

0001
 1 STATE OF CONNECTICUT
 2 SUPERIOR COURT
 3 JUDICIAL DISTRICT OF FAIRFIELD
 4 HELD AT BRIDGEPORT
 5
 6 -----X
 7 SHARON SEE, ET AL.,
 8
 9 Plaintiff,
 10
 11 vs. CV93 0300948S
 12
 13 BRIDGEPORT ROMAN CATHOLIC
 14 DIOCESAN CORP., ET AL.,
 15
 16 Defendants.
 17 -----X
 18 GEORGE ROSADO, ET AL.,
 19
 20 Plaintiffs,
 21
 22 vs. CV93 0302072S
 23
 24 BRIDGEPORT ROMAN CATHOLIC
 25 DIOCESAN CORP., ET AL.,
 26
 27 Defendants.
 28 -----X

15 SEALED

18 DEPOSITION

19 The deposition of REV. RAYMOND PCOLKA was
 20 taken pursuant to Notice at the law offices of
 21 Tremont & Sheldon, 64 Lyon Terrace, Bridgeport,
 22 Connecticut, before Viktoria V. Stockmal, a
 23 Notary Public in and for the State of
 24 Connecticut, on Monday, January 16, 1995 at 9:30
 25 a.m.

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1 APPEARANCES:
 2
 3 ATTORNEYS FOR THE PLAINTIFFS
 4 TREMONT & SHELDON
 5 64 Lyon Terrace
 6 Bridgeport, CT 06604
 7
 8 BY: T. PAUL TREMONT, ESQ.
 9 CINDY ROBINSON, ATTY. AT LAW
 10 DOUGLAS MAHONEY, ESQ.
 11
 12 ATTORNEYS FOR THE DEFENDANT REV. PCOLKA
 13 TIERNNEY, ZULLO, FLAHERTY AND MURPHY, P.C.
 14 134 East Avenue
 15 Norwalk, CT 06851
 16
 17 BY: FRANK W. MURPHY, ESQ.
 18
 19 ATTORNEYS FOR THE DEFENDANT DIOCESE OF
 20 BRIDGEPORT
 21 HALLORAN & SAGE
 22 One Goodwin Square
 23 225 Asylum Street
 24 Hartford, CT 06103
 25
 26 BY: JOSEPH T. SWEENEY, ESQ.

17 ALSO PRESENT:

18 HENRY LYONS III, ESQ., Fairfield, CT
 19 BRIAN FREIBOTT
 20 MSGR. LAURENCE R. BRONKIEWICZ

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1 STIPULATIONS

2
 3 IT IS HEREBY STIPULATED AND AGREED TO
 4 by and among counsel for the respective parties
 5 hereto that all technicalities as to the proof of
 6 the official character of the authority before
 7 whom the deposition is to be taken are waived.

8
 9 IT IS FURTHER STIPULATED AND AGREED TO
 10 by and among counsel for the respective parties

11 hereto that any objections to the
 12 the Notice are waived.

13
 14 IT IS FURTHER STIPULATED AND AGREED TO
 15 by and among counsel for the respective parties
 16 hereto that all objections, except as to form,
 17 are reserved to the time of trial.
 18
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 25

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1 MR. TREMONT: We are commencing
 2 the deposition in the matter of George
 3 Rosado, et al versus the Bridgeport
 4 Diocese, and the court stenographer --
 5 MR. SWEENEY: Pardon me,
 6 Counselor, you noticed it for both
 7 cases, didn't you? At least the
 8 deposition notice I received was for
 9 Sharon See and --
 10 MR. TREMONT: And Rosado, yes.
 11 The stenographer is Ms. Stockmal, and I
 12 would ask Ms. Stockmal to mark as
 13 Exhibit A a protective order entered by
 14 Judge Bruce L. Levin and suggest to you
 15 that you agree to be bound obviously by
 16 the protective order which precludes
 17 the dissemination of the contents of
 18 this deposition except to persons
 19 authorized.
 20 MR. MURPHY: I agree that it
 21 should be marked, but the copy that's
 22 -- after it's marked should be signed
 23 by everybody present because that's
 24 what the judge's order requires.
 25 MR. TREMONT: Where does it

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1 require that it be signed?
 2 MR. MURPHY: The end of the first
 3 paragraph on the second page.
 4 MR. SWEENEY: Last line signifies
 5 his or her agreement by signing both
 6 pages of this order.
 7 MR. TREMONT: I don't see that,
 8 I'm sorry. I'm probably looking at
 9 something differently than you. I
 10 guess I am.
 11 MR. SWEENEY: There were two
 12 separate orders that were issued. Is
 13 it the order on your motion?
 14 MR. MURPHY: Yes.
 15 MR. SWEENEY: Yes, all right. I
 16 think this is the document that's
 17 entitled order re: motion number 221 of
 18 defendant Raymond Pcolka and I think --
 19 MR. TREMONT: Order re: motion 221
 20 of the defendant Pcolka, yes.
 21 MR. MURPHY: I'm looking at the
 22 protective order itself.
 23 MR. SWEENEY: Oh, that's the other
 24 one.
 25 MR. MURPHY: Entitled at the top

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1 "addendum."
 2 MR. TREMONT: Let me see that.
 3 MR. SWEENEY: I think, Mr. Murphy
 4 is correct on that issue. It appears
 5 to be -- it's labeled page 25.
 6 MR. TREMONT: Well what it says
 7 is, as I see it, and it's pretty clear,
 8 no information or document shall be
 9 disseminated, shown, disclosed or
 10 divulged to any person other than to
 11 the parties or their attorneys unless
 12 such other person is shown a copy of
 13 the order. So obviously the parties
 14 and attorneys don't sign this order.
 15 It's very clear. Other persons do.
 16 So anybody other than the parties
 17 or attorneys are required to sign the
 18 order. So can we mark this?
 19 MR. MURPHY: I think we ought to
 20 mark that, I think we ought to mark the
 21 other document.
 22 MR. TREMONT: All right, let's
 23 mark them both.
 24 (Plaintiff's Exhibit A was marked
 25 for identification: Order re: Motion

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1 #221.)
 2 (Plaintiff's Exhibit B was marked
 3 for identification: Addendum -
 4 Protective Order.)
 5 MR. TREMONT: Ms. Stockmal you
 6 will sign this addendum as Exhibit B;
 7 is that correct?

8 THE COURT REPORTER: Yes.
9 MR. TREMONT: And just state that
10 you are responding to taking down your
11 own response.
12 Now anyone that is at this table
13 that is not a party or an attorney of a
14 party, so I would assume that Mr. Lyons
15 is here I understand at Mr. Sweeney and
16 Mr. Murphy's approval as an observer.
17 MR. SWEENEY: Well I think we've
18 had some discussions and I think Mr.
19 Lyons is prepared to make a statement
20 on the record. In my discussions with
21 him, I pointed out that Judge Levin
22 expressly acknowledged his interest in
23 the matter and said that it would be
24 appropriate for us to include him in
25 the loop of information.

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1 MR. TREMONT: You say the loop.
2 He is not party of this deposition.
3 MR. SWEENEY: I think it requires
4 a commitment on his part on the record
5 to be bound by the provisions of Judge
6 Levin's orders.
7 MR. LYONS: Yes.
8 MR. SWEENEY: So I'm ready to have
9 him say that.
10 MR. LYONS: For the record,
11 Attorney Henry Lyons. I represent
12 plaintiffs in not companion matters,
13 but two associated matters namely James
14 Krug and Jamie Belleville versus the
15 Diocese of Bridgeport and others. I
16 have agreed with all counsel that my
17 presence here involves a stipulation on
18 my part that for the purpose of this
19 deposition, I will comply with Judge
20 Levin's protective order as just
21 referred to by Attorney Tremont and
22 Attorney Murphy.
23 MR. TREMONT: Now, before we go
24 around, is there anybody else here who
25 is not -- we'll identify each person

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1 who is not an attorney or a party? Mr.
2 Dan -- why don't we just go and let's
3 go through the names to the right as
4 Raymond Poolka who is the deponent and
5 why don't we just identify ourselves
6 and indicate if you have an appearance,
7 or if not, whatever the set-up is so we
8 can cover that.
9 MR. MURPHY: Frank Murphy,
10 attorney for Raymond Poolka.
11 MR. DANAHER: Robert Danaher,
12 attorney for Bishop Walter Curtis.
13 MSGR. BRONKIEWICZ: Monsignor
14 Laurence Bronkiewicz, Episcopal Vicar
15 for Clergy and Religion.
16 MR. TREMONT: So you are appearing
17 as an officer, if you will, of a named
18 defendant; is that correct?
19 MR. SWEENEY: Yes, the Diocese of
20 Bridgeport.
21 I'm Attorney Joseph Sweeney
22 serving as defense counsel for the
23 Diocese.
24 MR. LYONS: Attorney Henry Lyons
25 appearing as previously indicated.

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1 MR. FREIBOTT: Brian Freibott
2 being represented by Tremont and
3 Sheldon.
4 MR. TREMONT: Named plaintiff.
5 MR. MAHONEY: Douglas Mahoney of
6 Tremont and Sheldon representing the
7 plaintiff.
8 MS. ROBINSON: Cindy Robinson for
9 the plaintiffs.
10 MR. TREMONT: And Paul Tremont for
11 the plaintiffs.
12 Now having gone through that, Mr.
13 Murphy --
14 MR. MURPHY: Well before we get
15 off this protective order, I think that
16 we ought to have an affirmative
17 statement on the record from everyone
18 who is here present that they have read
19 the protective order and agree to be
20 bound by its terms.
21 MR. TREMONT: That's one reason
22 why I marked it in evidence. Obviously
23 if it's being marked I assume that
24 everyone has read the order and despite
25 what I believe and feel about the

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1 order, obviously we are bound by the
2 order. And I think that's pretty clear
3 on the part of my office.

4 we've also advised the plaintiff,
5 Mr. Freibott, of that particular fact.
6 MR. SWEENEY: I'll go one step
7 further as counsel for the Diocese and
8 state that I've read the memorandum of
9 decision and the protective orders
10 issued by Judge Levin on December 8th
11 and my client Monsignor Bronkiewicz is
12 here with me has also read them and he
13 and I agree to be bound by the terms of
14 these orders with respect to today's
15 deposition.
16 MR. DANAHER: And speaking on
17 behalf of my client Bishop Curtis I'm
18 Robert Danaher and I have also read
19 Judge Levin's protective order and
20 agree to be bound by it.
21 MR. LYONS: Henry Lyons
22 representing Krug and Belleville as
23 previously indicated. I agree to be
24 bound by the terms of Judge Levin's
25 order.

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1 MR. MURPHY: Mr. Freibott?
2 MR. FREIBOTT: Brian Freibott,
3 being represented as previously
4 indicated, also know and understand and
5 agree to be bound by the judge's
6 protective order.
7 MR. TREMONT: Mr. Mahoney?
8 MR. MAHONEY: I agree with Mr.
9 Tremont. We will be bound by the
10 protective order.
11 MS. ROBINSON: Yes, as Mr. Tremont
12 stated and according to Mr. Murphy, I
13 will also be bound by the protective
14 order.
15 MR. MURPHY: I guess we've done
16 it. You already asked the court
17 reporter.
18 MR. TREMONT: Now we will commence
19 the deposition.
20 MR. SWEENEY: Just a technical
21 point. What are A and B? A is re:
22 sotion and B is the addendum.
23 MR. TREMONT: We are starting.
24 MR. SWEENEY: I think some
25 stipulations ought to be considered. I

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1 for one would be happy to stipulate as
2 to the adequacy and notice of today's
3 deposition and as to the adequacy of
4 our reporter's qualifications both as a
5 reporter and as a notary.
6 MR. TREMONT: Anything else?
7 MR. MURPHY: I agree with that.
8 MR. DANAHER: I'll agree with
9 that.
10 MR. LYONS: Just one other point,
11 Mr. Tremont. Henry Lyons representing
12 Krug and Belleville. My appearance
13 today, I should not be construed as my
14 waiving any right I might have to
15 depose the defendant Poolka at any time
16 in those two cases.
17 MR. TREMONT: As I understand, you
18 are here as an observer and you cannot
19 participate in this deposition.
20 MR. LYONS: That's correct, Mr.
21 Tremont.
22 MR. MURPHY: One other thing I
23 would like to note for the record. We
24 are reserving the right to waive
25 objections other than as to form and to

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1 raise objections on the basis of any
2 applicable privilege. I would also
3 want the witness to read and sign the
4 deposition.
5 MR. TREMONT: All right. I just
6 want to make a comment as far as
7 raising objections. You have an
8 absolute right to raise objections. As
9 far as the witness not answering a
10 question, the witness is required to
11 answer the question unless he raises a
12 privilege. And that is what I
13 understand the law is in the State of
14 Connecticut and I assume we are
15 proceeding on that basis.
16 You asked for a protective order
17 and you received a limited protective
18 order which relates to questions of
19 privilege; and he has a right, that's
20 between you and -- or that's the
21 witness's decision whether it's a
22 question of privilege which we'll get
23 into later on, but beyond that, any
24 objection can be put on the record, but
25 it does not preclude the witness from

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2 what the law is and it's the present
3 state of the law; and as I say, you've
4 already gotten your protective order
5 and we are going forward on that basis.
6 MR. MURPHY: Well I don't agree
7 with what your statement is with what
8 the law is and we will just take it up
9 question by question. And in
10 particular there's statutory and case
11 law authority in which whether an
12 attorney in a civil action can exercise
13 a privilege on behalf of his client.
14 So I will use my own judgment in terms
15 of whether I wish to instruct the
16 witness to exercise a privilege as I am
17 permitted to do by statute and case
18 law.

19 MR. TREMONT: All right, Mr.
20 Murphy I'm just telling you if you are
21 going to do that, I'm telling you right
22 at the beginning I'm going to ask for
23 sanctions and I'm going to ask for
24 substantial sanctions and one of the
25 sanctions I'm going to ask for is

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1 removal of the protective order.

2 You can now swear the witnesses
3 in.

4 MR. MURPHY: You can make whatever
5 speeches you want and I will take
6 whatever steps I deem appropriate on
7 behalf of my client. I would also note
8 for the record before we begin that the
9 presence of newspaper reporters and
10 television reporters at a civil
11 deposition is part of the reason why
12 protective orders are needed in a case
13 like this; and the only way that
14 representatives of the news media would
15 know of the existence of a deposition
16 in this case or in any other case is if
17 you or someone from your office
18 informed them.

19 And I think that is contrary to
20 the spirit of Judge Levin's order and
21 would reserve the right to bring that
22 to his attention at the appropriate
23 time.

24 MR. TREMONT: Would you please
25 swear the witness in.

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(1) RAYMOND PCOLKA
(2) first having been duly sworn, was examined and
(3) testified as follows:
(4) MR. MURPHY: The witness will not
(5) be giving his address today.
(6) DIRECT EXAMINATION BY MR. TREMONT:
(7) Q Would you please give me your address,
(8) Mr. Pcolka.
(9) A On the advice of my attorney, I would
(10) like to agree with what he just said.
(11) MR. TREMONT: I'm going to start
(12) right now, Mr. Murphy. This is a lot
(13) of garbage, okay. You tell me why,
(14) state on the record right now what
(15) privilege is the witness exercising,
(16) what constitutional privilege in
(17) refusing to give his address.
(18) MR. MURPHY: There is an objection
(19) pending in the Superior Court in
(20) response to one of your motions which
(21) has not been ruled on by the Court to
(22) the giving of his address; and suppose
(23) you state on the record exactly the
(24) basis upon which you claim you're
(25) entitled to his address or better yet

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(1) perhaps we ought to just state it on
(2) the record in the court. I am not
(3) going to put this witness in the
(4) position where he and the persons
(5) residing where he is residing are
(6) harassed by you and by other persons.
(7) MR. TREMONT: Mr. Murphy, that's
(8) - I don't have to state my reason for
(9) anything. I ask a question and--
(10) MR. MURPHY: Nor do I, Mr.
(11) Tremont.
(12) MR. TREMONT: You certainly do,
(13) because you are violating the law.
(14) MR. MURPHY: I don't think so.
(15) Ask your next question.
(16) MR. TREMONT: All right. Next
(17) question.
(18) BY MR. TREMONT:
(19) Q Have you had homosexual relations with
(20) anybody in 1970?
(21) MR. MURPHY: I'm going to
(22) recommend to my client that he exercise
(23) his privilege against self-
(24) incrimination provided by the Fifth
(25) Amendment of the United States

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(1) Constitution and by Article I, Section
(2) 8 of the Connecticut Constitution and
(3) as provided by Section 52-199 of the
(4) Connecticut General Statutes and
(5) Section 51-35(b) of the Connecticut
(6) General Statutes.
(7) MR. TREMONT: Again, I'm going to
(8) state for the record that there is a
(9) statute of limitations in regard to
(10) criminal offenses. That statute of
(11) limitations has long expired otherwise
(12) this man would be prosecuted criminally
(13) both in the state and federal court for
(14) the acts that he committed; and
(15) therefore, it is my claim that there is
(16) no reasonable basis to raise the issue
(17) of self-incrimination and I think that
(18) it's brought facetiously and
(19) improperly.
(20) MR. MURPHY: I would note for the
(21) record, Mr. Tremont, that you have
(22) stated publicly and in open court that
(23) you intend to seek a criminal
(24) prosecution of Father Pcolka so that
(25) your stated position is inconsistent

Page 20
(1) with your statements to the Court and
(2) otherwise to the public.
(3) BY MR. TREMONT:
(4) Q Will you give me your social security
(5) number?
(6) A [REDACTED]
(7) Q Where are you presently employed?
(8) A Diocese of Bridgeport.
(9) Q What is your position at the Diocese of
(10) Bridgeport?
(11) A Inactive status.
(12) Q Are you paid?
(13) A Yes, I am.
(14) Q How much are you paid?
(15) A The basic amount that any priest would
(16) be entitled to.
(17) Q How much is that?
(18) A Before taxes?
(19) Q Gross.
(20) A Gross would be \$1156.25.
(21) Q How often?
(22) A Once a month.
(23) Q Do you get any living allowance?
(24) A Absolutely not.
(25) Q Are you living with your parents?

