

11:07:13 1 BY MR. MANLY:

2 Q Okay. Why were you going to visit him?

3 A To find out, get a progress report and to  
4 see how he was doing.

11:07:20 5 Q And who did you meet with while you were  
6 there?

7 A I don't remember.

8 Q Okay. Father [REDACTED], does that refresh your  
9 memory?

11:07:30 10 A I don't remember a Father [REDACTED]

11 Q Did you meet with his psychologist or  
12 psychiatrist?

13 A I believe I met with a psychiatrist.

14 Q With regard to Father Baker, do you recall  
11:07:41 15 what they said was wrong with him?

16 A No, I don't.

17 Q Do you remember how many times you visited  
18 there while Mike Baker was getting treatment?

19 A No, I don't.

11:07:52 20 Q Was it more than once?

21 A It could have been, but I don't remember.

22 Q Did you meet with them right before  
23 Father Baker was going to be discharged?

24 A Possibly, but I don't remember.

11:08:05 25 Q Was it your custom and practice when a

11:08:06 1 priest was at the Paracletes to meet with the  
2 Paraclete's personnel right before discharge?

3 A I don't remember that as a custom.

4 Q All right. Did they give you periodic  
11:08:19 5 written reports on what was wrong with the priest  
6 and his progress? "You" being the Archdiocese.

7 A Yes.

8 Q And where were those typically kept?

9 A I believe they were in the C file.

11:08:31 10 Q Okay. Did they tell -- did the Paracletes  
11 give Father Baker a clean bill of health and tell  
12 you effectively he was cured when he was discharged?

13 MR. WOODS: I am going to object to the  
14 form of the question. It calls for information

11:08:48 15 between the psychiatry or psychotherapist patient  
16 privilege. Instruct the witness not to answer.

17 MR. MANLY: Mark it, please.

18 BY MR. MANLY:

19 Q They gave you a whole variety of reports  
11:09:01 20 regarding Father Baker; is that correct?

21 MR. WOODS: I'm going to object to the  
22 form of the question, the term, "a whole variety of  
23 reports," as vague and ambiguous.

24 BY MR. MANLY:

11:09:09 25 Q They gave you progress reports on

11:09:11 1 Father Baker?

2 A They did.

3 Q They gave you a discharge report on  
4 Father Baker, correct?

11:09:17 5 A To the best of my memory, yes.

6 Q And in that report, did you use that  
7 report -- let me ask it this way, in that report,  
8 did they tell you that it was okay for Father Baker  
9 to return to the ministry?

11:09:29 10 MR. WOODS: I'm going to object to the  
11 form of the question on the grounds that it calls  
12 for privileged information.

13 MR. MANLY: Well, this is a report --  
14 BY MR. MANLY:

11:09:38 15 Q Let me ask you this, how did the  
16 Archdiocese determine it was appropriate to return  
17 Father Baker to ministry?

18 A We believed that he wanted to change his  
19 life.

11:09:51 20 Q And why did you believe that?

21 A Because he came and reported himself and  
22 confessed.

23 Q And did you rely -- did you make sure by  
24 using therapists and psychiatrists, including those  
11:10:01 25 at the Paracletes, that it was safe for him to

11:10:05 1 return to ministry?

2 MR. WOODS: I'm going to object to the  
3 form of the question as compound.

4 MR. STEIER: I'm going to interject and  
11:10:14 5 ask that Baker's objection with regard to all  
6 questions that have been asked relating to any  
7 psychiatric data, he also would join in the  
8 objections that Mr. Woods has made.

9 MR. MANLY: You can answer.

11:10:28 10 MR. WOODS: Just to make the record clear,  
11 I'll instruct the witness that we're objecting. We  
12 don't want you to disclose anything that the  
13 psychotherapist treating Michael Baker told you,  
14 okay, because we're asserting a privilege concerning  
15 that information.

16 MR. MANLY: That's really -- are you done?

17 MR. WOODS: Yeah.

18 MR. MANLY: That's really interesting,  
19 because I have actually seen videotape where the  
11:10:53 20 Cardinal said that they relied on the therapists.

21 I believe he has even said in the Baker  
22 case that it was safe to return him for ministry. Now I  
23 am told there is a psychotherapist patient privilege, so  
24 the Cardinal can make public statements about it, but I  
11:11:08 25 can't ask questions about it.

11:11:09 1 MR. WOODS: As far as --  
2 MR. MANLY: Excuse me. As far as I'm  
3 concerned, the report is not privileged because it  
4 was sent to a third party. It was sent to a third  
11:11:18 5 party with Mr. Baker's consent and, therefore, it is  
6 not privileged and we'll probably have to litigate  
7 this issue -- excuse me -- but it's particularly --  
8 I find the objection particularly difficult to  
9 understand given the fact that the Cardinal, every  
11:11:32 10 time he talks about this, blames the psychiatrist  
11 for keeping people like Father Baker in ministry.  
12 Did you want to say something?  
13 MR. STEIER: I just wanted to remind you  
14 that the fact the Cardinal may have done anything  
11:11:49 15 doesn't change the fact that Baker holds the  
16 privilege and he never waived, unless you consider,  
17 as you stated a moment ago, that a disclosure took  
18 place that acted as a waiver, but I will remind you  
19 that we have litigated this previously and we have  
11:11:59 20 prevailed.  
21 MR. MANLY: You have never litigated it  
22 with me. And I have litigated it previously and I  
23 have prevailed so --  
24 BY MR. MANLY:  
11:12:08 25 Q Did you discuss with -- Father Baker's

11:12:12 1 treatment in Father Baker's presence with his  
2 therapist?

3 MR. WOODS: Did you --

4 BY MR. MANLY:

11:12:19 5 Q Did you meet with Father Baker and his  
6 therapist in Father Baker's presence?

7 A I don't remember.

8 Q Okay. Why did you go to the Servants of  
9 the Paraclete when Mike Baker was there?

11:12:28 10 MR. WOODS: Asked and answered. You can  
11 answer it again.

12 THE WITNESS: To get -- to get reports on  
13 his progress.

14 BY MR. MANLY:

11:12:33 15 Q Progress. Okay. Why would you do that?  
16 Why was that important?

17 A Because we sent him for treatment to help  
18 him deal with his problems.

19 Q Okay. So you were just there to make sure  
11:12:47 20 he was doing okay?

21 MR. WOODS: Object to the form of the  
22 question as argumentative.

23 THE WITNESS: I was there as a part of the  
24 whole approach to treating him and to dealing with

11:12:58 25 his problems.

