN SHANNON, GRACEY, RATLIFF & MILLER 777. Main Street Suite 3800 Carter Burgess Plaza Fort Worth, Texas 76102 I further certify that I am neither counsel for, related to, nor employed by any of the parties in the action in which this proceeding was taken, and further that I am not financially or otherwise interested in the outcome of the action. Further certification requirements pursuant to Rule 203 of TRCP will be certified to after they have occurred. Certified to by me on this day of , 2004. MARION WARD, CSR NUMBER 876 Firm Registration No. 126 Expiration Date: December 31, 2004
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	I, BISHOP DANIEL P. REILLY, have read the foregoing deposition and hereby affix my signature that same is true and correct, except as noted above. BISHOP DANIEL P. REILLY THE STATE OF/ COUNTY OF/ Before me, on this day personally appeared BISHOP DANIEL P. REILLY, known to me on the oath of or through (description of identity card or other document) to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that said witness executed the same for the purposes and consideration therein expressed. GIVEN under my hand and seal of office this day of, 2004. 	Dallas, Texas 75231 FOR THE DEFENDANTS FORT WORTH DIOCESE & BISHOP JOSEPH P. DELANEY HON. JAMES BENNETT BENNETT & CATANIA, L.L.P. 1401 Executive Plaza 210 West 6th street Fort Worth, Texas 76102-4806 FOR THE DEFENDANTS ROMAN CATHOLIC BISHOP OF WORCESTER & BISHOP GEORGE E. RUEGER HON. MARK D. HATTEN SHANNON, GRACEY, RATLIFF & MILLER 777. Main Street Suite 3800 Carter Burgess Plaza Fort Worth, Texas 76102 I further certify that I am neither counsel for, related to, nor employed by any of the parties in the action in which this proceeding was taken, and further that I am not financially or otherwise interested in the outcome of the action. Further certification requirements pursuant to Rule 203 of TRCP will be certified to after they have occurred. Certified to by me on this day of , 2004. MARION WARD, CSR NUMBER 876 Firm Registration No. 126 Expiration Date: December 31, 2004
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If returned, the original deposition was delivered to

That \$______ is the deposition officer's charges for preparing the original deposition transcript and any copies of exhibits, charged to ______;

That the deposition was delivered in accordance with Rule 203.3, and that a copy of this certificate was served on all parties shown herein and filed with the Clerk.

2004.

Certified to by me this ____ day of _____,

MARION WARD, CSR NUMBER 876 Firm Registration No. 126 Certified Shorthand Reporter in and for the State of Texas MARION WARD & ASSOCIATES 6440 North Central Expressway 412 University Tower Dallas, Texas 75206 214/363-7471

MARION WARD & ASSOCIATES 214/363-7471