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(1) Answer yes or no, please.
(2) MR. MURPHY: Well, I'm not going
(3) to allow you to get into questions
(4) about his present address. As I said,
(5) there's an objection pending on that
(6) that's not been ruled on by the Court.
(7) BY MR. TREMONT:
(8) Q Do you have an automobile?
(9) A Yes, I do.
(10) Q Is the license plate CIC?
(11) A Yes, it is.
(12) Q What does that stand for?
(13) A They are initials for a Latin
(14) terminology for church law.
(15) Q And what is the terminology?
(16) A Codex iuris canonis.
(17) Q How do you translate that?
(18) A Code of Canon Law.
(19) Q How long have you had that license
(20) plate?
(21) A I believe since approximately 1964 or
(22) '65.
(23) Q Do you say mass?
(24) A I do not, not at present.

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(1) Q When was the last time that you said
(2) mass?
(3) A On or about January 3rd or 4th, 1993.
(4) Q Why do you not say mass at this time?
(5) A The Diocese has indicated that I am on
(6) inactive status.
(7) Q Who put you on inactive status?
(8) A To my knowledge, the diocese.
(9) Q You don't know how you became on
(10) inactive status? Specifically?
(11) A The reasons that were indicated in the
(12) newspaper - the reasons indicated in the
(13) newspaper were because of the present legal -
(14) what we call legal - present charges.
(15) Q Mr. Pcolka, you never received formal
(16) notice that you were put on inactive status?
(17) A I received notification by way of the
(18) press.
(19) Q You never received notification from
(20) the diocese?
(21) A No.
(22) Q So you're telling me up to this date
(23) you never received a communication from the
(24) diocese advising you that you were on inactive
(25) status?

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- (1) A I was told, when the charges were
- (2) brought forth, that I would be put on leave
- (3) and -
- (4) Q Who told you?
- (5) A Monsignor Bronkiewicz.
- (6) Q Where were you when he told you that?
- (7) A I believe we had a meeting in his
- (8) office.
- (9) Q Was that in Bridgeport?
- (10) A In Bridgeport.
- (11) Q Subsequent to that meeting or at the
- (12) time of that meeting, you never received any kind
- (13) of paper from the diocese advising you that you
- (14) were on inactive status?
- (15) A Nothing.
- (16) Q Did you have any discussion with the
- (17) diocese in regard to the payment of attorney's
- (18) fees for this lawsuit?
- (19) A At the time, I believe I was told that
- (20) there was an insurance policy that covered such
- (21) activity.
- (22) Q You were told at that time that there
- (23) was an insurance policy that covered this
- (24) activity. All right, what were you told in
- (25) regard to an attorney?

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- (1) A At the time, I was of the opinion that
- (2) the diocese would provide the attorney.
- (3) Q Did they provide an attorney for you?
- (4) A They have indeed.
- (5) Q Is that Mr. Murphy?
- (6) A Mr. Murphy.
- (7) Q Is it fair to say that the diocese is
- (8) paying Mr. Murphy?
- (9) A I don't believe the diocese is. I
- (10) believe the insurance policy is.
- (11) Q Insurance policy is. You're not paying
- (12) Mr. Murphy?
- (13) A No.
- (14) Q Do you know Joseph Sabco?
- (15) A Yes, I do.
- (16) Q How do you know Joseph Sabco?
- (17) A He is an indirect relative. He's
- (18) related by marriage.
- (19) Q Where does he live?
- (20) A He lives in Seymour.
- (21) Q When was the last time you saw Joseph
- (22) Sabco?
- (23) A Perhaps two weeks.
- (24) Q And where did you see him?
- (25) A At his home.

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- (1) Q Did you discuss this case with Joseph
- (2) Sabco?
- (3) A I have not.
- (4) Q Have you ever discussed any of the
- (5) allegations of sexual abuse against you with
- (6) Joseph Sabco since this case started?
- (7) A Only what's in the papers.
- (8) Q The answer is yes?
- (9) A The answer is no if we are talking
- (10) about directly discussing it. If we're talking
- (11) about hearsay in the papers, the subject has come
- (12) up.
- (13) Q So you discussed it. What did you
- (14) say -
- (15) MR. MURPHY: That's not his
- (16) answer, Mr. Tremont. I think his
- (17) answer stands the way he stated it, not
- (18) the way you stated it.
- (19) BY MR. TREMONT:
- (20) Q What did you talk to him about? What
- (21) did you say in regard to this business?
- (22) A We talked about the fact that there
- (23) were allegations.
- (24) Q What did you say?
- (25) A I don't understand the question.

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- (1) Q It's very clear. What did you say to
- (2) him in regard to the allegation?
- (3) MR. MURPHY: You are asking the
- (4) witness to tell you the specific words
- (5) or the general topic?
- (6) MR. TREMONT: Yes, what the
- (7) specific words were.
- (8) MR. MURPHY: All right, if you
- (9) remember, you can answer the question.
- (10) BY THE WITNESS:
- (11) A I don't know.
- (12) Q What was generally the topic?
- (13) MR. MURPHY: I think he's answered
- (14) that question, Mr. Tremont.
- (15) BY THE WITNESS:
- (16) A I agree with that.
- (17) Q Would you please answer the question.
- (18) MR. MURPHY: State generally what
- (19) the topic is.
- (20) MR. TREMONT: I would ask Mr.
- (21) Murphy not to interfere with these
- (22) comments. I think there's interference
- (23) and I think it's a violation of the law
- (24) of this state.
- (25) MR. MURPHY: It's not a violation

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- (1) of anything, Mr. Tremont.
- (2) MR. TREMONT: Would you please
- (3) answer the question.
- (4) MR. MURPHY: The question has been
- (5) asked and answered. If you would like
- (6) to ask the question again as to what
- (7) the general nature of the conversation
- (8) was, we can have the witness state it
- (9) again.
- (10) BY MR. TREMONT:
- (11) Q What was the general nature of the
- (12) conversation?
- (13) A General nature of the conversation was
- (14) simply the newspaper allegations.
- (15) Q And what did Mr. Sabco say?
- (16) A He sympathized.
- (17) Q With whom?
- (18) A With the fact that allegations were
- (19) brought forth.
- (20) Q Was he surprised at the allegations?
- (21) A I have no knowledge.
- (22) Q Did he indicate to you that he was
- (23) surprised?
- (24) A He indicated that he was disappointed
- (25) or sad to hear about such allegations.

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- (1) Q Isn't it a fact that Mr. Sabco
- (2) participated with you in the touching and abusing
- (3) of children when you were a parish priest?
- (4) MR. MURPHY: Well I'm going to
- (5) object to the form of that question.
- (6) BY MR. TREMONT:
- (7) Q Would you answer the question?
- (8) A I would just like to use my privilege
- (9) of Fifth Amendment in that regard.
- (10) Q What's your birth date?
- (11) A May 21, 1939.
- (12) Q Where were you born?
- (13) A In Bridgeport.
- (14) Q Where in Bridgeport?
- (15) A Bridgeport Hospital.
- (16) Q Where did you go to grammar school?
- (17) A St. Cyril & Methodius.
- (18) Q Where was that?
- (19) A East Side, Bridgeport.
- (20) Q At the time that you went to St.
- (21) Cyril's, where did you live?
- (22) A I lived on Hallock Street.
- (23) Q And that's in Bridgeport?
- (24) A East side of Bridgeport.
- (25) Q When did you graduate from St. Cyril?

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- (1) A I believe in 1952.
(2) Q What was your grade level at the time
(3) of graduation?
(4) A I was an A student.
(5) Q Grade level.
(6) A I don't understand the question.
(7) Q What grade were you in - I understand
(8) St. Cyril's, if I'm not mistaken, went through
(9) two years of high school?
(10) A Oh, excuse me. Eighth grade.
(11) Q Now when you left St. Cyril's, where
(12) did you go?
(13) A To Fairfield Prep.
(14) Q And when did you commence your
(15) education at Fairfield Prep?
(16) A I was at Fairfield Prep in 1952 to
(17) 1956.
(18) Q Did you graduate from Fairfield Prep?
(19) A Yes, I did.
(20) Q And that was in 1956?
(21) A 1956.
(22) Q And during the time that you went to
(23) Fairfield Prep, where did you reside?
(24) A I believe it was in Trumbull. Long
(25) Hill section.

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- (1) Q And what was the address?
(2) A I believe it was 95 Lake Avenue.
(3) Q And with whom did you reside?
(4) A My parents.
(5) Q And what are their names or were their
(6) names?
(7) A Still alive, Stephen and Mary.
(8) Q Did you have any siblings?
(9) A One brother.
(10) Q And what's his name?
(11) A Robert.
(12) Q Where does he reside?
(13) A He resides in Trumbull.
(14) Q What's his address?
(15) A His address is 427 Church Hill Road.
(16) Q Was an addition recently put on his
(17) house?
(18) A Yes.
(19) Q And do you live in that addition?
(20) MR. MURPHY: Once again, we are
(21) not going to answer questions about his
(22) current address and living
(23) arrangements.
(24) MR. TREMONT: Again we will get
(25) into these things, I think this is

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- (1) improper and we are asking for
(2) sanctions.
(3) MR. MURPHY: Be my guest.
(4) BY MR. TREMONT:
(5) Q While you were at Fairfield Prep, did
(6) you work during any of the summers?
(7) A Yes, I did.
(8) Q Where did you work?
(9) A I worked at the - at a bakery. It was
(10) Bork & Stevens Bakery.
(11) Q When did you work there?
(12) A Summers.
(13) Q Which summers?
(14) A I believe it would have been, subject
(15) to correction, I think summer of 1955.
(16) Q Any other summer?
(17) A Regularly on six summers.
(18) Q Subsequent to 1955, is that what you're
(19) saying?
(20) A Subsequent to.
(21) Q Up until the time that you graduated
(22) from Fairfield Prep, did you have any homosexual
(23) relationships with anyone?
(24) A I refuse to answer that question.
(25) Q On what grounds?

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- (1) A On the grounds of Fifth Amendment.
(2) Q When did you graduate from Fairfield
(3) Prep, sir? When did you graduate?
(4) A 1956.
(5) Q Do you believe homosexuality is a
(6) crime?
(7) A Do I believe it is a crime or -
(8) Q Yes.
(9) A I'm not sure what the civil law is.
(10) Q Well criminal law. There's no crime of
(11) homosexuality?
(12) A That's what I'm saying. You are
(13) asking me criminal law, I couldn't tell you.
(14) Q There is no, you can be assured that
(15) there is no crime of homosexuality. I'm asking
(16) you now whether you had any homosexual
(17) relationships up until the time you graduated
(18) from Fairfield Prep?
(19) A I choose to exercise my privilege of
(20) the Fifth Amendment.
(21) Q Your attorney who is saying he wants
(22) to help you so much will advise you that
(23) homosexuality is not a crime in the State of
(24) Connecticut. So there's no Fifth Amendment
(25) privilege to something that's not a crime.

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- (1) Now I'm asking you whether you had any
(2) homosexual relationships.
(3) MR. MURPHY: I think you have the
(4) witness's answer to the question.
(5) MR. TREMONT: I'm going to ask it
(6) again.
(7) MR. MURPHY: You have asked it and
(8) he's given you his answer.
(9) MR. TREMONT: Mr. Murphy, you have
(10) instructed him to plead the Fifth
(11) Amendment to this question.
(12) MR. MURPHY: I have not instructed
(13) him on anything with regard to that
(14) question. You've asked the question
(15) twice and you've gotten the answer
(16) twice.
(17) BY MR. TREMONT:
(18) Q So you refuse to answer, is that
(19) correct?
(20) MR. MURPHY: That's exactly what
(21) he told you.
(22) BY THE WITNESS:
(23) A Yes.
(24) Q Did you have any relationships with
(25) any, when you were at Fairfield Prep, with any

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- (1) females, sexual relations with any females?
(2) A I refuse to answer that, also, on the
(3) grounds of Fifth Amendment.
(4) Q The grounds of Fifth Amendment any
(5) relationships -
(6) A Yes.
(7) Q Do you have of any law -
(8) A Excuse me. Can I interrupt? Is there
(9) any chance I can get some water or is that out of
(10) the - Sorry about that.
(11) Q Do you know of any criminal law that
(12) says it's a crime to have heterosexual
(13) relations? Would you answer the question?
(14) A I'm not aware of it. I'm not qualified
(15) to determine.
(16) Q You are not aware. Would you explain
(17) to me why you are taking the Fifth Amendment to
(18) the question of whether you had any heterosexual
(19) relations with an individual up to the time you
(20) graduated from Fairfield Prep?
(21) A I choose to invoke the Fifth Amendment
(22) privilege in that regard.
(23) Q Now, you graduated from Fairfield Prep
(24) and then what did you do?
(25) A After Fairfield Prep, went to St.

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- (1) Thomas Seminary.
- (2) Q And where was that?
- (3) A In Hartford.
- (4) Q And when did you commence St. Thomas Seminary?
- (5) Seminary?
- (6) A I was in St. Thomas from 1956 to 1958.
- (7) Q What was your motivation for going to St. Thomas Seminary?
- (8) St. Thomas Seminary?
- (9) A I felt the calling to work in the priesthood.
- (10) priesthood.
- (11) Q At the time that you were at Fairfield Prep, what parish were you active in?
- (12) Prep, what parish were you active in?
- (13) A Excuse me? Would you repeat.
- (14) Q What parish were you active in during the time that you attended Fairfield Prep?
- (15) the time that you attended Fairfield Prep?
- (16) A Oh, St. Cyril & Methodius in Bridgeport.
- (17) Bridgeport.
- (18) Q Did you remain a parishioner at St. Cyril's during the time that you went to St. Thomas?
- (19) Cyril's during the time that you went to St. Thomas?
- (20) Thomas?
- (21) A Yes, I was.
- (22) Q Now St. Thomas was a minor seminary, was it not?
- (23) was it not?
- (24) A That's correct.
- (25) Q And at the time that you went to St.

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- (1) Thomas, who was the rector?
- (2) A I believe it was Monsignor John Burns.
- (3) Q And do you recall what diocese he was associated with?
- (4) associated with?
- (5) A He was associated with Hartford.
- (6) Q And the Diocese of Bridgeport had been formed -
- (7) formed -
- (8) A An affiliation -
- (9) Q Approximately three or four years before that?
- (10) before that?
- (11) A 1953, I believe.
- (12) Q You started in '56?
- (13) A That's right.
- (14) Q Now, you say you were motivated. You had a calling. How did you get that calling?
- (15) had a calling. How did you get that calling?
- (16) A It's hard to answer. It's just something that developed along the line - along
- (17) something that developed along the line - along
- (18) the way.
- (19) Q And did you interview with anyone before you went into St. Thomas?
- (20) before you went into St. Thomas?
- (21) A Yes, I did. I interviewed with the pastor and the assistant at St. Cyril & Methodius, the director of vocations of the Diocese of Bridgeport.
- (22) pastor and the assistant at St. Cyril & Methodius, the director of vocations of the Diocese of Bridgeport.
- (23) Methodius, the director of vocations of the Diocese of Bridgeport.
- (24) Diocese of Bridgeport.
- (25) Q Who was the pastor at that time at St.