11:12:59

1 BY MR. MANLY:

2 Q Okay. Was there an intent to return him  
3 to ministry when he was sent to the Paracletes? You  
4 can answer.

11:13:09

5 MR. WOODS: I'll object to the form of the  
6 question as calls for somebody's state of mind, but  
7 it's not clear. The question is not clear.

8 MR. MANLY: You can answer.

11:13:19

9 THE WITNESS: That was not a decision that  
10 was made.

11 BY MR. MANLY:

12 Q Okay. When was the decision made to  
13 return him to ministry?

14 A I don't exactly know.

11:13:25

15 Q Who made that decision?

16 A I did with the Cardinal.

17 Q What did you rely on -- I take it -- let  
18 me start over.

11:13:37

19 I take it when you put a priest in  
20 ministry, you want to make sure that he's safe to be  
21 around people, including children, right?

22 A We -- we decided that -- that he would not  
23 be in ministry involving children.

11:13:55

24 Q Okay. But forgetting Father Baker for a  
25 moment, before you would place a priest in ministry,

11:13:57 1 before you give him faculties, you want to make sure  
2 he's fit; is that fair?

3 A Yes.

4 Q And you want to make sure he is morally  
11:14:05 5 fit?

6 A Yes.

7 Q And you want to make sure that he's safe  
8 to be around people, correct?

9 A Yes.

11:14:10 10 Q If somebody's a homicidal maniac, you are  
11 not going to put him in ministry, fair?

12 A Right.

13 Q Did anybody ever advise you from the  
14 Paracletes that it was appropriate and safe to put  
11:14:23 15 Father Baker back in ministry, you being the  
16 Archdiocese?

17 MR. WOODS: I will object on the grounds  
18 that it calls for psychotherapist patient  
19 information and Michael Baker has not waived his  
11:14:38 20 privilege.

21 MR. MANLY: You can answer.

22 MR. WOODS: No. I instruct him not to  
23 answer.

24 MR. MANLY: Mark it, please.

25



11:14:46 1 BY MR. MANLY:

2 Q Did the Archdiocese seek input involving  
3 Father Baker's return to ministry from the Servants  
4 of the Paraclete?

11:14:58 5 A We sent him to ministry -- we sent him to  
6 the Servants of the Paraclete so that he would get  
7 treatment in dealing with his future.

8 Q Okay. My question is a little different  
9 than that, Bishop.

11:15:10 10 My question is, did you or the  
11 Cardinal seek input or in any way rely on the  
12 Paraclete's treatment and/or recommendations of  
13 Father Baker in returning him to ministry?

14 MR. GARPARI: Objection; lack of  
15 foundation.

11:15:25 16 MR. WOODS: Object to the form of the  
17 question as confusing.

18 MR. MANLY: You can answer.

19 THE WITNESS: Can I answer?

11:15:32 20 MR. WOODS: You can answer it, if you  
21 understand it.

22 THE WITNESS: I'm not sure I understand  
23 the question.

24 BY MR. MANLY:

11:15:36 25 Q Did you or the Cardinal in any way, shape

11:15:40 1 or form rely on recommendations or statements made  
2 to you either directly or in reports by the Servants  
3 of the Paraclete regarding Father Baker's fitness to  
4 return to ministry?

11:15:59 5 MR. GARPARI: Same objection.

6 THE WITNESS: We took this treatment as  
7 part of a larger issue of whether he would return to  
8 ministry.

9 MR. MANLY: My question is different.

11:16:13 10 BY MR. MANLY:

11 Q Did you or the Cardinal in any way, shape  
12 or form rely or use in any way Father Baker's  
13 treatment records or reports about Father Baker from  
14 the Servants the Paraclete?

11:16:27 15 MR. GARPARI: Same objection, also  
16 compound.

17 MR. WOODS: It's compound and calls for  
18 the state of mind of the Cardinal. He can express  
19 his own opinion or his own evaluation.

11:16:38 20 MR. MANLY: Don, stop coaching the  
21 witness.

22 MR. WOODS: It's not coaching.

23 MR. MANLY: Stop coaching the witness.

24 You can answer.

11:16:44 25 THE WITNESS: I relied on the

11:16:48 1 treatments -- on treatment programs to advise me and  
2 to give me direction on what to do for the future.

3 BY MR. MANLY:

4 Q Okay. Involving Father Baker?

11:17:04 5 A Yes.

6 Q Now, did the Paracletes suggest, that you  
7 recall, that it was appropriate for Father Baker to  
8 be around children in ministry?

9 MR. WOODS: Object to the form of the  
11:17:16 10 question as calling for psychotherapist patient  
11 privilege communication and instruct the witness not  
12 to answer.

13 MR. MANLY: Okay. Mark it.

14 BY MR. MANLY:

11:17:31 15 Q Did the Paracletes tell the Archdiocese  
16 that it was safe to put Father Baker back in  
17 ministry?

18 MR. WOODS: Same objection, same  
19 instruction.

11:17:37 20 BY MR. MANLY:

21 Q Did you communicate with the Paracletes  
22 about Father Baker outside of Father Baker's  
23 presence?

24 A Yes.

11:17:51 25 Q Did Father Baker know you were doing that?

11:17:53 1 A I don't know.

2 Q Did Father Baker know that the Archdiocese  
3 was getting reports about his progress from the  
4 Paracletes?

11:18:01 5 A I believe he did.

6 Q And how do you know that?

7 A It was normal practice.

8 Q Okay. Did Father Baker ever object to you  
9 getting those reports?

11:18:12 10 A Not that I remember.

11 Q Okay. Did you ever meet with  
12 Father Baker's therapist and Father Baker and discuss  
13 his progress and his suitability to return to ministry?

14 MR. WOODS: Asked and answered.

11:18:23 15 MR. MANLY: You can answer.

16 THE WITNESS: Yes, I met with the  
17 therapist in Jemez Springs with Father Baker.

18 BY MR. MANLY:

19 Q Okay. And you and the Cardinal together  
11:18:40 20 made the decision to place him back in ministry?

21 A Yes.

22 Q Okay. And you said he wasn't to be around  
23 children; is that correct?

24 A Yes.

11:18:52 25 Q Okay. And who made that decision?

11:18:55 1 A I did in consultation with the Cardinal.

2 Q Why?

3 A Because he had confessed to abusing  
4 children in the past and we didn't want to put him

11:19:08 5 in a situation where he would be involved with  
6 children.