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- (1) Cyril?
- (2) A Monsignor John Murcko.
- (3) Q Is he alive?
- (4) MR. MURPHY: Could you repeat the name?
- (5) name?
- (6) THE WITNESS: M-U-R-C-K-O.
- (7) BY MR. TREMONT:
- (8) Q Now you also said that you interviewed with who was it from the diocese, the director of vocations?
- (9) with who was it from the diocese, the director of vocations?
- (10) vocations?
- (11) A The director of vocations.
- (12) Q What was his name?
- (13) A I believe it was Monsignor McLaughlin.
- (14) Q And is he alive?
- (15) A No, he's not.
- (16) Q What was the substance of your conversation with Monsignor McLaughlin?
- (17) conversation with Monsignor McLaughlin?
- (18) A We were exploring the possibilities of my going to the seminary.
- (19) my going to the seminary.
- (20) Q Did you make an application to go to the seminary?
- (21) the seminary?
- (22) A Yes, I did.
- (23) Q To whom is that application directed or was it directed I should say?
- (24) was it directed I should say?
- (25) A It was directed to the bishop of

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- (1) Bridgeport requesting permission to enter St. Thomas Seminary as a student for the priesthood.
- (2) Thomas Seminary as a student for the priesthood.
- (3) Q So as I understand it, then at that time in order, you tell me if this isn't correct, in order to enter the seminary, you would have to have the approval of the - of a bishop?
- (4) time in order, you tell me if this isn't correct, in order to enter the seminary, you would have to have the approval of the - of a bishop?
- (5) in order to enter the seminary, you would have to have the approval of the - of a bishop?
- (6) have the approval of the - of a bishop?
- (7) A Yes.
- (8) That's subject to correction. I believe that's the case.
- (9) believe that's the case.
- (10) Q Why did you choose the bishop of Bridgeport?
- (11) Bridgeport?
- (12) A It was the bishop of the diocese in which I was residing and which the parish to which I attended was part of it.
- (13) which I was residing and which the parish to which I attended was part of it.
- (14) which I attended was part of it.
- (15) Q Did you intend that if you completed your seminary activities that you would wish or desire to be ordained as a priest of the Diocese of Bridgeport?
- (16) your seminary activities that you would wish or desire to be ordained as a priest of the Diocese of Bridgeport?
- (17) desire to be ordained as a priest of the Diocese of Bridgeport?
- (18) of Bridgeport?
- (19) A Yes.
- (20) Q Now who was the bishop at that particular time?
- (21) particular time?
- (22) A Lawrence Shehan.
- (23) Q Did you have any interview with Bishop Shehan at that time -
- (24) Shehan at that time -
- (25) A No.

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- (1) Q - before entering the seminary?
- (2) A No.
- (3) Q Now you entered the seminary. At the time that you entered the seminary, would you explain to me the nature of the education at the seminary? Specifically I'm interested, if I -
- (4) time that you entered the seminary, would you explain to me the nature of the education at the seminary? Specifically I'm interested, if I -
- (5) explain to me the nature of the education at the seminary? Specifically I'm interested, if I -
- (6) seminary? Specifically I'm interested, if I -
- (7) you tell me if I'm incorrect, that the seminary would not necessarily require its applicants to have a - well I will withdraw that.
- (8) would not necessarily require its applicants to have a - well I will withdraw that.
- (9) have a - well I will withdraw that.
- (10) Would you explain to me what was the nature of the education at the seminary?
- (11) nature of the education at the seminary?
- (12) A It was basically a liberal arts education.
- (13) education.
- (14) Q Was there a degree process?
- (15) A Associate of arts.
- (16) Q When you entered the seminary, were you sexually active prior to entering the seminary?
- (17) sexually active prior to entering the seminary?
- (18) A I refuse to answer that question on the grounds of the Fifth Amendment.
- (19) grounds of the Fifth Amendment.
- (20) Q So it's your contention that it's a criminal violation to be sexually active in the 1950's; is that it?
- (21) criminal violation to be sexually active in the 1950's; is that it?
- (22) 1950's; is that it?
- (23) A I choose to exercise my privilege to the Fifth Amendment in that regard.
- (24) the Fifth Amendment in that regard.
- (25) Q You are doing that knowingly and you're

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- (1) doing that because you have fear of prosecution for any sexual activities that you may have committed or been involved with in the 1950's; is that correct, sir?
- (2) for any sexual activities that you may have committed or been involved with in the 1950's; is that correct, sir?
- (3) committed or been involved with in the 1950's; is that correct, sir?
- (4) that correct, sir?
- (5) A I choose to exercise my privilege of the Fifth Amendment.
- (6) the Fifth Amendment.
- (7) Q Are you able to answer that question?
- (8) I know you are refusing to answer it. Are you able to answer it? Capable of answering it?
- (9) able to answer it? Capable of answering it?
- (10) A I refuse to answer that on the grounds of the Fifth Amendment.
- (11) of the Fifth Amendment.
- (12) Q So you are saying now the Fifth Amendment - you've been advised or are you coming up with this yourself that the Fifth Amendment precludes you from saying whether you are capable of answering the question?
- (13) Amendment - you've been advised or are you coming up with this yourself that the Fifth Amendment precludes you from saying whether you are capable of answering the question?
- (14) coming up with this yourself that the Fifth Amendment precludes you from saying whether you are capable of answering the question?
- (15) Amendment precludes you from saying whether you are capable of answering the question?
- (16) are capable of answering the question?
- (17) A I choose to exercise my right of the Fifth Amendment in that regard.
- (18) Fifth Amendment in that regard.
- (19) Q What was the application process for the seminary?
- (20) the seminary?
- (21) A The application was to have a recommendation from the director of vocations, from your pastor, transcript of grades.
- (22) recommendation from the director of vocations, from your pastor, transcript of grades.
- (23) from your pastor, transcript of grades.
- (24) Basically that's it.
- (25) Q Was there any physical examination

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- (1) required?
- (2) A My recollection, I really don't know.
- (3) I don't remember.
- (4) Q Was there any psychological examination that was required?
- (5)
- (6) A I don't recall that either.
- (7) Q Now at the time that you commenced your education at St. Thomas's seminary, was there any
- (8) kind of moral restrictions that were imposed upon
- (9) you as a seminarian at St. Thomas at the time
- (10) that you started?
- (11)
- (12) A Any kind of moral requirements?
- (13) Q Yes.
- (14) A To abide by the laws of the Catholic
- (15) church.
- (16) Q Well let me ask you this for example:
- (17) You obviously didn't take any vows, did you, at
- (18) that point?
- (19) A No.
- (20) Q You were a student at a junior college,
- (21) if you will. That was a junior college level;
- (22) correct?
- (23) A Yes.
- (24) Q Was there any particular restriction
- (25) upon the clothing that you wore?

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- (1) A No.
- (2) Q Was there any restriction on the places
- (3) where you might visit or stay during vacations or
- (4) during the summers?
- (5) A Can you explain what you mean by
- (6) restrictions?
- (7) Q That you were told, for example, that
- (8) you couldn't stay at your - you couldn't stay -
- (9) live in an apartment by yourself or that you had
- (10) to stay in a certain place?
- (11) A No, no restrictions of that nature.
- (12) Q Were there any restrictions in regard
- (13) to your sexual activity which would have required
- (14) you to be dismissed if you engaged in such
- (15) activity?
- (16) A Can you repeat that, please?
- (17) MR. TREMONT: Yeah, could we have
- (18) it read again.
- (19) (Whereby, the pertinent question
- (20) was read.)
- (21) BY THE WITNESS:
- (22) A Yes.
- (23) Q What was that?
- (24) A Any activity that would be in violation
- (25) of the directions or commandments of the church.

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- (1) Q For example?
- (2) A Stealing.
- (3) Q I said sexual activities.
- (4) A Oh, sexual, excuse me. Anything that
- (5) would be in violation of the Sixth Commandment
- (6) would be any unlawful sexual activity outside of
- (7) marriage.
- (8) Q For example?
- (9) A I would presume homosexual activity.
- (10) Q All right. So that if you had
- (11) homosexual activity - if one had homosexual
- (12) activity, are you saying that that would cause
- (13) him to be dismissed from the seminary?
- (14) A I'm unable to answer. I really don't
- (15) know.
- (16) Q If somebody stole, if indeed one of the
- (17) seminarians happen to steal something, went and
- (18) shoplifted and it was brought to the attention of
- (19) the seminary that he had shop lifted, does that
- (20) mean that he would be dismissed from the seminary
- (21) because of that one act?
- (22) A I am unaware of what penalties would be
- (23) imposed in that regard. I would imagine it would
- (24) be discussed by the dean and they would make a
- (25) decision.

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- (1) Q At the time that you were in St. Thomas
- (2) Seminary, as I say, you were under no vows;
- (3) that's a fair statement?
- (4) A That's correct.
- (5) Q Now did you engage in any homosexual
- (6) activities in the seminary?
- (7) A I refuse to answer that on the grounds
- (8) it might be incriminating to me.
- (9) Q Are you able to answer that question?
- (10) A I refuse to answer that on the grounds
- (11) of the Fifth Amendment.
- (12) Q Did you engage in any heterosexual
- (13) activity while you were in - during the period
- (14) of time that you were attending St. Thomas?
- (15) A I refuse to answer that on the grounds
- (16) of the Fifth Amendment.
- (17) Q Did you observe any other students or
- (18) priests at the faculty at St. Thomas engaging in
- (19) homosexual activity?
- (20) A I refuse to answer that on the grounds
- (21) of the Fifth Amendment.
- (22) Q Mr. Pcolka, I'm not asking about your
- (23) activity at the moment. I'm asking whether you
- (24) observed any priest or members of the faculty or
- (25) other students at St. Thomas engaging in

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- (1) homosexual activity?
- (2) A I refuse to answer on the grounds of
- (3) the Fifth Amendment.
- (4) Q And you understand that I'm clearly
- (5) asking not of your conduct but whether you
- (6) observed it of others? You understand that.
- (7) A Would you repeat that, please?
- (8) Q Yes - Please, I'm going to ask you not
- (9) to communicate with counsel.
- (10) MR. MURPHY: All right, then -
- (11) MR. TREMONT: And I'm going to ask
- (12) it -
- (13) MR. MURPHY: Well I think he has a
- (14) right to communicate with counsel, but
- (15) in that case. We want to try to move
- (16) this along. Ask your question. He can
- (17) make his own decision.
- (18) MR. TREMONT: All right.
- (19) BY THE WITNESS:
- (20) A Would you repeat.
- (21) Q You understand that I'm not asking you
- (22) about your conduct. The question is whether you
- (23) observed any homosexual activity at St. Thomas
- (24) Seminary between priests or members of the
- (25) faculty either among themselves or with students.

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- (1) A I refuse to answer that on the grounds
- (2) of the Fifth Amendment.
- (3) Q Who - when you were at the seminary,
- (4) approximately how many students were at St.
- (5) Thomas? Do you remember?
- (6) A Well there were two types of students.
- (7) There were students that came in daily for class
- (8) and students that resided. Can you be specific
- (9) as to what you're asking.
- (10) Q What was the distinction between those
- (11) classes? Was there any?
- (12) A It was just in the seminary it was a
- (13) matter of what particular advanced tier you were
- (14) attending.
- (15) Q Why don't you explain that to me?
- (16) A The seminary itself was a high school,
- (17) it was a junior college and it was also an
- (18) institution to make up courses in preparation for
- (19) college.
- (20) Q So there were three functions of the
- (21) seminary?
- (22) A Three functions.
- (23) Q As far as the students at the seminary,
- (24) what would be the age spread, generally, between
- (25) the students? You can do it grade-wise if that's

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- (1) easier.
- (2) A It was a high school, junior college
- (3) and intermediary. So it would be anyone from
- (4) freshman high school to the ordinary college
- (5) years would have been 19 or 20. But we had - in
- (6) the intermediary some were in their 30s and 40s.
- (7) Q Were the students separated? For
- (8) example the high school students from the people
- (9) that were in the junior college? Or for example
- (10) did high school students live there, reside at
- (11) the seminary -
- (12) A Yes.
- (13) Q They did as well.
- (14) A Some did, some didn't.
- (15) Q So that what were the living
- (16) arrangements for students at the seminary?
- (17) A Dormitory.
- (18) Q How many dormitories did they have?
- (19) A Four, I believe.
- (20) Q Four dormitories?
- (21) A Right.
- (22) Q And was there any allocation of
- (23) students in the dormitories in regard to age?
- (24) A I believe there was.
- (25) Q What dormitory did you live in?

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- (1) A The junior college dorm.
- (2) Q Was there a name for it?
- (3) A There were no names. It was the
- (4) seminary. We lived in a dorm and they assigned
- (5) you a room and -
- (6) Q So there were four separate buildings
- (7) that you recall?
- (8) A The building itself is one structure
- (9) with -
- (10) Q It's one building?
- (11) A And it has separate wings, but all
- (12) attached.
- (13) Q So there's one building and there are
- (14) how many floors did the building consist of? As
- (15) best you remember.
- (16) A As best I remember, three.
- (17) Q In this one particular building, there
- (18) might have lived high school students as well as
- (19) persons such as yourself?
- (20) A That's correct.
- (21) Q Now, did any faculty members or -
- (22) and/or priests live in that building?
- (23) A Yes.
- (24) Q Would all the priests that were at the
- (25) seminary live there or would it be limited to

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- (1) proctors or priests of that nature?
- (2) A I believe, subject to my recollection,
- (3) I believe all the faculty lived there.
- (4) Q What were your living arrangements when
- (5) you went up there in your freshman year in regard
- (6) to, in other words, to how many people were in a
- (7) room or what have you?
- (8) A I had a single dormitory room.
- (9) Q It was a single room. Now did all the
- (10) seminarians have a single room that you know of
- (11) or not?
- (12) A Most, perhaps all, I'm not aware.
- (13) Q Now in the second year that you were
- (14) there, did you also have a single dormitory room?
- (15) A Yes, I did.
- (16) Q And was it the same room or a different
- (17) room?
- (18) A Different room.
- (19) Q Did you have any voluntary sexual
- (20) relations with any priest or any other student
- (21) while you were at St. Thomas Seminary?
- (22) A I refuse to answer that on the grounds
- (23) of the Fifth Amendment.
- (24) Q I asked whether you had any voluntary
- (25) sexual relations with anyone.

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- (1) A I refuse to answer it on the grounds of
- (2) the Fifth Amendment.
- (3) Q Would you tell me whether you observed
- (4) priests having sexual activity with students at
- (5) St. Thomas while you were there?
- (6) A I refuse to answer that on the grounds
- (7) of the Fifth Amendment.
- (8) Q Now, what would be your ordinary
- (9) routine when you were a freshman at St. Thomas in
- (10) regard to the activities of the day?
- (11) A Morning mass, classes, perhaps a study
- (12) hall, lunch, classes, study hall, dinner.
- (13) Q Did you have a spiritual advisor during
- (14) your freshman year at the seminary or not?
- (15) A I believe I did.
- (16) Q What was the name of your spiritual
- (17) advisor?
- (18) A The name escapes me. That's not in my
- (19) recollection. I don't remember.
- (20) Q Did you have a spiritual advisor during
- (21) the second year that you were at St. Thomas?
- (22) A Yes, I did.
- (23) Q Do you remember -
- (24) A I do not remember.
- (25) Q You don't remember his - What was the

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- (1) function of the spiritual advisor?
- (2) A His basic function was to be available
- (3) if you had any questions concerning priesthood,
- (4) if you had any question, you would seek
- (5) counseling; and to be sure that, to the best of
- (6) your ability, you were being a seminarian to the
- (7) degree required by the diocese.
- (8) Q So that it was your understanding, that
- (9) is as you were going through St. Thomas Seminary,
- (10) the spiritual advisor or the seminary itself was
- (11) reporting your progress back to the diocese to
- (12) which you had made an application for the
- (13) seminary? The Bridgeport diocese?
- (14) A Specifically I'm not aware, but the
- (15) presumption was that yes.
- (16) Q Were you yourself ever sexually abused
- (17) by anyone as a minor?
- (18) A I refuse to answer that on the grounds
- (19) of the Fifth Amendment.
- (20) Q So you are refusing to answer on the
- (21) Fifth Amendment grounds whether anybody abused
- (22) you as a minor?
- (23) A I refuse to answer on the grounds of
- (24) the Fifth Amendment.
- (25) Q We are using the Fifth Amendment rather

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- (1) widely in this and I want you to understand that
- (2) if a judge determines that you are not giving
- (3) that answer in good faith of fear of prosecution,
- (4) that sanctions apply.
- (5) Now, did you have any psychological
- (6) testing that was conducted while you were a
- (7) student at St. Thomas Seminary?
- (8) A I believe there was, but specifically,
- (9) I have no recollection.
- (10) Q Well did anyone ever discuss with
- (11) you - any individual that might be associated
- (12) either with the seminary or the diocese - any
- (13) particular results of psychological testing or
- (14) problems which one thought that you might have
- (15) had?
- (16) A Did I see any results?
- (17) Q Or -
- (18) A I saw no -
- (19) Q Or discuss the results?
- (20) A No.
- (21) Q Now, getting back to the question that
- (22) I had asked you before, assuming that the - that
- (23) we're talking about the seminarians that were
- (24) living at the seminary, how many seminarians
- (25) approximately would have been living at the

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- (1) seminary during that first and second year you were there?
- (3) A An approximate number would be 400.
- (4) Q 400?
- (5) As far as your graduating class, do you recall approximately how many seminarians would have graduated along with you at the end of that second year for an associates degree?
- (9) A I'm not aware of the total exactly.
- (10) Q Approximately?
- (11) A I would say approximately 45. That's subject to correction.
- (13) Q Out of those who graduated, do you have any idea as to the number that went on to a major seminary?
- (16) A I have no exact determination, but I would estimate between 40 and 42.
- (18) Q So a majority of them?
- (19) A Yes.
- (20) Q Now were you ever reprimanded at St. Thomas Seminary for any reason? Disciplinary reason?
- (23) A Not to my knowledge.
- (24) Q What were the courses that you took at St. Thomas? That you recall?

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- (1) A Liberal arts courses. Latin, English, math, science.
- (3) Q Was there any religion?
- (4) A Religion -- well excuse me, yes.
- (5) Q What was the nature of the courses in religion?
- (7) A They were Scripture courses, liturgy courses, dogmatic courses, courses in the sacraments.
- (10) Q Were you requested, while you were in the seminary, to live the same life you might have to live as a priest or was that not the case?
- (14) A At the time, it was expected I lived the life of a seminarian.
- (16) Q Well --
- (17) A I had no idea at the time what the life of a priest would be.
- (19) Q Well what was the life of a seminarian? When you say you were expected to live the life of a seminarian, what did that include? I mean what did you understand that to mean?
- (23) A To attend classes, to follow the directives of the seminary.
- (25) Q Were those directives any different for

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- (1) example than you living the life of a Catholic in that first and second year at the seminary?
- (3) A Basically not.
- (4) Q So that you hadn't taken any vows; that's correct?
- (6) A No.
- (7) Q Do you understand that the life of a priest might be a little different than the life of an ordinary Catholic?
- (10) A Yes.
- (11) Q That's why I'm asking you the question. So that you lived the life of a seminarian, but you understood the seminarian -- that's why I say what directives did you get from the seminary that you understood, in regard to your conduct, that might be different than a practicing Catholic of your age should have followed?
- (18) A One expected exemplary conduct in regards to the specifically in regards to the directives of religion.
- (21) Q What do you mean by that, "the directives of religion"?
- (23) A Well the ordinary Catholic would be required to keep the Commandments and adhere to the regulations of the Church and we were

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- (1) required to be examples of that.
- (2) Q Did you ever own a piece of property in New Hampshire or Vermont?
- (4) A Yes, I did.
- (5) Q Where?
- (6) A At Washington, New Hampshire.
- (7) Q Do you still own it?
- (8) A No, I don't.
- (9) Q When did you sell it or transfer it?
- (10) Approximately?
- (11) A Approximately 1976, 1977.
- (12) Q Did you sell it or transfer it?
- (13) A We sold it.
- (14) Q And you sold it to whom? Do you remember?
- (16) A Really the name is not familiar. It was done through an agent.
- (18) Q You said "we." Who owned it?
- (19) A Well I owned it. I didn't mean to say --
- (21) Q So you owned it in your own name?
- (22) A Yes.
- (23) Q And you sold it then in your own name?
- (24) A Yes.
- (25) Q And when did you purchase that?

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- (1) A Approximately 1969.
- (2) Q How did you purchase that?
- (3) A Bank loan.
- (4) Q Why did you purchase it?
- (5) A As a summer residence or vacation residence.
- (7) Q What did the property consist of?
- (8) A Originally simply the land. Eventually a house.
- (10) Q What kind of a house?
- (11) A I don't understand the question.
- (12) Q Well describe the house to me.
- (13) A It was a cedar house, living room, kitchen, two bedrooms and I believe we had a family room.
- (16) Q Was it on one floor?
- (17) A Two floors.
- (18) Q Two floors. Who built the house?
- (19) A It was a combination. I had contractors who built the actual structure and then I, with friends, built the -- or completed the inside.
- (23) Q Who were the friends that helped you complete the inside?
- (25) A Specifically, I'm not -- I really don't

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- (1) know.
- (2) Q You don't remember the names of any of them?
- (4) A Well -- this Mr. Sabco that we had mentioned.
- (6) Q Mr. Sabco?
- (7) A Right.
- (8) Q How old would he have been that the point? How old is he now?
- (10) A Mid 30s.
- (11) Q He is now in his mid 30s?
- (12) MR. MURPHY: You asked two questions, Mr. Tremont. So which one do you want answered?
- (15) MR. TREMONT: I understand. Well that's what I'm asking.
- (17) BY MR. TREMONT:
- (18) Q Is he now in his mid 30s?
- (19) A 36 or 37.
- (20) Q And you built this house in 19, what, 21 70?
- (22) A It would have been '71 or '72.
- (23) Q So he would have been, if he's 36 or 37, he would be 12, 13 years old at that point?
- (25) A 15, 16 maybe.

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- (1) Q So he helped you build the house. Who
- (2) else helped you build the house?
- (3) A We had friends from the parish to which
- (4) I was attending who were electricians, plumbers.
- (5) Q Yeah. What's their names?
- (6) A Electrician was Joseph Voytek.
- (7) Q Do you know where he is now?
- (8) A I believe he lives in Bridgeport.
- (9) Q Who else?
- (10) A I'm trying -
- (11) Q Anyone else?
- (12) A There was a person by the name of
- (13) Landrou.
- (14) Q Landrou?
- (15) A Thomas.
- (16) Q When was the last time you saw Thomas
- (17) Landrou?
- (18) A It has to be ten years.
- (19) Q Ten years ago?
- (20) A Give or take, yes.
- (21) Q And do you recall what Thomas Landrou's
- (22) age was when he was helping you build this house?
- (23) A He had to be 16, 17 or 18.
- (24) Q You were a priest at the time that you
- (25) were building this house?

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- (1) A Yes, I was.
- (2) Q And what parish were you associated
- (3) with?
- (4) A St. John's in Bridgeport.
- (5) Q These were young people, they were
- (6) minors that were up there helping you build the
- (7) house?
- (8) A No, Mr. Voytek was maybe 28, 29. A
- (9) few other adults who were, you know, capable.
- (10) Q Mr. Landrou was a minor?
- (11) A I believe his father was also helping.
- (12) Q What's his father's name?
- (13) A Thomas.
- (14) Q So the father and son were both
- (15) helping?
- (16) A Yes.
- (17) There were a number of others, too,
- (18) names -
- (19) Q Do you know a Joseph Vince?
- (20) A Yes, I know Joseph Vince.
- (21) Q When was the last time you spoke with
- (22) Joseph Vince?
- (23) A It has to be ten years at least.
- (24) Q Did he ever help you build the house?
- (25) A I don't recall.

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- (1) Q How do you know Joseph Vince?
- (2) A Parish.
- (3) Q What parish?
- (4) A St. John's.
- (5) Q Did you only know him as a parishioner?
- (6) A What do you mean?
- (7) Q Well did you know him as a parishioner
- (8) in the parish or did you also see him on a social
- (9) basis?
- (10) A I knew the family, so I would visit the
- (11) house, certainly. So in answer, I -
- (12) That would be social.
- (13) Q Was Mr. Vince ever up in Vermont - or
- (14) I'm sorry, New Hampshire?
- (15) A Yes.
- (16) Q Did you ever invite children up to that
- (17) place in New Hampshire?
- (18) MR. MURPHY: I'm going to advise
- (19) him to invoke his privilege against
- (20) self-incrimination.
- (21) BY MR. TREMONT:
- (22) Q When did you -
- (23) MR. MURPHY: On the identity of
- (24) visitors to New Hampshire.
- (25) BY MR. TREMONT:

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- (1) Q When did you sell the piece in New
- (2) Hampshire?
- (3) A I believe it was either '76 or '77.
- (4) Q So I'm asking you questions regarding
- (5) events that occurred 18 years ago.
- (6) So I'm asking you about events that
- (7) occurred 18 years ago and I'm asking you whether
- (8) you had any minor children visit New Hampshire,
- (9) and you are refusing to answer?
- (10) A Yes.
- (11) Q Now, while you were in the seminary,
- (12) was there any discussion regarding chastity.
- (13) This is the minor seminary. Do people have
- (14) discussions regarding that?
- (15) A It's part of the religion courses,
- (16) yes.
- (17) Q Was there any discussion among the
- (18) students regarding homosexuality which might have
- (19) been occurring at the seminary?
- (20) A I refuse to answer that on the grounds
- (21) of the Fifth Amendment.
- (22) Q What I'm asking you is not any activity
- (23) of yours, I'm merely asking you whether there was
- (24) any discussion among the students regarding
- (25) homosexuality which might be occurring at the

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- (1) seminary in the 1950s?
- (2) A I refuse to answer that on the grounds
- (3) it might incriminate me.
- (4) Q Now, have you ever seen your records
- (5) from the seminary?
- (6) A Briefly.
- (7) Q And when was it that you saw those
- (8) records?
- (9) A Within the past year.
- (10) Q Within the past year? Had you ever
- (11) seen them before that time?
- (12) A No.
- (13) Q And where were you when you saw those
- (14) records?
- (15) A I believe I was in my counsel's office.
- (16) Q In your attorney's office? Is that Mr.
- (17) Murphy's office?
- (18) A Mr. Murphy's office.
- (19) Q And Mr. Murphy had the records from
- (20) your seminary?
- (21) A It would appear so.
- (22) Q What other records did he show you?
- (23) MR. MURPHY: Well -
- (24) BY THE WITNESS:
- (25) A I believe that's all -

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- (1) MR. MURPHY: I think you are
- (2) getting into an area of attorney/client
- (3) privilege, aren't you?
- (4) MR. TREMONT: No, I'm not. I'm
- (5) asking for records. I'm not asking
- (6) what he told you. I'm not asking -
- (7) I'm asking about - these are this
- (8) man's records. I'm asking the records
- (9) that you saw.
- (10) BY MR. TREMONT:
- (11) Q What other records did you see.
- (12) MR. SWEENEY: Mr. Tremont, let me
- (13) state one thing for the record that
- (14) might help to accelerate this whole
- (15) thing.
- (16) As you know, the issue of Father
- (17) Pcolka's personnel records of the
- (18) diocese developed several months ago
- (19) and in advance of the evidentiary
- (20) hearings before Judge Levin as counsel
- (21) for the diocese, I furnished to
- (22) Attorney Murphy as counsel for Father
- (23) Pcolka a complete set of the diocese
- (24) records so-called personnel file-type
- (25) records regarding Father Pcolka which

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(1) had been submitted -- the same records
(2) which had been submitted to Judge
(3) Levin. So I think if it will save you
(4) from having to go through these piece
(5) by piece, the record -- and I stated
(6) this before Judge Levin in open court,
(7) all of those records were submitted to
(8) Attorney Murphy so he could deal with
(9) the discovery issues which of course
(10) went before Judge Levin.
(11) MR. TREMONT: The problem with the
(12) comment, Mr. Sweeney, is that
(13) unfortunately I don't have all the
(14) records which you submitted to Judge
(15) Levin. So I don't know what those
(16) records consisted of; and until we get
(17) some identification through the court
(18) inquiry that we are presently making,
(19) I'm in the dark about that and that's
(20) why I'm asking these questions.
(21) BY MR. TREMONT:
(22) Q So let's take the seminary records.
(23) What seminary records were you shown, did you
(24) see?
(25) A Grades.

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(1) Q Grades? And this is at St. Thomas?
(2) A St. Thomas.
(3) Q What else besides grades?
(4) A Specifically, I don't recall.
(5) Q You don't recall anything else?
(6) A No.
(7) Q Now, how long have you known Bishop
(8) Egan?
(9) A Since he was installed as bishop.
(10) 1988.
(11) Q How many times have you personally met
(12) Bishop Egan?
(13) A A number of times. I don't recall the
(14) exact number.
(15) Q How many times have you met with Bishop
(16) Egan specifically? Let's say at the chancellery
(17) or at his home?
(18) A Again a number of times, but --
(19) Q Well when's the last time you met with
(20) Bishop Egan?
(21) A Excuse the delay, I'm just trying to
(22) go back here. It had to be sometime in '92. I
(23) don't recall specifically when.
(24) Q You say that you were relieved from
(25) your duties as a priest sometime in January of

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(1) '93?
(2) A I believe so.
(3) Q Since January of '93, have you met with
(4) Bishop Egan personally?
(5) A No, I have not.
(6) Q You haven't talked to him? Well I'll
(7) withdraw that.
(8) First, you have not met with him?
(9) A I have not met with him.
(10) Q Have you spoken with him on the
(11) telephone?
(12) A My recollection, possibly once.
(13) Q What was the nature of the
(14) conversation?
(15) A I'm trying to recall it.
(16) Specifically, it was only about a two
(17) minute conversation and we had just kind of
(18) expressed concern for each other under the
(19) present situation, his volunteering to continue
(20) to pray for me and to say mass and my, you know,
(21) expression of thanks for that.
(22) Q Did you call him or did he call you?
(23) A I believe the call was placed on my
(24) part.
(25) Q You called him. What was the purpose

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(1) of your call?
(2) A I was led to believe that he would
(3) like to hear from me.
(4) Q Well who told you that?
(5) A Monsignor Bronkiewicz.
(6) Q What did Monsignor Bronkiewicz tell you
(7) that the bishop wanted to hear from you?
(8) A I have no idea.
(9) Q You don't know. He just told you call
(10) up Bishop Egan?
(11) A From the conversation it seemed to be
(12) just a concern.
(13) Q When you called Bishop Egan, what did
(14) he have to say to you?
(15) A Specifically --
(16) Q He said he wanted you to call?
(17) A Specifically it was a concern. He was
(18) advising me that he was continuing to offer
(19) prayers and masses on my behalf.
(20) Q He was concerned for what? What did he
(21) indicate?
(22) A The difficulties I presume of the
(23) present situation.
(24) Q So he was concerned for you?
(25) A Yeah, that exactly.

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(1) Q Did he ever mention he was concerned
(2) for the victims of child abuse?
(3) A Specifically, I don't recall if that
(4) was part of the conversation.
(5) Q Did you ever know Bishop Egan before he
(6) became the, bishop of this diocese?
(7) A No.
(8) Q Did you ever have any conversations
(9) with Bishop Egan regarding the sexual abuse of
(10) children?
(11) A I would choose to exercise my right to
(12) claim the Fifth Amendment in that regard.
(13) Q You are refusing to answer?
(14) A Yes -- using the Fifth Amendment.
(15) Q Now, did Bishop Egan ever loan you
(16) money?
(17) A Did he ever loan me money?
(18) Q Yes.
(19) A Not to my knowledge.
(20) Q Did you ever loan him money?
(21) A Not to my knowledge.
(22) MR. TREMONT: We can take a break
(23) for a few minutes.
(24) (Whereby, a brief recess was
(25) taken.)

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(1) BY MR. TREMONT:
(2) Q Do you know who James A. Egan is?
(3) A Do I know James A. Egan?
(4) Q Yeah.
(5) A I'm afraid I do not.
(6) Q Do you know anything about the Midwest
(7) Bank & Trust Company of Elmwood Park, Illinois?
(8) A No, I'm afraid I don't.
(9) MR. TREMONT: I would like to mark
(10) this as Exhibit C, please.
(11) (Plaintiff's Exhibit C was marked
(12) for identification: Certificate of
(13) deposit.)
(14) BY MR. TREMONT:
(15) Q Now I show you this certificate of
(16) deposit in the name of Edward M. Egan and James
(17) A. Egan maturing on January 25th, 1988. Would
(18) you tell me why this was in your personnel file?
(19) THE WITNESS: Do you want to see
(20) this?
(21) MR. TREMONT: No, I'm asking you.
(22) Would you please look at it.
(23) MR. MURPHY: I know, but I'm
(24) entitled to look at the exhibit. So is
(25) anybody else who is here.

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- (1) MR. TREMONT: would you answer the
(2) question, please.
(3) MR. SWEENEY: May I see it,
(4) please?
(5) BY THE WITNESS:
(6) A I have no idea.
(7) May I look again?
(8) Q Certainly.
(9) Mr. Pcolka, I'm showing you a document
(10) which is Plaintiff's Exhibit C which is in your
(11) personnel file and which was submitted to the
(12) Superior Court as a document contained in your
(13) personnel file which file apparently was kept
(14) separate and apart and wasn't tampered with, and
(15) in it is a certificate of deposit for \$32,562.46
(16) issued from the Midwest Bank & Trust Company of
(17) Elmwood Park, Illinois, made out to Edward M.
(18) Egan or James A. Egan, 1011 First Avenue, New
(19) York, New York. Do you know anything about this?
(20) A I do not.
(21) Q Do you know who Edward M. Egan is?
(22) A That's the bishop of Bridgeport as far
(23) as I know.
(24) Q And that's his name, Edward M. Egan, is
(25) it not?