7 Q So besides telling Father Baker that he  
8 was not to be around children, what did you do --  
9 what other steps did the Archdiocese put in place to  
10 protect kids, if any?

11:19:20

11 A We put him in a program. We put him in an  
12 assignment where he was not involved with children.  
13 And we told the pastor of the parish that he was to  
14 live at that he was not to be involved in any  
15 ministry with children.

11:19:37

16 Q What parish was that?

17 A I believe it was St. Thomas.

18 Q Who was the pastor?

19 A [REDACTED].

11:19:46

20 Q Did you tell Father [REDACTED] that  
21 Father Baker was a child molester?

22 A I don't remember doing so.

23 Q Well, did you think that was important for  
24 Father [REDACTED] to know?

11:19:57

25 A I thought it was important that he know

11:19:59 1 that he was not supposed to be around children.  
2 Q You didn't tell him he was a molester, but  
3 you told him he wasn't to be around children?  
4 A Yes.  
11:20:09 5 Q Why didn't you tell him he was a molester?  
6 A I don't know.  
7 Q Were you trying to hide it?  
8 A No.  
9 Q Did you and the Cardinal meet with Baker  
11:20:25 10 after he came back from the Paracletes?  
11 A I don't remember.  
12 Q Was [REDACTED] returned to ministry?  
13 A Yes.  
14 Q When you became Vicar for Clergy, did you  
11:20:51 15 have a meeting with the Cardinal involving  
16 problem -- you know, discussing problem priests and  
17 how to deal with them just generally?  
18 A Not -- not regarding problem priests, not  
19 in meeting with -- specifically on problem priests.  
11:21:10 20 Q Did you ever have a meeting about the  
21 problem with priests molesting kids with the  
22 Cardinal?  
23 A I need a clarification. When?  
24 Q When you were Vicar for Clergy.  
11:21:28 25 MR. WOODS: Object. You mean in a general

11:21:29 1 sense?

2 MR. MANLY: Right, not just Baker. I  
3 mean, did you have kind of an overall meeting with  
4 Cardinal and or others where you discussed this

11:21:38 5 issue?

6 THE WITNESS: I don't remember specific  
7 meetings. We must have because we had a -- we  
8 had -- I met with the Cardinal or I discussed with  
9 the Cardinal the presentation for the priests at the  
10 retreat so --

11:21:55

11 BY MR. MANLY:

12 Q Okay. You had a presentation at the  
13 retreat on sexual abuse?

14 A Yes.

11:22:01

15 Q The one that Baker attended?

16 A Yes.

17 Q What did that consist of, if you recall,  
18 Bishop?

11:22:11

19 A I don't recall the details. We had a  
20 lawyer there who talked about it and I -- we may  
21 have had a therapist, but I don't remember.

22 Q Was the lawyer from the National  
23 Conference of Catholic Bishops?

24 A No.

11:22:23

25 Q Was it [REDACTED] ?

11:22:25 1 A No.

2 Q Do you remember who it was?

3 A Yes. It was the lawyer that was the  
4 lawyer from Stockton.

11:22:30 5 Q Okay. The lawyer that had been in the  
6 O'Grady case?

7 A I'm not sure.

8 Q So did the Cardinal have a lawyer from  
9 Stockton that he used up there to come down?

11:22:44 10 A Yes.

11 Q And what did he say?

12 A Oh, I don't remember.

13 Q Did you meet with Baker or have scheduled  
14 meetings with Baker to check on his progress after  
15 he returned to ministry?

16 A I believe I did.

17 Q And did you keep the Cardinal informed  
18 about that?

19 A I think I did.

11:23:19 20 Q Did you do that in writing?

21 A Probably.

22 Q Did you check on Father [REDACTED], check with  
23 Father [REDACTED] on how he was doing?

24 A I don't remember that.

11:23:41 25 Q Did he have an aftercare supervisor?



11:23:46 1 A He had an aftercare program.

2 Q And who was in charge of that?

3 A The Servants of the Paraclete and I worked  
4 together on that.

11:23:57 5 Q Tell me how that was implemented, what  
6 steps were taken.

7 MR. WOODS: I'm sorry. What was the last  
8 point?

9 BY MR. MANLY:

11:24:11 10 Q How was that implemented? What steps were  
11 taken in that program?

12 A As far as I remember, he had a therapist  
13 and had to go to a therapist and I believe a group  
14 session also. And he met with me and he checked in  
15 with the Servants of the Paraclete.

11:24:20 16 Q When you say, "he checked in," did he call  
17 them or did they come to see him?

18 MR. GARPARI: Lacks foundation.

19 THE WITNESS: I'm not sure. He may have  
20 gone there and they may have called.

11:24:31 21 BY MR. MANLY:

22 Q When you were testifying earlier, you  
23 talked about you wanted to follow the law and you  
24 always wanted mandated reporters to report.

11:24:47 25 Do you remember that?

11:24:47 1 A Yes.

2 Q Did you understand when were you Vicar for  
3 Clergy that psychologists were mandated reporters,  
4 mental health professionals were mandated reporters?

11:24:59 5 A I believe I did, yes.

6 Q Were you surprised then that the Servants  
7 the Paraclete didn't call the police?

8 MR. GARPARI: Speculation, lacks  
9 foundation, assumes facts not in evidence.

11:25:09 10 MR. WOODS: Same objections.

11 MR. MANLY: You can answer.

12 THE WITNESS: It wasn't something that  
13 occurred to me.

14 BY MR. MANLY:

11:25:15 15 Q Why didn't you just send Father Baker to  
16 UCLA or some other psychiatric facility for  
17 treatment?

18 A I wasn't aware of those dealing with  
19 priests.

11:25:32 20 Q I mean, is the reason -- one of the  
21 reasons, Bishop, that Father Baker was sent by the  
22 Archdiocese to the Servants of the Paraclete, is  
23 that the Cardinal knew and you knew they wouldn't  
24 call the police?

11:25:42 25 A No.

11:25:44 1 MR. WOODS: Object to the form of the  
2 question. It calls for the state of mind or  
3 thinking of another person, unless it was expressed  
4 to you.

11:25:52 5 MR. GARPARI: Assumes facts not in  
6 evidence and it's argumentative.

7 MR. WOODS: And it's compound.

8 BY MR. MANLY:

9 Q Did you ever discuss in the years you were  
11:26:01 10 Vicar of Clergy with Cardinal Mahony, the idea that  
11 the police should be called when a priest is  
12 credibly accused of molesting a little boy or a  
13 little girl?