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- (1) A Edward Michael, yes.
(2) Q Do you know who James A. Egan is?
(3) A No, I'm afraid I don't.
(4) Q Do you know anything about the address
(5) 1011 First Avenue, New York, New York?
(6) A No. I'm afraid I don't.
(7) Q Pardon?
(8) A I'm afraid I don't know what it is.
(9) Q Now, when you completed your course at
(10) St. Thomas Seminary, what did you then do?
(11) A I was appointed to St. John's Seminary
(12) in Massachusetts.
(13) Q Now, did you have a choice of attending
(14) more than one major seminary?
(15) A No.
(16) Q Did you request attendance at any
(17) particular major seminary?
(18) A No, I did not.
(19) Q Before you could attend a major
(20) seminary, was there any other application or
(21) process that you had to go through?
(22) A Not to my knowledge.
(23) Q How long a course was there at St.
(24) John's Seminary?
(25) A I believe it was six years.

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- (1) Q It was a six year course? And did you
(2) attend six years?
(3) A I did.
(4) Q When did you commence your education at
(5) St. John's?
(6) A 1965.
(7) Q 1965?
(8) A That's correct.
(9) MR. SWEENEY: Pardon me, did you
(10) say commence or conclude?
(11) THE WITNESS: I thought
(12) commencement was graduation, but I
(13) could be -- subject to correction. I
(14) began --
(15) BY MR. TREMONT:
(16) Q When did you start?
(17) A I began in 1956, concluded in 1965.
(18) Q And you attended each year?
(19) A Yes, I did.
(20) MR. SWEENEY: Did the witness say
(21) '58 or '56.
(22) BY THE WITNESS:
(23) A Excuse me, '58. Correction. '56 was
(24) St. Thomas, '58 was St. John's.
(25) Q So you are mistaken?

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- (1) A Yes.
(2) Q So that you started the -- you
(3) commenced in 1956. Isn't it a fact that you
(4) skipped a year?
(5) A Yes, it is.
(6) Q You missed a year? Is that correct?
(7) A That's correct.
(8) Q So you didn't attend continually; did
(9) you?
(10) A You didn't ask. The question I
(11) believe was did I spend six years there.
(12) Q All right.
(13) A Which I did.
(14) Q All right. So you -- in order to --
(15) where was that, in Brighton?
(16) A In Brighton.
(17) Q Who was the rector of the seminary when
(18) you went there?
(19) A I believe it was Matthew Stapleton.
(20) Q And did he remain rector of the
(21) seminary while you were there?
(22) A Yes.
(23) Q And do you know where he is today?
(24) A Deceased.
(25) Q Now, did you have any physical

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- (1) examinations in order to enter St. John's?
(2) A Not to my knowledge.
(3) Q Did you have any psychological
(4) examinations in order to enter St. John's?
(5) A Not to my knowledge.
(6) Q Did you have any psychological or
(7) psychiatric examinations while you were at St.
(8) John's?
(9) A I believe that might be privileged
(10) information.
(11) Q No, I'm asking you whether you had any
(12) psychiatric examinations. It's not privileged.
(13) Just answer.
(14) MR. MURPHY: You can answer yes
(15) or no and then we'll get to the next
(16) question.
(17) BY THE WITNESS:
(18) A Can you ask the question again.
(19) Q Did you have any psychiatric
(20) examinations while you were at St. John's?
(21) A Yes.
(22) Q Did you have any physical health
(23) problems, if you will, physical problems while
(24) you were at St. John's?
(25) MR. MURPHY: Once again, you can

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- (1) answer yes or no.
(2) BY THE WITNESS:
(3) A Yes. To my knowledge.
(4) Q What were the physical problems that
(5) you had?
(6) MR. MURPHY: Well, I think his
(7) medical record and history is governed
(8) by a privilege and we are going to
(9) exercise his privilege on that.
(10) MR. TREMONT: There's no privilege
(11) for medical information. The privilege
(12) that applies to medical information
(13) relates to the dissemination of the
(14) information through the doctor. The
(15) privilege doesn't apply to the
(16) individual. An individual can't take
(17) as a privilege answers to medical
(18) questions. The statute is very clear
(19) and the statute precludes the
(20) dissemination of information. And the
(21) objection that you raised in court, Mr.
(22) Murphy, related to the dissemination of
(23) psychiatric information and medical
(24) information from the medical provider
(25) and not the patient.

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- (1) So that is not a grounds and --
(2) MR. MURPHY: Well --
(3) MR. TREMONT: You've instructed
(4) him not to answer any medical --
(5) MR. MURPHY: I am now, yes.
(6) MR. TREMONT: That's what I'm
(7) saying. You are instructing him
(8) that --
(9) MR. MURPHY: I'm instructing him
(10) not to answer that question.
(11) BY MR. TREMONT:
(12) Q Now I'm going to ask you what
(13) psychiatrist did you see?
(14) A I believe that's privileged
(15) information.
(16) Q You are going to refuse to answer that;
(17) is that correct?
(18) A As privileged information, yes.
(19) Q As privileged information?
(20) Did you ever see a Dr. Green who was at
(21) the Fairfield state hospital, a psychiatrist,
(22) while you were a student at St. John's Seminary?
(23) A Yes, I did.
(24) Q You did. And why did you see him?
(25) A It was part of my assignment when the

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- (1) seminary -- one of the psychological courses we
(2) were taking. I had to do some research work and
(3) we needed his okay to use the facilities at
(4) Fairfield Hills.
(5) Q What was the research work that you
(6) were doing?
(7) A Some sort of psychological difficulties
(8) and specifically, I don't recall.
(9) Q You don't remember. Did you ever see a
(10) Dr. Sires as a psychiatrist?
(11) A I believe that's privileged
(12) information, too.
(13) Q Are you refusing to answer that
(14) question?
(15) A As privileged information, yes.
(16) Q What is the grounds of the privileged
(17) information?
(18) A I believe it's privileged information.
(19) Q Have you seen reports of Dr. Sires
(20) regarding your psychological state?
(21) A I believe that's privileged as well.
(22) Q Did you see Dr. Meshken as you were a
(23) seminarian for psychiatric problems?
(24) A I believe that's privileged.
(25) Q You are refusing to answer that?

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- (1) A As privileged.
(2) Q Were you ever treated in the Institute
(3) of the Living because of the sexual proclivities
(4) and problems that you had?
(5) A I refuse to answer that on two grounds,
(6) Fifth Amendment and privilege.
(7) Q On Fifth Amendment and privilege?
(8) A And privilege.
(9) Q At the time that you entered St. John's
(10) Seminary in Brighton, Massachusetts, was there
(11) any contact that you had with the Diocese of
(12) Bridgeport in regard to your training as a
(13) seminarian?
(14) A At the time I was at St. John's, was
(15) there any contact --
(16) Q Contact specifically with the
(17) Bridgeport diocese.
(18) MR. SWEENEY: Pardon me,
(19) Counselor, are you saying before or
(20) during? I thought your question was at
(21) the time he entered.
(22) BY MR. TREMONT:
(23) Q At the time he entered, yes.
(24) A Was there a connection -- Would you
(25) repeat.

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- (1) Q A contact with an individual at the
(2) Diocese of Bridgeport?
(3) A Regarding what, sir?
(4) Q Regarding your seminary training.
(5) A Yes, I believe there was.
(6) Q Well who was it?
(7) A It would have been the director of
(8) vocations.
(9) Q Was there a director of vocations for
(10) Bridgeport Diocese?
(11) A I believe there was.
(12) Q And did you see that director of
(13) vocation on a regular basis?
(14) A I believe I did.
(15) Q How often would you see him?
(16) A I would say any time I was in the area.
(17) Q Well what does that mean?
(18) A Well the seminary required living on
(19) the grounds, so it would have been vacation
(20) times.
(21) Q So that you would -- was there a
(22) specific pattern that was required of you
(23) visiting or reporting to the director of
(24) vocations?
(25) A Not to my knowledge.

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- (1) Q Did you have any discussions with the
(2) director of vocations regarding the problems you
(3) were having at St. John's Seminary?
(4) A I refuse to answer on the grounds of
(5) the Fifth Amendment.
(6) Q Were you engaged in homosexual
(7) activity, voluntary and consenting homosexual
(8) activity with students and faculty members while
(9) you were at St. John's Seminary?
(10) A I refuse to answer that on the grounds
(11) of the Fifth Amendment.
(12) Q Were any complaints made against you
(13) while you were at St. John's Seminary because of
(14) homosexual activity between you and other
(15) students and/or faculty members?
(16) A I refuse to answer that on the Fifth
(17) Amendment grounds.
(18) Q Did you see a psychiatrist because you
(19) were having sexual problems while you were at St.
(20) John's Seminary?
(21) A I refuse to answer that on the Fifth
(22) Amendment.
(23) Q Are you an alcoholic?
(24) A No.
(25) Q Were you an alcoholic at any time?

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- (1) A No.
(2) Q Did you ever go for any type of alcohol
(3) counseling?
(4) A Never.
(5) Q Did you tell anybody in the Bridgeport
(6) diocese about your homosexual activity?
(7) A I refuse to answer that on the grounds
(8) of the Fifth Amendment.
(9) Q Let me ask you, you told us that -- how
(10) Mr. Murphy was hired as your attorney. At the
(11) present time you have no other attorney for this
(12) case, do you, outside of Mr. Murphy?
(13) A That's correct.
(14) Q And could you tell me whether you hired
(15) any attorney to represent you for any allegation
(16) of sexual abuse in the last 30 years? Outside of
(17) Mr. Murphy?
(18) A I refuse to answer that on the grounds
(19) of the Fifth Amendment.
(20) Q This is not a Fifth Amendment question.
(21) I'm asking you whether you hired any attorney,
(22) all right? Have you hired -- the answer is
(23) either yes or no. Have you hired any attorney to
(24) represent you in regard to claims of sexual
(25) abuse?

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(1) MR. MURPHY: You can answer that.
(2) Yes or no.
(3) BY THE WITNESS:
(4) A A qualified yes.
(5) Q Why qualified? I mean you qualified
(6) it. You're saying that's qualified?
(7) A Well that's - Correction to yes.
(8) Q Yes, all right. And who was that
(9) attorney? Just the name.
(10) A I believe that would be privileged.
(11) Q Would you please give me the name of
(12) the attorney. I'm not interested in what you
(13) talked about. I just want the name.
(14) MR. MURPHY: You can tell the name
(15) of the attorney.
(16) BY THE WITNESS:
(17) A Richard Bepko.
(18) Q And that would be the only attorney?
(19) That would have been in regard to the
(20) claims that were made by the accuseds. Is that
(21) correct?
(22) A I would claim a privileged claim.
(23) MR. SWEENEY: Pardon me, Mr.
(24) Tremont, I notice it's quarter past 11.
(25) We have been going since 9:30. I

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(1) wonder if it would be appropriate to
(2) take a morning break.
(3) (There was a discussion off the
(4) record.)
(5) (Whereby, a brief recess was
(6) taken.)
(7) (Plaintiff's Exhibit D was marked
(8) for identification: Signed pledge.)
(9) MR. SWEENEY: Mr. Tremont, can we
(10) work an arrangement so counsel can at
(11) least see these things before
(12) questions -
(13) MR. TREMONT: I just want to
(14) identify it first and then I'll pass it
(15) around.
(16) BY MR. TREMONT:
(17) Q Is that your signature, Raymond J.
(18) Pcolka?
(19) A S. Raymond S., not J. That's my
(20) signature, yes.
(21) Q Could you explain to me how it came
(22) about that you signed that pledge?
(23) A That was a customary requirement prior
(24) to ordination in '65. I'm not aware if it's
(25) continued to be a custom.

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(1) Q What do you mean by a customary
(2) requirement?
(3) A Prior to ordination, it was the custom
(4) of a preordained that for five years that would
(5) refrain from any alcoholic drinks.
(6) Q That would be between 1965 and 1970?
(7) A I believe so, yes.
(8) Q Did you refrain for five years from
(9) alcoholic drinks?
(10) A To the best of my knowledge.
(11) Q You did?
(12) A To the best of my knowledge.
(13) Q Well the answer is you did; is that
(14) correct? Or you didn't.
(15) A The answer is I don't recall.
(16) Q You don't recall. So you may have or
(17) you may not have.
(18) A That's correct.
(19) Q Now why was it that you did not go
(20) through six straight years at St. John's
(21) Seminary?
(22) A I took one year off.
(23) Q Why did you take a year off?
(24) A I believe that's personal and
(25) confidential.

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(1) Q Yes, well would you answer it, please.
(2) Why did you take a year off?
(3) A I believe it's confidential to answer
(4) that.
(5) Q There's no such thing as confidential.
(6) You must answer the question that's been asked.
(7) A Privilege of confidentiality.
(8) Q Well there is no privilege of
(9) confidentiality. You have to answer the question
(10) unless you believe that you may be incriminated
(11) by the answer. Counsel's explained that to you.
(12) Would you answer the question.
(13) MR. MURPHY: You can answer that
(14) question.
(15) BY THE WITNESS:
(16) A Would you repeat the question.
(17) Q Why did you take off one year?
(18) A I felt that I needed a break from the
(19) seminary training.
(20) Q Why?
(21) A Perhaps doubts as to whether or not I
(22) should be continuing.
(23) Q What doubts did you have?
(24) A Specifically, I don't recall.
(25) Q Well you must - you stopped - how

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(1) long were you in the seminary before you took the
(2) break?
(3) A Three, perhaps four years.
(4) Q When you took the first - when you
(5) first entered St. John's Seminary, what were the
(6) living arrangements at St. John's Seminary?
(7) A Dormitory.
(8) Q That's a large seminary; is it not?
(9) A Yes.
(10) Q And do you recall what seminarians it
(11) prepared for what diocese?
(12) A Many diocese, primary Boston. But any
(13) bishop could apply there to have a seminarian
(14) placed in studies.
(15) Q And that's the largest seminary, is it
(16) not, in the United States?
(17) A I really don't know that.
(18) Q Now let me ask you, when you were at
(19) St. John's Seminary, do you recall how many of
(20) the students, those 45 or 40 students from St.
(21) Thomas went up with you?
(22) A No, I was it.
(23) Q You were the only one?
(24) A Just myself.
(25) Q So there were no other seminarians from

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(1) the - from your graduating class that went up?
(2) A Correction. I was the only one from
(3) the Diocese of Bridgeport.
(4) Q All right, there might have been
(5) some -
(6) A There might have been some from other
(7) diocese.
(8) Q Now could you tell me where the other
(9) seminarians went?
(10) A Catholic University; Mt. St. Mary's in
(11) Emmitsburg, Maryland; St. Mary's in Baltimore;
(12) St. Bernard's in Rochester.
(13) Q Is there any reason, do you know, why
(14) you went to St. John's?
(15) A I believe it was academic. The reasons
(16) were academic. They chose some of the top people
(17) to go to St. John's.
(18) Q And you were top -
(19) A In that particular year, yes.
(20) Q What was your -
(21) A It was - the two top seminaries were
(22) Catholic University and St. John's. And it's my
(23) understanding that they chose the top academic
(24) members of the class or whatever other reasons
(25) they had for enrolling seminarians in these two

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- (1) particular seminarians.
(2) Q When you went to St. John's Seminary,
(3) do you recall who the vocational advisor was?
(4) A I believe it was still Monsignor
(5) McLaughlin.
(6) Q And you would meet with him?
(7) A Yes.
(8) Q Was there anything different in the
(9) routine at St. John's Seminary than the routine
(10) at St. Thomas Seminary?
(11) A Same basically.
(12) Q There were no vows that you took at St.
(13) John's?
(14) A No.
(15) Q Were you allowed basically to live
(16) freely and do whatever you chose during the
(17) summer vacations?
(18) A Again, within the perimeters of living
(19) exemplary life and reporting to the vocations
(20) director.
(21) Q Now while you were working -- while you
(22) were matriculating at St. Thomas Seminary, you
(23) had the summers off?
(24) A Yes.
(25) Q And did you work?