14 A I don't remember specifically.

11:26:17 15 MR. MANLY: Okay. Let's take a 10-minute  
16 break.

17 THE VIDEOGRAPHER: Videotape deposition  
18 off record at 11:26 a.m.

19 (Off the record.)

11:39:38 20 THE VIDEOGRAPHER: Videotape deposition is  
21 now returning to record at 11:39 a.m. There is  
22 approximately 46 minutes left on tape 1.

23 BY MR. MANLY:

24 Q You doing okay, Bishop?

11:40:03 25 A Yes.

11:40:03 1 Q When Mike Baker -- Michael Baker  
2 -- Father Baker came to you and sat in your office and  
3 told you that he had sexually abused two boys, did you  
4 ask him where it happened, where he did this?

11:40:20 5 A No.  
6 Q Did you ask him about whether the parents  
7 knew?  
8 MR. WOODS: I'm sorry?  
9 BY MR. MANLY:

11:40:30 10 Q Did you ask him about whether the parents  
11 knew?  
12 A No.  
13 Q Did you ask him if there were others?  
14 A No.

11:40:36 15 Q Did you ask him how long ago this had  
16 happened?  
17 A No.  
18 Q You did ask them the name of the boys; is  
19 that correct?

11:40:47 20 A I believe he gave me the -- I remember him  
21 giving me the name of one boy.  
22 Q And did you write that down?  
23 A I don't remember.  
24 Q Okay. Can you describe the efforts the  
11:40:59 25 Archdiocese made to locate these children and notify

11:41:03 1 them and their families that their boys had been  
2 hurt by Father Baker?

3 A We didn't try to locate them.

4 Q Okay. Earlier you told me that you -- one  
11:41:19 5 child had returned to Mexico?

6 A That's what he told me.

7 Q That's what Baker told you?

8 A Yeah.

9 Q Did you call the pastor where Baker had  
11:41:26 10 done this and -- where Baker was serving when he had  
11 done this and said, "Can you help me find these  
12 families?"

13 A No.

14 Q Did you talk to the Cardinal about the  
11:41:37 15 need to help these children?

16 A I don't remember.

17 Q Bishop, did you understand at that time  
18 that -- how old were you, Excellency, in 1986?

19 A I was 43.

11:41:51 20 Q Okay. And you had been a priest for over  
21 20 years?

22 A Almost 20 years.

23 Q Okay. Did you understand that when a  
24 child's molested, that there can be catastrophic  
11:42:04 25 consequences to that little boy or little girl?

11:42:08 1 A I didn't have a clear understanding -- I  
2 didn't have a deep understanding then.

3 Q Did it occur to you in any way that these  
4 children might be hurt?

11:42:22 5 A Yes.

6 Q Did you and the Cardinal -- did the  
7 Cardinal ever ask you about the children, ever make  
8 any inquiry of their status?

9 A I don't remember.

11:42:34 10 Q You don't remember the Cardinal ever  
11 asking you about how are these children doing, have  
12 we made outreach to their families, have we tried to  
13 help them?

14 A No, I don't remember.

11:42:49 15 Q Did he ever ask -- did Cardinal Mahony ask  
16 Father Baker if anyone had reached out to these boys  
17 or girls and asked them to --

18 (Alex Stack entered the conference  
19 room.)

11:43:02 20 MR. MANLY: Let me start over. Thank you,  
21 Alex.

22 You are welcome.

23 (Alex Stack exited the conference  
24 room.)

25

11:43:09

1 BY MR. MANLY:

2 Q Did anyone -- do you ever recall the  
3 Cardinal asking you or anybody else whether any  
4 outreach had been made to these children or their  
5 families?

11:43:21

6 A I don't recall that.

7 Q Do you recall the Cardinal ever discussing  
8 the victims?

11:43:36

9 A We didn't really know who the victims  
10 were.

11 Q Did you ever -- if the Cardinal had  
12 directed you to find the victims, would you have  
13 found them?

14 A I don't know that.

11:43:39

15 Q If the Cardinal said -- was your title  
16 then Father or Monsignor --

17 A Monsignor.

18 Q -- "Monsignor, I want these boys found, I  
19 want their families found, I want to help them,"

11:43:53

20 would you have done that?

21 A I don't know whether I could have.

22 Q You would have tried, right?

23 A I don't know. I think so.

24 Q If the Cardinal told you to do something,  
25 you would use whatever facilities and ability you

11:44:02

11:44:05 1 had to do it; is that correct?

2 A Yes.

3 Q But he never told you to find the kids,  
4 did he?

11:44:10 5 A Not that I remember.

6 Q Now, did you have a discussion about  
7 notifying the parishes where Baker had served with  
8 the Cardinal?

9 A No.

11:44:26 10 Q Did it ever occur to you that there might  
11 be other children that Father Baker had abused?

12 A That wasn't --

13 MR. WOODS: Hold on. Object to the form  
14 of the question in that when you say, "Did it ever

11:44:39 15 occur to you," that comes all the way up to the  
16 present time.

17 MR. MANLY: That's fair. Let me rephrase  
18 it.

19 BY MR. MANLY:

11:44:47 20 Q Did it occur to you, while were you Vicar  
21 for Clergy, that there might be other kids that  
22 Father Baker had abused besides these two boys?

23 A I don't remember thinking about that.

24 Q Did the Paracletes ever raise with you

11:45:03 25 that there was a possibility there might be other



11:45:06 1 victims?

2 A I don't remember if they did.

3 Q Did the Cardinal ask Father Baker if he  
4 had other victims?

11:45:12 5 A I don't remember.

6 Q Did you ask him?

7 A I don't think so.

8 Q Who else besides you and the Cardinal in  
9 the years you were Vicar for Clergy knew that  
10 Father Baker was a child molester?

11 MR. WOODS: I'm going to object to the  
12 form of the question in that the term "child  
13 molester" is very loaded terminology, but I'll let  
14 him answer.

11:45:40 15 MR. MANLY: Okay. Let me just address  
16 that objection. Child molester, when somebody puts  
17 their hands or penetrates a child or sexually takes  
18 advantage of a child, that's a child molester.

19 Now, you want to call that loaded, that  
11:45:54 20 may be some sort of sensitivity that you have that I  
21 frankly think is bizarre, but that's your business.

22 MR. WOODS: The question is whether he is  
23 currently a child molester or whether he had at some  
24 point in time molested a child. It's a  
11:46:07 25 terminology -- I mean, it's confusing.