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- (1) A Once I became -- Yes, I would imagine.
(2) Correct. Excuse me, I was trying to retrace my
(3) age at the time. I worked every summer from the
(4) time I was 16.
(5) Q You told us that you had worked while
(6) at Fairfield Prep at Bork & Stevens?
(7) A That's right.
(8) Q Where did you work when you were at St.
(9) Thomas?
(10) A Also at the bakery.
(11) Q And how many summers did you work at
(12) the bakery then?
(13) A Up to the year prior to ordination.
(14) Q So that during four or five years at --
(15) A At least.
(16) Q At St. John's you worked at Bork &
(17) Stevens?
(18) A That's correct.
(19) Q And where was this plant located or
(20) bakery?
(21) A In Bridgeport. I'm trying to recall.
(22) Q Was it off Housatonic Avenue?
(23) A Off Housatonic, correct. It became
(24) the Grand Union Bakery.
(25) Q Who were some of the people you worked

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- (1) with during the summer?
(2) A Oh, I couldn't even remember names at
(3) this stage. It was many years ago.
(4) Q While you were at the seminary at St.
(5) John's, did you drink at all, alcoholic
(6) beverages?
(7) A Rarely.
(8) Q Rarely?
(9) A Rarely if any, yes.
(10) Q Did you have a car?
(11) A Not until the final year. As a matter
(12) of fact, the last few months of the final year.
(13) Q Where was your family living while you
(14) were working at Bork & Stevens?
(15) A They were living in Trumbull.
(16) Q How did you get to work each day?
(17) A Oh, excuse me, all right, there's a
(18) correction on there. We had a second car in the
(19) family, so --
(20) Q You had a car that was available --
(21) A Yeah, a car that was available, yes.
(22) Q Are there any particular friends you
(23) had at that time?
(24) A Other than co-workers, not to my
(25) knowledge. Or recollection.

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- (1) Q You didn't hang around with anyone?
(2) A Seminarians.
(3) Q Who were the seminarians you hung
(4) around with?
(5) A All those who would have been in the
(6) academic area of the seminary.
(7) Q Yeah, who are they? What's their
(8) names?
(9) A There's a Father Green who is
(10) presently in Catholic University,
(11) Washington; Monsignor Shied who is presently in
(12) Norwalk; there was another who was ordained with
(13) me.
(14) Q Who was he?
(15) A I have no idea.
(16) Q Were these people from Bridgeport area?
(17) A Mostly from the Bridgeport area, yes.
(18) Q Anyone else?
(19) A I had friends in Massachusetts who were
(20) in the same class in the seminary. I don't know
(21) where they are now or --
(22) Q Let me ask you this: You're Slovak?
(23) A I am.
(24) Q Your parents both Slovak?
(25) A They are.

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- (1) Q And belong to a national church?
(2) A Not any more.
(3) Q During the times that you were at the
(4) seminary?
(5) A At that particular time.
(6) Q And you belonged to a national church?
(7) A I did -- National insofar as ethnic.
(8) Q And you remained at St. Cyril's until
(9) it closed?
(10) A I'm trying to -- No, it's still open.
(11) Q All right, but you remained -- you were
(12) a parishioner of St. Cyril's at the time you were
(13) at the seminary?
(14) A Yes.
(15) Q Do you have aunts and uncles?
(16) A Yes, I do.
(17) Q Outside of the people that you just
(18) mentioned, the seminarians, were there relatives
(19) that were either your age or younger than you
(20) that you might have hung around with while you
(21) were going to the seminary, while you were home?
(22) A As family, certainly.
(23) Q For example?
(24) A Cousins.
(25) Q What are their names?

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- (1) A There's F-001 [REDACTED] F-002 [REDACTED].
(2) Q Where does F-001 [REDACTED] live?
(3) A In Stratford.
(4) Q And where does F-002 [REDACTED] live?
(5) A In Stratford as well.
(6) Q Where does she live in Stratford?
(7) A Off of Huntington Road.
(8) Q Anyone else?
(9) A Presently, I don't recall any other
(10) names at the present time.
(11) Q While you were at the seminary, did
(12) you have any psychological testing at St. John's?
(13) A Mandated by the seminary?
(14) Q Yeah.
(15) A Not to my knowledge.
(16) Q Did you have any kind of psychiatric
(17) examination or testing mandated by either the
(18) seminary or the diocese?
(19) A Not to my knowledge.
(20) Q You did see a psychiatrist while you
(21) were attending St. John's Seminary?
(22) A I believe we indicated yes to that
(23) before.
(24) Q Pardon?
(25) A I believe I said yes to that before.

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(1) Q You saw Dr. Sires?
(2) A I would like to invoke the privilege
(3) of -
(4) MR. MURPHY: Well you can answer
(5) that question.
(6) BY THE WITNESS:
(7) A Yes, I did.
(8) Q Why did you see Dr. Sires? What were
(9) your complaints?
(10) A That's privileged.
(11) MR. MURPHY: I think you are
(12) getting into his medical records and I
(13) think that that is privileged.
(14) MR. TREMONT: I'm not asking about
(15) your medical records.
(16) BY MR. TREMONT:
(17) Q Let's make it very clear. I'm not
(18) interested in your medical records. I'm asking
(19) you -
(20) MR. MURPHY: You are asking him -
(21) BY MR. TREMONT:
(22) Q Why did you see Dr. Sires. I don't
(23) care what his records say. Why did you see him?
(24) MR. MURPHY: You are asking him
(25) questions that will lead to discussion

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(1) about what his confidential
(2) communications were with a
(3) psychiatrist. And I think that is
(4) privileged and so you ought to move on
(5) to your next -
(6) MR. TREMONT: I'm claiming that
(7) question.
(8) MR. MURPHY: Well you can claim it
(9) all you want and I'm telling you -
(10) MR. TREMONT: I am claiming it all
(11) I want and I'm going to continue to ask
(12) it and have him -
(13) THE WITNESS: I'm going to agree
(14) with my attorney.
(15) MR. MURPHY: I will not sit here
(16) while you ask questions repetitiously.
(17) MR. TREMONT: Listen, Mr. Murphy,
(18) I have a right to ask questions and I
(19) have -
(20) MR. MURPHY: And I have a right to
(21) object.
(22) MR. TREMONT: - that this is
(23) improper and that's why I'm letting him
(24) go and say each time he's taking the
(25) Fifth Amendment or he doesn't want to

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(1) incriminate himself because I want a
(2) record of the questions and the
(3) answers.
(4) MR. MURPHY: And I don't agree
(5) that it's improper and I'm instructing
(6) the witness that he may refuse to
(7) answer the question. If you want to
(8) waste a lot of time going over the same
(9) question time and time again, we will
(10) let you do that to a limited extent,
(11) but I will not waste time either.
(12) BY MR. TREMONT:
(13) Q What did Dr. Sires tell you was wrong
(14) with you?
(15) MR. MURPHY: Same objection.
(16) BY MR. TREMONT:
(17) Q Will you answer?
(18) A I agree -
(19) Q You don't agree, you answer, please. I
(20) want your answer.
(21) A I will invoke my privilege,
(22) patient/doctor.
(23) Q Now did you see Dr. Meshken, a
(24) psychiatrist?
(25) A Yes, I did.

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(1) Q Why did you see Dr. Meshken?
(2) A Again I invoke privilege,
(3) patient/doctor.
(4) Q I'm asking you why you saw him.
(5) A Right.
(6) Q What did Dr. Meshken do for you?
(7) A Again, I think that's privileged by a
(8) patient/doctor.
(9) Q Did you discuss with individuals either
(10) at the seminary or with the Diocese of Bridgeport
(11) your physical or mental condition that required
(12) you to see a psychiatrist?
(13) A I believe that's privileged as well.
(14) Q I asked if you discussed it -
(15) MR. MURPHY: You can answer that
(16) yes or no.
(17) BY MR. TREMONT:
(18) Q - with people at the seminary.
(19) MR. MURPHY: You can answer that
(20) yes or no.
(21) BY THE WITNESS:
(22) A Would you repeat?
(23) Q Did you discuss your physical and
(24) mental condition which required you to see a
(25) psychiatrist with individuals either at the

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(1) seminary or at the Diocese of Bridgeport?
(2) MR. MURPHY: I'm going to object
(3) to the form of that question because
(4) it's unclear whether you are asking
(5) whether he had a general discussion or
(6) whether you are specifically asking him
(7) whether he discussed with other
(8) individuals any conversations or advice
(9) or consultation specifically that he
(10) had with a physician and what the
(11) physician informed him. If you are
(12) just asking a general question, I have
(13) no objection. If you are asking him
(14) something beyond that, then I may have
(15) an objection. So I think you need to
(16) clarify your question.
(17) BY MR. TREMONT:
(18) Q Would you please answer the question.
(19) A My answer to the general question is
(20) yes.
(21) Q What did you tell them?
(22) A That, I believe is privileged.
(23) Q I'm asking what you told, not the
(24) doctor, I'm asking you what you told the people
(25) at the seminary. Would you please answer.

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(1) A No, I believe that's privileged
(2) information as well.
(3) Q You are refusing to answer that?
(4) A Since I believe that's privileged.
(5) MR. MURPHY: Also I'm objecting to
(6) the form of your question, because I
(7) think it's unclear.
(8) MR. TREMONT: It's quite clear if
(9) he's taking the privilege, then he
(10) understands what I'm talking about.
(11) BY MR. TREMONT:
(12) Q Now did you have any consensual
(13) homosexual relations with faculty or students at
(14) St. John's Seminary in Brighton?
(15) A I wish to use my privilege of the Fifth
(16) Amendment in that regard.
(17) Q Did you have any homosexual relations
(18) with any minors while you were attending St.
(19) John's Seminary whether the acts occurred at the
(20) seminary or at any other place?
(21) A I wish to use my privilege of the
(22) Fifth Amendment in that regard.
(23) Q Did you have any heterosexual relations
(24) with any minors while you were attending St.
(25) John's Seminary whether those acts occurred at

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- (1) the seminary or outside of the seminary?
(2) A I wish to use my privilege of the Fifth
(3) Amendment in that regard.
(4) Q Did you discuss with individuals at the
(5) seminary or individuals at the Diocese of
(6) Bridgeport while you were attending the seminary
(7) any homosexual conduct that you observed at the
(8) seminary?
(9) A I wish to use my privilege of the Fifth
(10) Amendment in that regard.
(11) Q In the first year that you went up to
(12) the seminary, you indicated that you lived in a
(13) dorm. How many dorms did they have up there?
(14) MR. MURPHY: At St. John's?
(15) BY MR. TREMONT:
(16) Q St. John's.
(17) A Many. There were multiple buildings.
(18) Q How large was the enrollment there?
(19) A The enrollment there was about between
(20) four and 500 I would say.
(21) Q Were they all individuals that were
(22) pursuing generally a six year course or were
(23) there younger people there as well?
(24) A No, I believe they were all pursuing
(25) already third year college work and beyond.

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- (1) Q What was the degree that you would get
(2) when you concluded at St. John's?
(3) A Bachelors was ordinary, master's was
(4) optional.
(5) Q What do you mean it was optional?
(6) A A bachelors degree was given at the
(7) completion of the course and if you chose to work
(8) for a master's, they had special arrangements
(9) made with the - with Boston College that you
(10) were able to work with - for a master's degree
(11) at the same time.
(12) Q Within the same six years?
(13) A Within the same six years, yes.
(14) Q Did you do so?
(15) A I did.
(16) Q What did you get your master's in?
(17) A Basically in psychology.
(18) Q In psychology?
(19) A Yes.
(20) Q So you have a master's degree in
(21) psychology.
(22) Did you have use of your knowledge of
(23) psychology, did you use that in dealing with your
(24) parishioners during the course of your ministry?
(25) A Would you repeat the question.

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- (1) Q A simple question.
(2) MR. TREMONT: Would you repeat it,
(3) please.
(4) (Whereby, the pertinent question
(5) was read.)
(6) BY THE WITNESS:
(7) A Yes.
(8) Q Now, as a priest you have to take
(9) certain vows?
(10) A No.
(11) Q No, you don't take any vows?
(12) A Correct.
(13) Q When you were ordained a priest, you
(14) take no vows? All right, as a deacon you take
(15) vows?
(16) A No vows.
(17) Q Did you take any vows at any time?
(18) A Vows are taken by people in religious
(19) orders.
(20) Q In religious orders. What do priests
(21) do? They take nothing?
(22) A They take a promise which is lesser
(23) than a vow I would -
(24) Q What's the difference? Would you
(25) explain to me what the difference is between a

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- (1) vow and a promise?
(2) A To my recollection, a vow is taken by
(3) someone in religious orders and it's binding for
(4) life.
(5) Q And?
(6) A A promise is a serious - we would have
(7) to get a definition.
(8) Q Is a serious what? Tell me what you
(9) think.
(10) MR. MURPHY: He's about to. He's
(11) thinking about it.
(12) MR. TREMONT: Oh, all right.
(13) Think about it.
(14) BY THE WITNESS:
(15) A It's a commitment to do something, but
(16) it's not binding for life. Vows would have
(17) religious implications as well. They would be
(18) binding under a spiritual penalties. A promise I
(19) don't believe would have the same involvement.
(20) It's subject to correction. But that's my
(21) recollection.
(22) Q So you do not believe you ever took -
(23) A Taken seriously, but not -
(24) Q So you don't believe you ever took a
(25) vow of celibacy; is that correct?

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- (1) A I believe that's correct.
(2) Q That is of course in line with the
(3) policy of the Diocese of Bridgeport? Was you
(4) were ordained a priest in the Diocese of
(5) Bridgeport?
(6) A You take a promise of celibacy not a
(7) vow.
(8) MR. SWEENEY: Pardon me, can I
(9) suggest the word "oath" be used?
(10) MR. TREMONT: No, thank you, Mr.
(11) Sweeney, but I'll use my own
(12) terminology.
(13) MR. SWEENEY: I would just like to
(14) suggest it's a resolvable issue.
(15) MR. TREMONT: Whatever you use,
(16) that's okay. I'll use my own.
(17) BY MR. TREMONT:
(18) Q Now, why did you put on your license
(19) plate that CIC? Why did you choose that?
(20) A Because in connection with the
(21) master's program, Canon Law was one of the, for
(22) lack of a better word, I'm trying to find a word,
(23) it was one of the primary courses that I took in
(24) working toward that master's degree.
(25) Q So you know something about Canon Law.

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- (1) A Yes.
(2) Q Incidentally, what do you have an
(3) infinity?
(4) A Yes.
(5) Q What year is that '91?
(6) A A '91 infinity.
(7) Q How much does did that car cost?
(8) A About 20,000.
(9) Q How did that pay for that car?
(10) A A bank loan issued.
(11) Q How?
(12) A A bank loan.
(13) Q When did you get that car?
(14) A It was '91.
(15) Q Do you own any real estate?
(16) A No, I don't.
(17) Q Outside of the property in New
(18) Hampshire, did you own any real estate?
(19) A Not to my knowledge.
(20) Q So the answer is you never did?
(21) A Never did.
(22) Q Now, you're aware of the fact that
(23) students at a seminary are prepared, through
(24) their education, to observe the state of
(25) celibacy; is that correct?

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- (1) A Excuse me, again?
- (2) Q Are you aware of Canon 247 that
- (3) students are to be prepared through suitable
- (4) education at the seminary to observe the state of
- (5) celibacy and they are also to learn and honor it
- (6) as a special gift of God?
- (7) A I don't know if it's the Canon you
- (8) quote, but yes in answer to the question.
- (9) Q You agree with the principal?
- (10) A I agree with the principal, yes.
- (11) Q What was done at St. John's Seminary in
- (12) regard to preparing you for the state of
- (13) celibacy?
- (14) A Spiritual direction, courses,
- (15) general -
- (16) Q What kind -
- (17) A General seminary practices.
- (18) Q What kind of courses?
- (19) A Courses in spiritual theology, what we
- (20) used to call moral theology which had to do with
- (21) the practice of the virtues and the carrying out
- (22) of the Commandments. It was also spiritual
- (23) direction that was in that regard. There were
- (24) seminars, retreats, workshops.
- (25) Q Did you at any time while you were at

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- (1) the seminary break your vow of celibacy?
- (2) A I choose to invoke the Fifth Amendment
- (3) in that regard.
- (4) Q Are you suggesting that a violation of
- (5) the vow of celibacy is a criminal act in the
- (6) State of Connecticut?
- (7) A I'm unaware of what -
- (8) Q Well are you aware of a crime in this
- (9) state -
- (10) A Celibacy is not a crime to my
- (11) knowledge.
- (12) Q No, it isn't a crime, no. So let me
- (13) ask you, have you ever broken the vows of
- (14) celibacy?
- (15) A I choose to use my privilege of the
- (16) Fifth Amendment in that regard.
- (17) Q Are you capable of answering that
- (18) question, but just refuse to answer?
- (19) A I refuse to answer on the grounds of
- (20) the Fifth Amendment.
- (21) Q Now, did you have any discussions with
- (22) any of your advisors at the seminary regarding
- (23) sex?
- (24) A Certainly.
- (25) Q Could you tell me with whom would you

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- (1) discuss let's say those topics?
- (2) A It would have been the professor or
- (3) the one managing the workshop or the one in
- (4) charge of the retreat.
- (5) Q What kind of a workshop or retreat are
- (6) we talking about?
- (7) A One that specifically had, in this
- (8) particular case, the topic of sex or celibacy or
- (9) things of those natures.
- (10) Q Did you yourself discuss with anybody
- (11) specifically any of your particular feelings in
- (12) regard to sexual desires or sexual activity?
- (13) A Can you rephrase that? I don't
- (14) understand what you're -
- (15) Q Well did you have - I assume that it's
- (16) fair to say that someone, both yourself and
- (17) either a spiritual advisor or someone at a
- (18) seminary determines whether you are a proper
- (19) person to become a priest; is that correct?
- (20) A I'm sure that was the case, yes.
- (21) Q And in the course of that, part of the
- (22) consideration is you living up to your duties as
- (23) a priest and the requirements of the Catholic
- (24) church, the Roman Catholic Church and its
- (25) priests; is that correct?