11:46:12 1 BY MR. MANLY:  
2 Q Do you know what child molestation is,  
3 Bishop?  
4 A Yes.  
11:46:16 5 Q And was Father Baker a child molester?  
6 A He said he was.  
7 Q Thank you.  
8 So did anybody else besides you and  
9 father -- you, Father Baker and the Cardinal in the  
11:46:27 10 Archdiocese know Father Baker was a child molester  
11 while you were Vicar for Clergy?  
12 A Yes, I do believe people on my staff knew  
13 that.  
14 Q Like who?  
11:46:39 15 A Well, my executive assistant would have  
16 known that.  
17 Q Who is that?  
18 A [REDACTED]  
19 Q [REDACTED]  
11:46:44 20 A [REDACTED]  
21 Q [REDACTED]  
22 A [REDACTED]  
23 Q Who else?  
24 A Probably [REDACTED], who was on my  
11:46:59 25 staff.

11:47:00 1 Q And what does [REDACTED] do now?  
2 A He's retired, I believe.  
3 Q Okay. Anybody else?  
4 A I would -- [REDACTED], who was the lawyer  
11:47:11 5 for the Archdiocese.  
6 Q Where does [REDACTED] or  
7 [REDACTED] live?  
8 A He lives at St. Basil's church.  
9 Q What city is that?  
11:47:30 10 A Los Angeles.  
11 Q And do you keep in touch with [REDACTED]?  
12 A No.  
13 Q Why did she leave the Archdiocese, do you  
14 know?  
11:47:40 15 A I don't.  
16 Q Okay. So besides you, the Cardinal,  
17 [REDACTED] and [REDACTED], who else knew?  
18 A Father Tim Dyer knew.  
19 Q And how did Dyer know?  
11:47:57 20 A Because Michael Baker subsequently lived  
21 with him and I don't exactly know. He was a friend  
22 of his. I don't know how he knew.  
23 Q What was Father Baker's position in the  
24 Archdiocese when you were Vicar for Clergy, if you  
11:48:14 25 recall?

11:48:15 1 A At what time?

2 Q Well, if he had more than one position,  
3 you can just tell me that.

4 A I believe that when he came in to report  
11:48:21 5 himself and to confess, that I think he was on  
6 sabbatical at that time, but he may have been an  
7 administrator of a parish.

8 Q Did Dyer go with Baker to report?

9 A No.

11:48:35 10 Q Baker came by himself?

11 A Yes.

12 Q Okay. All right.

13 And then he was either on sabbatical  
14 or administrator of a parish. Did that change at  
11:48:50 15 some point while you were Vicar for Clergy?

16 A Yes. We removed him from active ministry  
17 after he confessed to the Cardinal and me.

18 Q Father Dyer?

19 A Father Baker.

11:49:00 20 Q I got it. I'm asking about Father  
21 Baker -- I'm asking about Father Dyer.

22 What position did Father Dyer hold?

23 A He was a pastor.

24 Q Okay. At St. Columbkille?

11:49:17 25 A At St. Elizabeth's in Van Nuys.

11:49:18 1 Q Did Father Baker live there?  
2 A He did subsequently.  
3 Q While you were Vicar for Clergy?  
4 A Yes.  
11:49:27 5 Q Who made the decision to post Baker at  
6 St. Elizabeth's?  
7 A I think I did.  
8 Q And why did you do that?  
9 A He was a friend of Father Dyer, who would  
11:49:42 10 help supervise him.  
11 Q Did you ever consider that the friendship  
12 was not a -- it was not a good idea to place Baker  
13 with somebody who he's a friend with?  
14 MR. WOODS: Again, the use of the word  
11:49:57 15 "ever" to the extent it calls for an expert opinion  
16 beyond the time of the actual events, I would  
17 instruct you not to answer or to limit your answer  
18 to the time during which you were Vicar for Clergy.  
19 MR. MANLY: You can't instruct him not to  
11:50:14 20 answer unless you have a privilege. It's against  
21 the law. Would you please stop it.  
22 MR. WOODS: This is something that cannot  
23 be corrected. It would abuse the entire expert  
24 designation procedure if you were allowed to ask  
11:50:30 25 expert -- hold on -- if were you allowed to ask

11:50:33 1 expert opinions during this phase of discovery and  
2 he answered them.

3 MR. MANLY: I'm not asking him an expert  
4 opinion. I'm asking if he thought it was a bad idea  
11:50:42 5 to let Baker live with his buddy. That's what I'm  
6 asking him.

7 MR. WOODS: And he's --

8 MR. MANLY: How is that an expert opinion,  
9 Mr. Woods?

11:50:48 10 MR. WOODS: Because you are asking him now  
11 whether he thinks it's a bad idea.

12 MR. MANLY: No. I'm asking him at the  
13 time --

14 MR. WOODS: That's fine.

11:50:54 15 MR. STEIER: That's not what you asked.

16 MR. WOODS: That's not what you asked.

17 MR. MANLY: I'll ask the other question.  
18 I am entitled to ask both.

19 MR. WOODS: Ask him both, but the one that  
11:51:03 20 calls for an opinion now, I am going to instruct him  
21 not to answer.

22 MR. MANLY: You can do whatever you like.

23 MR. WOODS: I did. I will.

24 MR. MANLY: All right.

25

11:51:09 1 BY MR. MANLY:

2 Q Monsignor, when you decided to post him  
3 there, did you believe then that it was a good idea  
4 to post him with somebody who was his friend?

11:51:20 5 A Yes.

6 Q Why?

7 A They would be able to supervise him.

8 Q Looking back, have you ever, you know, in  
9 the time since Baker has been arrested, have you  
10 ever thought in retrospect that was a bad idea?

11:51:30

11 MR. WOODS: I object to that question for  
12 the grounds previously stated and instruct the  
13 witness not to answer.

14 MR. MANLY: Okay. I'm asking him -- it's  
11:51:41 15 a yes or no question -- has he ever thought since  
16 Baker was arrested, that it was a bad idea to post  
17 him with a friend that we now know that Baker was  
18 molesting all kinds of kids, either with Dyer's  
19 knowledge or right under his nose.

11:51:56 20 MR. WOODS: What he now knows is  
21 irrelevant to the subject matter of the litigation.  
22 The issue is what he knew at the time of the conduct  
23 which is alleged to be negligent, not what he knows  
24 now 30 years after the fact.

11:52:11 25 MR. MANLY: It is not 30 years after the

11:52:13 1 fact. What are you talking about? It is not 30  
2 years.

3 MR. FINALDI: Our client is not even 30  
4 years old.

11:52:18 5 MR. WOODS: Over 25 years.

6 MR. MANLY: This happened in 1999 and '98,  
7 Mr. Woods. What are you talking about?

8 MR. WOODS: Whatever it is. I'm not sure  
9 what time period you are talking about, because I'm

11:52:27 10 not sure --

11 MR. MANLY: That's because you are not  
12 paying attention.

13 MR. WOODS: -- when he was posted to St.  
14 Elizabeth's. I don't know that we have heard what

11:52:33 15 that date is, but be that as it may, I have  
16 instructed him for the reasons I've explained.

17 MR. MANLY: Mark it.

18 BY MR. MANLY:

19 Q Have you ever had a discussion with the  
11:52:46 20 Cardinal at any time subsequent to Baker's arrest  
21 about the Father Baker case?

22 A Not that I remember.

23 Q Has anybody ever tried to find those two  
24 boys that he first confessed to molesting?

11:53:06 25 A I don't know.



11:53:07 1 Q You don't have any knowledge that anybody  
2 at the Archdiocese, Bishop, ever has tried to find  
3 those two kids, do you?

4 A I don't.

11:53:15 5 Q Is it true, Bishop, that the reason you  
6 didn't find the two kids is you were concerned they  
7 might call the police?

8 A No.

9 Q Why didn't you try to find the kids?

11:53:23 10 A I just didn't know who they were and where  
11 they were and I thought one was in Mexico.

12 Q Well, if you wanted to find them, what  
13 could you have done?

14 A I don't know at that time.

11:53:33 15 Q You don't know what you could have done to  
16 find the kids; is that your testimony?

17 MR. WOODS: Argumentative -- very  
18 argumentative, but I'll let him answer again.

19 THE WITNESS: I wasn't trained in finding  
11:53:51 20 people.

21 BY MR. MANLY:

22 Q Okay. You don't know -- if you wanted to  
23 find the children, you have no idea what you could  
24 have done at that time to locate them?

11:53:59 25 A If I have an idea now or then?

11:54:03 1 Q Either.  
2 MR. WOODS: I think --  
3 THE WITNESS: I don't understand that  
4 question.  
11:54:12 5 BY MR. MANLY:  
6 Q Could you have gone to the parish records  
7 and seen if they were registered?  
8 A No.  
9 Q No?  
11:54:19 10 A I didn't have a last name.  
11 Q Okay. Could you have gone to the -- did  
12 you ask Baker for the last name?  
13 A No.  
14 Q Okay. Well, you could have asked Baker  
11:54:27 15 for the last name, right?  
16 A Yes.  
17 Q You didn't even ask the last name of the  
18 victim, right? Is that your testimony?  
19 A Yes.  
11:54:40 20 Q So you didn't ask the last name of the  
21 victim, you didn't ask the name of the other victim;  
22 is that right?  
23 A Right.  
24 Q Why in the world not?  
11:54:46 25 A I don't know.

11:54:46 1 Q Isn't it true you didn't want to know?  
2 A No.  
3 Q Well, then why didn't you ask?  
4 A Because I wasn't accustomed to dealing  
11:54:56 5 with those issues at the time. It was the first  
6 time I had dealt with it.  
7 Q Why didn't you hire somebody or bring  
8 somebody on that was accustomed?  
9 A Because I wasn't skilled in the matter.  
11:55:06 10 Q Did the Cardinal ask the last name?  
11 A I don't remember.  
12 Q If you had the name of the boys, could you  
13 have checked the parish registration?  
14 A Which parish?  
11:55:22 15 Q Wherever it happened.  
16 A I didn't know where it happened. I didn't  
17 ask.  
18 Q You didn't ask where it happened, you  
19 didn't ask the name; is that right?  
11:55:33 20 MR. WOODS: Hold on. Compound. Compound.  
21 I object to the form of the question in that it is  
22 compound and confusing.  
23 MR. MANLY: Okay.  
24 BY MR. MANLY:  
11:55:45 25 Q Did the Cardinal preclude you from

11:55:47 1 bringing in outside help?

2 A No.

3 Q Okay. Did the Cardinal ask where this  
4 happened?

11:55:52 5 A I don't remember.

6 Q Did the Cardinal ask what parish it  
7 happened in?

8 A I don't remember that.

9 Q Did anybody speak with Father Baker's  
11:56:00 10 supervisors to try and find out how this occurred so  
11 it wouldn't happen again?

12 MR. WOODS: Object to the form of the  
13 question in that --

14 MR. MANLY: I know what your problem is.  
11:56:08 15 I'm sorry. I know what your problem is with that  
16 question. Let me see if I can rephrase it.

17 BY MR. MANLY:

18 Q Did anybody --

19 MR. MANLY: Can I have the question I  
11:56:19 20 asked read back.

21 (Record read.)

22 BY MR. MANLY:

23 Q Okay. At the time that Baker reported,  
24 did anybody speak with the pastor he was working for  
11:56:39 25 or the supervisor to find out how this could have

11:56:41 1 occurred without somebody else knowing about it?

2 MR. WOODS: Object to the form of the  
3 question as rambling, confused, compound, but I'll  
4 let you answer it.

11:56:53 5 MR. MANLY: I didn't know rambling was a  
6 legal objection.

7 MR. WOODS: It is. It makes the question  
8 inarticulate.

9 MR. MANLY: I learn something new from you  
11:56:59 10 every time I take a deposition, Don.

11 MR. WOODS: Because every phrase that you  
12 use in there when you go on and on and on in a  
13 semi-speech requires the witness to confirm it or  
14 deny it.

11:57:10 15 MR. MANLY: There's another one.

16 MR. WOODS: It is very difficult for a  
17 witness to do that.

18 MR. MANLY: There's another one.

19 Semi-speech. Negative pregnant question, rambling  
11:57:17 20 and semi-speech. Write this down, Mr. Finaldi,  
21 we'll keep a running total.

22 All right. Do you remember the  
23 question?

24 THE WITNESS: I don't understand the  
11:57:26 25 question.

11:57:27 1 MR. MANLY: Why don't you ask it again.

2 (Record read.)

3 MR. MANLY: You can answer subject to  
4 Mr. Woods' objections.

11:57:53 5 THE WITNESS: I really don't understand  
6 the question. Who was the supervisor?