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- (1) A I'm sure that was taken into -
- (2) Q Did you ever discuss with anyone at St.
- (3) John's Seminary your particular interests or
- (4) desires or lack of desire regarding sexual
- (5) activity or the vow of celibacy?
- (6) A Can I answer part of that?
- (7) Q Yes.
- (8) A Part of it, I would consider it to be
- (9) privileged or personal, the confessor -
- (10) Q What part would be privileged?
- (11) A If you can rephrase, I'll tell you
- (12) which part.
- (13) Q Well I mean you are saying a confessor.
- (14) I'm not asking a confessor what was said. I'm
- (15) asking you what -
- (16) A If you are asking generically did I
- (17) discuss with professors their views and my views
- (18) and hopefully harmonious views regarding sex and
- (19) capacity and celibacy, certainly the answer would
- (20) be yes.
- (21) Q You consider yourself heterosexual?
- (22) A I refuse to answer that on the grounds
- (23) it might incriminate me.
- (24) Q Is it a crime to be a heterosexual?
- (25) A I'm not aware of any civil -

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- (1) Q But you refuse to answer whether you
- (2) consider yourself heterosexual; is that correct?
- (3) A I refuse to, answer that on the grounds
- (4) of the Fifth Amendment.
- (5) Q Do you consider yourself homosexual?
- (6) A I refuse to answer that on the grounds
- (7) of the Fifth Amendment as well.
- (8) Q Do you consider yourself a pedophile?
- (9) A I refuse to answer that on the grounds
- (10) of the Fifth Amendment.
- (11) (Plaintiff's Exhibit E was marked
- (12) for identification: Financial
- (13) agreement.)
- (14) BY MR. TREMONT:
- (15) Q I show you Plaintiff's Exhibit E which
- (16) is a financial agreement between the Institute of
- (17) the Living and the Diocese of Bridgeport.
- (18) I ask you whether you have ever seen
- (19) this particular document before.
- (20) MR. SWEENEY: Forgive me. What is
- (21) that letter, D or E?
- (22) MR. TREMONT: E.
- (23) BY MR. TREMONT:
- (24) Q Have you ever seen that document
- (25) before?

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- (1) A I don't recall specifically seeing that
- (2) document.
- (3) Q For how long a period were you in the
- (4) Institute of the Living during 1993?
- (5) A I believe that's privileged medical
- (6) information.
- (7) Q I'm asking you, are you refusing to
- (8) answer the question?
- (9) A On the basis of being privileged
- (10) information.
- (11) Q So you are refusing to answer how long
- (12) you were in the Institute of the Living. All
- (13) right.
- (14) When did you leave the Institute of the
- (15) Living in 1993?
- (16) A I refuse to that answer also on the
- (17) basis of -
- (18) Q You refuse to answer that as well?
- (19) A - Confidentiality.
- (20) Q Confidentiality.
- (21) When you left the Institute of the
- (22) Living, why did you leave it?
- (23) A I would also consider that as part of
- (24) the confidentiality.
- (25) Q You are refusing to answer that.

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(1) Where did you go when you left the
(2) Institute of the Living?
(3) A I went to my family.
(4) Q Where?
(5) A That, I decline. I'm available through
(6) my attorney.
(7) Q You refuse -- I didn't ask whether you
(8) were available. I'm asking you where you went at
(9) the time you left the Institute of the Living?
(10) MR. MURPHY: You are asking him
(11) the day he left where he actually
(12) went?
(13) MR. TREMONT: Yeah. I think the
(14) answer is pretty -- the question is
(15) pretty clear.
(16) MR. MURPHY: So you can tell him
(17) on the day you left where you went.
(18) BY THE WITNESS:
(19) A I went to visit family.
(20) Q Where? Where did you stay overnight
(21) that night?
(22) A With family.
(23) Q Where? Specifically.
(24) A I would just answer that with my
(25) family.

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(1) Q I'm asking you where. I'm asking you
(2) an address.
(3) A In Trumbull.
(4) Q I'm asking you for an address. I'm not
(5) asking you where you live. I'm asking you where
(6) you went. On the day that you left with family,
(7) stayed overnight, where did you stay?
(8) A I would just answer that as stating
(9) that I went to my family's place.
(10) Q Are you refusing to answer my question?
(11) A I went to stay with family.
(12) Q I asked the address and the name of the
(13) family member. Now would you answer that
(14) specific question.
(15) MR. MURPHY: Well I think the
(16) question's been asked and he's given
(17) you his answer.
(18) MR. TREMONT: He hasn't given me
(19) an answer. He wants to refuse to
(20) answer, let him say that, Mr. Murphy,
(21) but --
(22) MR. MURPHY: That's the question
(23) -- you asked the question three times,
(24) he's given you the same answer.
(25) MR. TREMONT: I'll keep asking it

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(1) until you answer it.
(2) MR. MURPHY: No, you won't.
(3) MR. TREMONT: Yeah, I will.
(4) MR. MURPHY: Then we will leave.
(5) MR. TREMONT: If you want to
(6) leave, you can leave.
(7) MR. MURPHY: I will not sit here
(8) until 5 o'clock today while you ask the
(9) same question over and over again. You
(10) know what the witness's answer is,
(11) you've established a sufficient record
(12) so that if you want to test the
(13) witness's answer on a motion to compel,
(14) you can do so. But other than that,
(15) you are just waste -- either wasting
(16) time or trying to harass the witness
(17) and I'm not going to put up with that.
(18) MR. TREMONT: Mr. Murphy, I asked
(19) a specific question. He can answer it
(20) specifically or refuse, and I am not
(21) harassing the witness. The witness is
(22) not answering the specific question.
(23) MR. MURPHY: You are when you ask
(24) the same question three, four, five
(25) times.

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(1) BY MR. TREMONT:
(2) Q With whom did you go that evening?
(3) What's the name of the family member? The name
(4) of the family member.
(5) A I will just say with family. That's --
(6) Q I'm asking you the name of the family
(7) member. Would you answer that specific question.
(8) A My answer would be I stayed with
(9) family.
(10) Q I'm asking you to answer the question
(11) what is the name of the family member. If you
(12) refuse to answer the question on any grounds,
(13) state the grounds. But you've got to answer the
(14) question; or if you refuse on a ground, state the
(15) ground.
(16) MR. MURPHY: He's already refused
(17) twice.
(18) MR. TREMONT: He hasn't refused.
(19) MR. MURPHY: Actually we are up to
(20) about ten times now.
(21) MR. TREMONT: He has not refused.
(22) He hasn't refused. I haven't heard
(23) that. If he says that, we have it on
(24) the record. He hasn't said that.
(25) MR. MURPHY: I think he has,

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(1) but --
(2) BY MR. TREMONT:
(3) Q Would you answer the question or if you
(4) are going to refuse to answer it, I'm asking you
(5) specifically the name of the family member that
(6) you stayed with. The name. First and last name
(7) of the family member.
(8) A My simple answer is I stayed with the
(9) family.
(10) Q I'm asking you again to give me the
(11) name of the family member.
(12) A And my answer again is I stayed with
(13) family.
(14) Q I'm asking you again, would you give me
(15) the name of the family member and if you refuse
(16) to answer that question, you so state. Your
(17) lawyer is here and your lawyer can tell you that
(18) you either have to answer the question or you've
(19) got to state a privilege.
(20) A Is it possible to consult with him?
(21) MR. TREMONT: Consult with him.
(22) I'll let you do it now.
(23) THE WITNESS: Can this be done?
(24) MR. SWEENEY: Can we call a brief
(25) recess?

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(1) MR. MURPHY: If he wants to call a
(2) recess, we can go and talk.
(3) MR. TREMONT: All right. We'll
(4) wait here for you.
(5) (Whereby, a brief recess was
(6) taken.)
(7) MR. TREMONT: If the record will
(8) indicate that Mr. Pcolka is back with
(9) Attorney Murphy, his counsel, after
(10) discussion. Now could we have the last
(11) question read.
(12) (Whereby, the pertinent question
(13) was read.)
(14) MR. MURPHY: After consulting with
(15) me, the witness has decided that he's
(16) going to refuse to answer the question
(17) because he is concerned about the
(18) events that have taken place over the
(19) last two years and concerned about
(20) people contacting his relatives and
(21) would consider it detrimental to some
(22) of the relatives in the nature of
(23) harassment of them. He recognizes you
(24) may very well go to court to seek an
(25) order compelling that answer in which

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- (1) case we will be heard in court on
- (2) whether or not this is information
- (3) within the rules of discovery or
- (4) reasonably calculated to lead to
- (5) discoverable information.
- (6) MR. TREMONT: It obviously is, and
- (7) I'm going to ask for sanctions.
- (8) MR. MURPHY: You may do whatever
- (9) you would like, Mr. Tremont.
- (10) BY MR. TREMONT:
- (11) Q Why did you leave the Institute of the
- (12) Living?
- (13) MR. MURPHY: If you are inquiring
- (14) into anything in the nature of his
- (15) treatment there, he's going to exercise
- (16) the privilege in that regard.
- (17) BY MR. TREMONT:
- (18) Q Why did you leave the institute of
- (19) living?
- (20) A I am exercising my privilege of
- (21) confidentiality.
- (22) Q Confidentiality? I asked why you left.
- (23) A That's right.
- (24) Q Did you leave voluntarily or
- (25) involuntarily?

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- (1) A Again, I believe that would be a
- (2) violation of confidentiality to answer that.
- (3) Q Why did you enter the Institute of the
- (4) Living?
- (5) A I believe that's -- that involves
- (6) confidentiality as well.
- (7) Q Did anyone ask you to enter the
- (8) Institute of the Living?
- (9) MR. MURPHY: You can answer that
- (10) yes or no.
- (11) BY THE WITNESS:
- (12) A I believe the diocese asked me to
- (13) enter.
- (14) Q Who asked you?
- (15) A Specifically Monsignor Bronkiewicz.
- (16) Q Where was he when he asked you to do
- (17) so?
- (18) A I believe I had a meeting at his
- (19) office.
- (20) Q Who was present besides you and
- (21) Monsignor Bronkiewicz that the meeting?
- (22) A I believe that's privileged
- (23) information.
- (24) Q No, I asked who was present.
- (25) MR. MURPHY: You can answer who

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- (1) was present.
- (2) BY THE WITNESS:
- (3) A I believe it was Monsignor Bronkiewicz
- (4) and Attorney Durant.
- (5) Q Attorney Durant. And Attorney Durant
- (6) was never your attorney; was he?
- (7) A Possibly.
- (8) Q Well you say possibly, did you ever
- (9) retain Attorney Terry Durant?
- (10) A I say possibly, because through the
- (11) diocese, he was representing the diocese and as a
- (12) part of the diocese, it's possible that he was
- (13) representing me.
- (14) Q Now, let me ask you --
- (15) A I'm not aware of the legalities.
- (16) Q Let's get down to legalities. Did you
- (17) ever ask Attorney Durant to represent you as an
- (18) attorney?
- (19) A Specifically, I don't recall.
- (20) MR. SWEENEY: Counselor, if it
- (21) will save time, on behalf of the
- (22) diocese, I will state on the record
- (23) that Attorney Durant has served as
- (24) counsel for the diocese relating to
- (25) personnel matters including this case;

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- (1) and the diocese clearly states that
- (2) Attorney Durant was involved in
- (3) responding to these issues when they
- (4) came up in December of '92.
- (5) MR. TREMONT: Mr. Sweeney, you're
- (6) not -- are you telling me then that
- (7) Attorney Durant was counsel for --
- (8) MR. SWEENEY: No.
- (9) MR. TREMONT: -- Father Pcolka.
- (10) MR. SWEENEY: No, not at all. His
- (11) role here was as counsel for the
- (12) diocese.
- (13) MR. TREMONT: As opposed to
- (14) counsel for Father Pcolka.
- (15) MR. SWEENEY: Yes.
- (16) MR. TREMONT: Two distinct
- (17) entities.
- (18) MR. SWEENEY: Yes, yes.
- (19) MR. TREMONT: So the diocese
- (20) doesn't accept the proposition that the
- (21) attorney for the diocese would
- (22) necessarily be an attorney for the
- (23) defendant Pcolka.
- (24) MR. SWEENEY: That's correct.
- (25) There are separate interests here.

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- (1) MR. TREMONT: That's why we have
- (2) separate lawyers here.
- (3) MR. SWEENEY: Yes, yes.
- (4) BY MR. TREMONT:
- (5) Q So you never then asked him to be your
- (6) attorney?
- (7) A Again under the legalities expressed, I
- (8) would say no.
- (9) Q So Mr. Durant was present, Monsignor
- (10) Bronkiewicz, and yourself?
- (11) A Correct.
- (12) Q How did it come about that you went
- (13) over to the office of the diocese?
- (14) A I received a phone call from Monsignor
- (15) Bronkiewicz to come to his office.
- (16) Q Now did he explain what the reason was?
- (17) MR. MURPHY: The reason for the
- (18) invitation to the office?
- (19) MR. TREMONT: Yes.
- (20) MR. MURPHY: You can answer that
- (21) question.
- (22) BY THE WITNESS:
- (23) A I believe he indicated that there were
- (24) -- there was a complaint with regard to
- (25) misconduct and he wanted to speak to me about

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- (1) this.
- (2) Q Now, were you ever, just answer yes or
- (3) no, ever shown any psychiatric records regarding
- (4) your care and treatment? By anyone?
- (5) A Based on my answer before, I would say
- (6) that's privileged information.
- (7) Q So you are not answering, you are
- (8) refusing to answer?
- (9) A Attorney, medical privilege, yes.
- (10) Q So you are refusing to answer whether
- (11) anyone showed you any psychiatric records?
- (12) A And I refuse to answer on the grounds
- (13) of medical patient/doctor relationship.
- (14) Q Are you aware of the fact that parts of
- (15) your psychiatric records and conclusions appeared
- (16) in newspaper publications released by the Diocese
- (17) of Bridgeport?
- (18) A Specifically what, if you would
- (19) explain.
- (20) Q Are you aware that --
- (21) A I'm aware that there were a number of
- (22) items, specifically, I don't recall which.
- (23) Q But do you -- are you aware of the fact
- (24) that the diocese released information regarding
- (25) your stay at the Institute of the Living to the

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(1) press, that appeared in the local press.
(2) MR. SWEENEY: Counsel, I just have
(3) to correct one thing on the record. I
(4) think you are crossing the wires. I
(5) don't know that you recognize the
(6) difference. At the evidentiary hearing
(7) before Judge Levin, the diocese did
(8) offer as evidence, and Judge Levin of
(9) course made his ruling, the report that
(10) the Institute of the Living made to the
(11) diocese in August of 1989. That is
(12) separate and distinct from any medical
(13) care given at the Institute of the
(14) Living in 1993.
(15) I think just so we don't mix
(16) apples with oranges here, the evidence
(17) already before us is that in August of
(18) 1989 this witness was sent to the
(19) Institute of the Living for an
(20) out-patient evaluation. And that was
(21) the subject of what found its way into
(22) the newspaper story. At no time has
(23) the diocese revealed anything,
(24) published anything relating to what
(25) went on at the Institute of the Living

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(1) during Father Pcolka's stay there in
(2) early 1993.
(3) I just think that should be
(4) clarified so we don't mix the two
(5) together.
(6) MR. TREMONT: I don't think we
(7) have to clarify it, but thank you for
(8) the speech, Mr. Sweeney, it's on the
(9) record. Unfortunately, I have to pay
(10) for the transcript.
(11) BY MR. TREMONT:
(12) Q Let me ask you, Mr. Pcolka, in 1989 as
(13) Mr. Sweeney said, you were treated at the
(14) Institute of the Living?
(15) MR. MURPHY: You can answer that
(16) yes or no.
(17) BY THE WITNESS:
(18) A Yes, I was.
(19) Q What was the reason you were up there
(20) at that time?
(21) A That's what I consider privilege
(22) between patient and doctor.
(23) Q You refuse to answer?
(24) A On the grounds of the privilege
(25) patient/doctor.