7 BY MR. MANLY:

8 Q Who was supervising Father Baker at the  
9 time he reported?

11:58:05 10 A Well, I was and the Cardinal was.

11 Q Where was Father Baker working at the time  
12 he reported, do you remember?

13 A I don't think he was working. He was on  
14 sabbatical.

11:58:14 15 Q Okay. Do you remember where he worked  
16 immediately before that?

17 A Possibly in La Mirada or possibly Pico  
18 Rivera.

19 Q Did anybody speak with his -- and he had  
11:58:29 20 worked as an associate prior to the time he  
21 reported; is that correct?

22 A Yes.

23 Q Associate pastor at a parish?

24 A Yes.

11:58:37 25 Q Did you or the Cardinal ever call the

11:58:41 1 pastors he had worked for and asked about this?  
2 A No.  
3 Q Okay. Did you ever determine whether he  
4 was allowing boys to spend the night in the rectory?  
11:58:56 5 A At what stage?  
6 Q Prior to 1986.  
7 A No.  
8 Q Okay. Now, in the material that you used  
9 at this seminar on sexual abuse, were there  
11:59:15 10 handouts?  
11 MR. WOODS: Are you talking about the 1986  
12 seminar?  
13 MR. MANLY: Yes.  
14 THE WITNESS: I didn't conduct that  
11:59:21 15 seminar.  
16 BY MR. MANLY:  
17 Q Who did?  
18 A The lawyer and perhaps somebody else I  
19 don't remember.  
11:59:27 20 Q Were there handouts?  
21 A I don't remember.  
22 Q Okay. What did they tell you about that  
23 you can recall, what were they talking about?  
24 A I can't recall the details.  
11:59:37 25 Q Okay. Did you know in 1986 that

11:59:41 1 frequently, if you have a pedophile, that pedophiles  
2 have many victims?  
3 A I didn't know if he was a pedophile.  
4 Q You didn't know what?  
11:59:57 5 A If he was a pedophile.  
6 Q Okay. What was the other option, if he  
7 was molesting boys?  
8 A Well, molesting of minors.  
9 Q Did you have a term for that?  
12:00:10 10 A I think there is but I forget it.  
11 Q Ephebophile?  
12 A Yeah, that's right.  
13 Q Did you know the difference in 1986  
14 between a pedophile and an ephebophile?  
12:00:22 15 A I'm not sure.  
16 Q A pedophile traditionally is somebody who  
17 molests prepubescent boys.  
18 A Yes.  
19 Q And an ephebophile is post-pubescent. I'm  
12:00:34 20 not sure if it is boys or just children, frankly.  
21 Do you know?  
22 A No.  
23 Q Now, was that important to you when you  
24 talked to Father Baker in terms of, was that  
12:00:50 25 important for you to find out?



12:00:51 1 MR. WOODS: I'm going to object to the  
2 form of the question. What is "that?"

3 MR. MANLY: Whether he was a pedophile or  
4 an epebophile.

12:00:54 5 THE WITNESS: I didn't ask him that.

6 BY MR. MANLY:

7 Q Let me ask it a different way. You  
8 said -- you testified you didn't ask the age of the  
9 boys?

12:01:09 10 A No.

11 Q Okay. How many different assignments did  
12 Baker have after he came back from the Paracletes in  
13 the Archdiocese, Bishop?

14 A While I was --

12:01:31 15 Q While you were Vicar for Clergy, yes.

16 Thank you.

17 A He had two.

18 Q Where were they?

19 A One was working with catholic charities

12:01:44 20 with a commission, I believe, on the aging. And the  
21 other was then working with the retired priests.

22 Q Did he say Sunday mass at the parish he  
23 worked at?

24 A I believe he did.

12:02:00 25 Q Did he participate in the CCD program?

12:02:02 1 A No. That was against the regulations, the  
2 agreement that we had with him.

3 Q So if you had learned -- if he was  
4 participating in the CCD program and teaching kids  
12:02:13 5 catechism, that was a violation of his aftercare  
6 program?

7 A Yes.

8 Q And his pastor was made aware he wasn't  
9 supposed to teach PCCD?

12:02:22 10 A His pastor was aware he was not supposed  
11 to be involved in ministry to children.

12 Q Was that in writing?

13 A I don't remember.

14 Q What was the pastor supposed to do if he  
12:02:33 15 saw him, you know, violating his -- he was around  
16 kids?

17 A He was supposed to let me know.

18 Q Okay. Now, was he allowed to hear  
19 confessions?

12:02:50 20 A For children?

21 Q Well, yeah.

22 A I don't think so.

23 Q How would you prevent that? Was there an  
24 "adults only" sign on the confessional?

12:03:01 25 A No, but involving confessions for school

12:03:04 1 children or for religious education children would  
2 be out.

3 Q If he is hearing confession on a Saturday  
4 afternoon, he can't control who comes in the  
12:03:13 5 confessional?

6 A I just don't know whether he was hearing  
7 confessions.

8 Q You don't have a recollection of whether  
9 he was prevented from that?

12:03:20 10 A No.

11 Q Did you ever hear he tried to access a  
12 child -- have you heard at any time he was -- he was  
13 using the confessional to access children sexually?

14 A No.

12:03:31 15 Q Have you ever heard the term solicitation  
16 in the confessional?

17 A Yes.

18 Q What is that?

19 A It's soliciting people for immoral acts in  
12:03:40 20 the confessional.

21 Q Sex?

22 A Yes.

23 Q Okay. Now, he was allowed to say mass at  
24 the parish he was living at?

12:03:54 25 A Yes.

12:03:54 1 Q You told me it was St. Elizabeth's?  
2 A Yes.  
3 Q And was he allowed to have alter servers  
4 with him?  
12:04:00 5 A I believe so.  
6 Q They are usually children, right?  
7 A Yes.  
8 Q And would the children dress in the  
9 same -- to put on the cassocks and alter boy garb or  
12:04:18 10 alter girl garb in the same area of the sacristy  
11 that Baker dressed in?  
12 MR. WOODS: At St. Elizabeth's?  
13 MR. MANLY: Yes, sir.  
14 THE WITNESS: I don't know what the  
12:04:30 15 sacristy they had was there.  
16 BY MR. MANLY:  
17 Q If they were dressing in the same sacristy  
18 or near one another, would that be a violation of  
19 his aftercare agreement?  
12:04:38 20 A I don't think so.  
21 Q Was it important for you and the Cardinal  
22 to understand his pattern of abuse, in other words,  
23 what he had done previously, so you could prevent  
24 that from happening again?  
12:04:56 25 MR. WOODS: Object to the form of the

12:04:57 1 question as compound and confusing.

2 MR. MANLY: You can answer.

3 THE WITNESS: It was important for us to  
4 get help to prevent him from abusing again.

12:05:11 5 BY MR. MANLY:

6 Q Well, if you had learned, for example,  
7 that he had previously abused a child in the  
8 sacristy, would you have put rules in place so he  
9 didn't dress with children in the sacristy?

12:05:24 10 MR. WOODS: Object; calls for  
11 hypothetical, calls for speculation.

12 MR. MANLY: You can answer.

13 THE WITNESS: The sacristy is a public  
14 place with other adults there.

12:05:33 15 BY MR. MANLY:

16 Q I was an alter boy. I don't remember  
17 there ever being another adult there besides a  
18 priest, so I mean --

19 MR. STEIER: Mr. Manly, are you going to  
12:05:43 20 testify today?

21 MR. MANLY: I could probably testify as an  
22 expert on that.

23 BY MR. MANLY:

24 Q I'm confused. You think the sacristy is a  
12:05:50 25 public place?

12:05:51 1 MR. WOODS: That's what he said.  
2 Argumentative.  
3 MR. MANLY: I'm just asking. I'm just  
4 clarifying.

12:05:55 5 MR. WOODS: Just state it in a  
6 non-argumentative way.  
7 MR. MANLY: I'll state it whatever way I  
8 want to. If you don't like it, do what you want.  
9 MR. WOODS: I'll object and I did.

12:06:05 10 MR. MANLY: Fabulous.  
11 MR. WOODS: It cut into your line of  
12 questioning. If you don't want objections to the  
13 form of the question which, we're perfectly entitled  
14 to do, ask proper questions.

12:06:14 15 MR. MANLY: At least you are not  
16 whispering in his ear this time, Don, so that's a  
17 relief. Okay. So -- although we're not done yet.  
18 We'll see if you do it again.  
19 BY MR. MANLY:

12:06:29 20 Q The question I have is, is that you  
21 believe the sacristy is a public place at  
22 St. Elizabeth's?  
23 A The sacristy's a public place at most  
24 churches.

12:06:43 25 Q When you say, "public," do you mean there

12:06:43 1 is no doors that can be closed off?  
2 A No.  
3 Q There --  
4 A There are doors.  
12:06:45 5 Q So if Father Baker was dressing with the  
6 alter servers, he's perfectly capable of going and  
7 closing a door, right?  
8 A There would usually be other people there  
9 now.  
12:06:57 10 Q Okay. Like who?  
11 A Lectors, communion ministers,  
12 commentators.  
13 Q Have you ever heard of a child being  
14 molested in the sacristy, Bishop?  
12:07:10 15 A I have.  
16 Q How many times have you heard that?  
17 A I don't know.  
18 Q Did you have a concern, did it ever occur  
19 to you that Baker might molest children in the  
12:07:18 20 sacristy?  
21 MR. WOODS: Object to the use, again, of  
22 "ever" as calling for a current expert opinion. If  
23 you limit it to the time you were Vicar for Clergy,  
24 I'll let you answer.  
12:07:30 25 MR. MANLY: No, the question stands.

12:07:32 1 MR. WOODS: Okay. Instruct him not to  
2 answer.

3 THE WITNESS: I can't answer the question  
4 because I don't understand.

12:07:37 5 BY MR. MANLY:

6 Q When is the first time you learned that  
7 children were sometimes molested in the sacristy?

8 A I don't know.

9 Q Before 1986?

12:07:49 10 MR. WOODS: I'm sorry?

11 MR. MANLY: Before 1986.

12 THE WITNESS: I don't know that.

13 BY MR. MANLY:

14 Q Did you ever -- did anybody ever warn  
12:07:56 15 the alter families, the alter servers at parishes  
16 where Baker was working while you were Vicar for  
17 Clergy that he was a molester?

18 A No.

19 Q Did it ever occur to you that that might  
12:08:09 20 be something -- did it ever occur to you, while you  
21 were the Vicar for Clergy, that might be something a  
22 family should know before they let their children  
23 serve mass with Father Baker?

24 A No.

12:08:22 25 Q That never occurred to you?



12:08:23

1 A No.

2 Q Did you consider when deciding not to  
3 alert families, that if families were told that  
4 Father Baker was a child molester --

12:08:38

5 MR. MANLY: I haven't even finished my  
6 question and your hand's up.

7 MR. WOODS: I'm sorry. I interrupted you.  
8 I apologize.

9 MR. MANLY: All right. Thank you.

12:08:45

10 BY MR. MANLY:

11 Q While were you Vicar for Clergy, did you  
12 ever have the thought process or discussion with  
13 anybody else, including Cardinal Mahony, that if you  
14 told families at the parish where Baker was serving,  
15 that the priest the children was going to serve mass  
16 for was a molester, that that might impact the  
17 participation of families in the alter boy program?

12:08:56

18 MR. WOODS: Object to the form of the  
19 question as rambling and confusing.

12:09:11

20 MR. MANLY: You can answer.

21 THE WITNESS: That wasn't a consideration.

22 BY MR. MANLY:

23 Q Did you believe, as the Vicar for Clergy,  
24 that it was important that families know that if  
25 they were going to put their children around

12:09:19

12:09:21 1 Father Baker in an alter boy program or in any capacity,  
2 that they had a right to know that he was a molester?

3 A No.

4 Q Did the Cardinal -- you and the Cardinal  
12:09:33 5 ever discuss the possibility that parents who were  
6 going to let their children be around a priest who  
7 you knew to be a child molester had a right to know?

8 MR. WOODS: Again, I object to the use of  
9 the word ever, because that would call for a current  
10 situation or current discussion as opposed to one  
11 that occurred during the relevant time period.

12 MR. MANLY: You can answer.

13 THE WITNESS: During the time period, no.

14 BY MR. MANLY:

12:10:03 15 Q Did you ever have that conversation?

16 MR. WOODS: Instruct him not to answer.

17 MR. MANLY: On what grounds?

18 MR. WOODS: It's beyond the time period  
19 relevant to the case.

12:10:08 20 BY MR. MANLY:

21 Q You never had a conversation --

22 MR. MANLY: I can't ask him the question,

23 Did you ever have a conversation with

24 Cardinal Mahony that you should have notified families

12:10:18 25 that Father Baker was a child molester?