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(1) Q You are aware of the fact that your
(2) treatment there was reported in the newspapers?
(3) A Not --
(4) Q Were you not?
(5) A I don't recall --
(6) MR. SWEENEY: Pardon me again,
(7) Counsel.
(8) BY MR. TREMONT:
(9) Q Let me ask you, did you authorize the
(10) Diocese to release information that you were
(11) treated at the Institute of the Living in 1989?
(12) A I'm not recalling any information that
(13) was in there, so I don't know if --
(14) MR. SWEENEY: Counsel very --
(15) BY MR. TREMONT:
(16) Q Assume that there was information in
(17) the newspaper, did you authorize the diocese to
(18) release information regarding your treatment at
(19) the Institute of the Living?
(20) MR. MURPHY: Well I'm going to
(21) object to the form of that question.
(22) MR. TREMONT: He can answer.
(23) MR. MURPHY: I don't think he has
(24) to assume anything.
(25) MR. TREMONT: He can. Answer the

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(1) question, please.
(2) MR. MURPHY: He doesn't have to
(3) assume anything. He is only required
(4) to testify as to what he does and
(5) doesn't know.
(6) MR. TREMONT: At a deposition --
(7) MR. MURPHY: I'm saying he does
(8) not have to assume.
(9) BY THE WITNESS:
(10) A I never assume; and if it were correct,
(11) I wouldn't know what I would do.
(12) Q Did you ever authorize your records,
(13) 1993 records from the Institute of the Living to
(14) go to the Diocese of Bridgeport and/or Bishop
(15) Egan?
(16) A I believe that's confidential, medical,
(17) doctor --
(18) Q That's not what I'm asking you. I'm
(19) not asking you about the contents of the records.
(20) I'm merely asking you whether you authorized
(21) Bishop Egan or the Diocese of Bridgeport to
(22) receive your medical records from the Institute
(23) of the Living in 1993?
(24) MR. MURPHY: If you know the
(25) answer to that question, you can answer

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(1) yes or no.
(2) BY THE WITNESS:
(3) A Yes.
(4) Q The answer is you did.
(5) A The answer is yes.
(6) Q Did you also see a copy of those
(7) records?
(8) A To my recollection, no.
(9) Q Do you know if the bishop has a copy of
(10) those records?
(11) A I really don't know.
(12) Q You don't know. Did you ever inquire?
(13) A No.
(14) Q You've never asked to see a copy of
(15) your '93 records?
(16) A No.
(17) Q Now, did you, as a result of your
(18) treatment in 1989 at the Institute of the Living,
(19) did you ever review those records? Did you ever
(20) see those records?
(21) MR. MURPHY: You can answer that
(22) yes or no.
(23) BY THE WITNESS:
(24) A Yes, I have.
(25) Q When did you see them?

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(1) A I believe it was in 1989.
(2) Q Under what circumstances did you see
(3) them?
(4) A I received a copy. I requested and
(5) received a copy.
(6) Q To whom did you request the record?
(7) A To the institute.
(8) Q To the institute? And you received
(9) them directly from the institute?
(10) A That's correct.
(11) Q Did you ever discuss with any member of
(12) the Diocese of Bridgeport those -- that record?
(13) A Not to my recollection.
(14) Q You never did?
(15) A Not to my recollection.
(16) Q Did you have any discussion with anyone
(17) in 1989 regarding -- in the Diocese of
(18) Bridgeport, regarding charges brought or claims
(19) against you for molesting minors?
(20) A Would you repeat the question again,
(21) please.
(22) Q Yeah. Did you ever discuss with any
(23) representatives of the Diocese of Bridgeport the
(24) charges that were made in 1989 regarding your
(25) conduct with minors?

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- (1) MR. MURPHY: You can answer that
- (2) yes or no.
- (3) BY THE WITNESS:
- (4) A Yes.
- (5) Q With whom?
- (6) A Monsignor Bronkiewicz.
- (7) Q Anyone in addition to Monsignor Bronkiewicz?
- (8) Bronkiewicz?
- (9) A Not to my knowledge.
- (10) Q Did you ever discuss it with Bishop Curtis?
- (11) Curtis?
- (12) A I don't believe I did.
- (13) Q Was there any time during your ministry that you discussed with Bishop Curtis any allegations of sexual misconduct with minors?
- (14) that you discussed with Bishop Curtis any
- (15) allegations of sexual misconduct with minors?
- (16) MR. MURPHY: You can answer that
- (17) yes or no.
- (18) BY THE WITNESS:
- (19) A I don't believe I did.
- (20) Q Was there any time during your ministry that you ever discussed with Bishop Shehan, later Cardinal Shehan, any allegations of misconduct with minors?
- (21) that you ever discussed with Bishop Shehan, later
- (22) Cardinal Shehan, any allegations of misconduct
- (23) with minors?
- (24) MR. MURPHY: You can answer that
- (25) yes or no.

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- (1) BY THE WITNESS:
- (2) A I don't believe I did.
- (3) Q Was there any time that you discussed with Bishop Egan directly any misconduct or sexual activity with minors?
- (4) with Bishop Egan directly any misconduct or
- (5) sexual activity with minors?
- (6) MR. MURPHY: You can answer that
- (7) yes or no.
- (8) BY THE WITNESS:
- (9) A Would you repeat the question again,
- (10) please.
- (11) Q Yes. Was there any time when you discussed with Bishop Egan, present bishop, directly, any claims of sexual misconduct which you may have had with minors?
- (12) discussed with Bishop Egan, present bishop,
- (13) directly, any claims of sexual misconduct which
- (14) you may have had with minors?
- (15) A Other than the brief phone call where generalities were discussed, namely the fact of the allegations, the answer is no.
- (16) generalities were discussed, namely the fact of
- (17) the allegations, the answer is no.
- (18) Q So that the only discussion you ever had up until today from the time that you entered this diocese regarding sexual misconduct with minors with a bishop of the diocese was the telephone call which you previously had testified to which was done at the suggestion or instigation of Monsignor Bronkiewicz in which he expressed interest for your well-being?
- (19) had up until today from the time that you entered
- (20) this diocese regarding sexual misconduct with
- (21) minors with a bishop of the diocese was the
- (22) telephone call which you previously had testified
- (23) to which was done at the suggestion or
- (24) instigation of Monsignor Bronkiewicz in which he
- (25) expressed interest for your well-being?

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- (1) MR. MURPHY: I'm not sure I understood the question. You are referring to the Egan - Bishop Egan telephone?
- (2) understood the question. You are
- (3) referring to the Egan - Bishop Egan
- (4) telephone?
- (5) MR. TREMONT: Yes.
- (6) MR. MURPHY: Did he answer the question?
- (7) question?
- (8) MR. TREMONT: Yeah.
- (9) MR. MURPHY: What was his answer?
- (10) MR. TREMONT: His answer was yes.
- (11) MR. MURPHY: No -
- (12) MR. TREMONT: Well read it back.
- (13) MR. MURPHY: Let's read back the question and-
- (14) question and-
- (15) THE WITNESS: I don't recall answering.
- (16) answering.
- (17) MR. TREMONT: I thought he said yes.
- (18) yes.
- (19) MR. TREMONT: Did you get an answer?
- (20) answer?
- (21) THE COURT REPORTER: I didn't get an answer.
- (22) an answer.
- (23) MR. MURPHY: She didn't get an answer. Maybe instead of your comments, maybe we ought to have it
- (24) answer. Maybe instead of your
- (25) comments, maybe we ought to have it

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- (1) read.
- (2) MR. TREMONT: I see we are not getting very many answers.
- (3) getting very many answers.
- (4) MR. MURPHY: You are getting a lot of answers, Mr. Tremont. You are asking a lot of improper questions, too.
- (5) of answers, Mr. Tremont. You are
- (6) asking a lot of improper questions,
- (7) too.
- (8) MR. TREMONT: I think when we are claiming sexual abuse, the essence of our claim then it's certainly relevant if he abused children or he didn't.
- (9) claiming sexual abuse, the essence of
- (10) our claim then it's certainly relevant
- (11) if he abused children or he didn't.
- (12) MR. MURPHY: Well I guess we are going to have to debate that in court.
- (13) going to have to debate that in court.
- (14) MR. TREMONT: Yes, we are.
- (15) MR. MURPHY: Now would you like to have that question read back so you get an answer or not?
- (16) have that question read back so you get
- (17) an answer or not?
- (18) MR. TREMONT: Could you answer the question?
- (19) question?
- (20) MR. MURPHY: Well I would like the question read back.
- (21) question read back.
- (22) THE WITNESS: Perhaps I can recall it more if I heard it. Sorry about that.
- (23) it more if I heard it. Sorry about
- (24) that.
- (25) (Whereby, the pertinent question

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- (1) was read.)
- (2) MR. MURPHY: Well I think the question is confusing as to whether he is referring back to Monsignor Bronkiewicz or Bishop Egan. So I think you should rephrase the question.
- (3) question is confusing as to whether he
- (4) is referring back to Monsignor
- (5) Bronkiewicz or Bishop Egan. So I think
- (6) you should rephrase the question.
- (7) THE WITNESS: Can you simplify.
- (8) BY MR. TREMONT:
- (9) Q Is that the only time you've ever had a discussion with the bishop of this diocese regarding sexual abuse?
- (10) discussion with the bishop of this diocese
- (11) regarding sexual abuse?
- (12) MR. MURPHY: Why don't you just ask him if this telephone conversation with Bishop Egan was the only time he had a conversation with the bishop. Then the question's clear.
- (13) ask him if this telephone conversation
- (14) with Bishop Egan was the only time he
- (15) had a conversation with the bishop.
- (16) Then the question's clear.
- (17) MR. TREMONT: Do you want to answer his question?
- (18) answer his question?
- (19) BY MR. TREMONT:
- (20) Q Is that so?
- (21) A If that's your question, the answer is yes.
- (22) yes.
- (23) Q All right.
- (24) Now, did you have any discussions with Monsignor Cusack - is it Cusack? Or
- (25) Monsignor Cusack - is it Cusack? Or

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- (1) Cusiak? (ph.)
- (2) MR. SWEENEY: Cusack.
- (3) BY MR. TREMONT:
- (4) Q - regarding claims of sexual abuse brought against you?
- (5) brought against you?
- (6) MR. MURPHY: You can answer that yes or no.
- (7) yes or no.
- (8) BY THE WITNESS:
- (9) A And the question again?
- (10) MR. TREMONT: Could you re read the question, please.
- (11) the question, please.
- (12) (Whereby, the question was read:
- (13) "Q Now, did you have any discussions with Monsignor Cusack ... regarding claims of sexual abuse brought against you?")
- (14) discussions with Monsignor Cusack ...
- (15) regarding claims of sexual abuse
- (16) brought against you?")
- (17) BY THE WITNESS:
- (18) A Yes.
- (19) Q And when was that?
- (20) A Early '80s.
- (21) Q How did it come about you had that discussion?
- (22) discussion?
- (23) A Telephone call, he asked me to come down to his office.
- (24) down to his office.
- (25) Q Who was the Monsignor at that time?

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- (1) What was his title?
- (2) A He was director of - Monsignor
- (3) Bronkiewicz's present title.
- (4) Q Which is what?
- (5) A Director of ministry of clergy and
- (6) religious.
- (7) Q What parish were you at at that time?
- (8) A I believe I was at Holy Name in
- (9) Stratford.
- (10) Q What did he tell you - well I'll
- (11) withdraw it. When you were there, who was
- (12) present at that conference?
- (13) A Monsignor Cusack and myself.
- (14) Q Anyone else?
- (15) A Not to my recollection.
- (16) Q What did he tell you?
- (17) A I believe that's privileged
- (18) information.
- (19) Q I'm asking what he told you?
- (20) A Excuse me. I would like to invoke the
- (21) Fifth Amendment in regard to that question.
- (22) Q I'm asking what he told you, not what
- (23) you told him.
- (24) A I would like to use my privilege of the
- (25) Fifth Amendment in that regard.

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- (1) Q What did you tell him?
- (2) A I would like to use my privilege of the
- (3) Fifth Amendment in that regard.
- (4) Q As a result of that conference, did you
- (5) see a psychiatrist?
- (6) A I would like to use my privilege of the
- (7) Fifth Amendment in that regard.
- (8) Q Do you know George Rosado?
- (9) A Yes, I do.
- (10) Q When was the last time you saw George
- (11) Rosado?
- (12) A Late 1970s, to my recollection.
- (13) Q For how long a period did you know
- (14) George Rosado?
- (15) A A few years I would presume. I don't
- (16) recall exactly.
- (17) Q How did you get to know him?
- (18) A He's a parishioner.
- (19) Q At what parish?
- (20) A St. John's.
- (21) Q Was that in Bridgeport?
- (22) A That was in Bridgeport, yes.
- (23) Q How old was George Rosado when you knew
- (24) him?
- (25) A I don't recall his age.

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- (1) Q Did you ever have sexual relations with
- (2) George Rosado?
- (3) A I refuse to answer that on the grounds
- (4) of the Fifth Amendment.
- (5) Q Did you ever sodomize George Rosado?
- (6) A I refuse to answer on the grounds of
- (7) the Fifth Amendment.
- (8) Q Did you ever have oral sex with George
- (9) Rosado?
- (10) A I refuse to answer that on the grounds
- (11) of the Fifth Amendment.
- (12) Q Was George Rosado one of your alter
- (13) boys?
- (14) A Subject to my recollection, yes.
- (15) Q Do you know William Slossar?
- (16) A Yes, I do.
- (17) Q When was the last time you saw William
- (18) Slossar?
- (19) A Maybe 12, 15 years.
- (20) Q How did you know William Slossar?
- (21) A Parishioner.
- (22) Q At what parish?
- (23) A St. John's Bridgeport.
- (24) Q And for how long a period did you know
- (25) William Slossar?

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- (1) A I don't know exactly.
- (2) Q How old was William Slossar when you
- (3) knew him?
- (4) A I couldn't give you an exact age on
- (5) that either.
- (6) Q Well generally.
- (7) A Nine, ten, eleven, maybe.
- (8) Q Was William Slossar an alter boy?
- (9) A I believe he was, yes.
- (10) Q Did you ever sodomize William Slossar?
- (11) A I refuse to answer that on the grounds
- (12) of the Fifth Amendment.
- (13) Q Did you ever have oral sex with William
- (14) Slossar?
- (15) A I refuse to answer that on the grounds
- (16) of the Fifth Amendment.
- (17) Q Did you ever tie him down to a bed and
- (18) beat him?
- (19) A I refuse to answer that on the grounds
- (20) of the Fifth Amendment.
- (21) Q Was William Slossar ever up to New
- (22) Hampshire?
- (23) A I refuse to answer that on the grounds
- (24) of Fifth Amendment.
- (25) Q Was George Rosado ever up to New

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- (1) Hampshire?
- (2) A I refuse to that answer on the grounds
- (3) of the Fifth Amendment.
- (4) Q Did you know a F-003 ?
- (5) A I believe I did.
- (6) Q Who was F-003 ?
- (7) A A friend. I met her through one of the
- (8) parishes. A member of one of the youth groups.
- (9) Q A friend, I'm sorry, of what?
- (10) A A member of one of the youth groups.
- (11) Q What parish was that?
- (12) A I'm not sure. Possibly St. John's.
- (13) Q When was the last time you saw F-003
- (14) ?
- (15) A Possibly 12, 15 years.
- (16) Q Did you ever have sexual relations with
- (17) F-003 ?
- (18) A I refuse to answer that on the grounds
- (19) of the Fifth Amendment.
- (20) Q Did you have any discussions with
- (21) anybody in the Bridgeport diocese in 1976
- (22) regarding the sexual activity that you had with
- (23) F-003 ?
- (24) A I refuse to answer that on the grounds
- (25) of the Fifth Amendment.

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- (1) Q Who is Father Pitonák?
- (2) A He was the pastor of Holy Name in
- (3) Stratford.
- (4) Q Did you have any discussions with
- (5) Father Pitonak in regard to Sharon See?
- (6) A Specifically? She was a parishioner so
- (7) the generic answer would be yes.
- (8) Q Did you have any discussions with
- (9) Father Pitonak regarding complaints that were
- (10) made by parishioners regarding your relationship
- (11) with Sharon see?
- (12) A I wasn't aware of any complaints.
- (13) Q So your answer is no?
- (14) A Would you ask the question again? It
- (15) seems to be no, but I want to be sure.
- (16) MR. TREMONT: I'll ask for the
- (17) question. I'm sure you want to be
- (18) accurate. Would you read the question,
- (19) please.
- (20) (Whereby, the pertinent question
- (21) was read.)
- (22) BY THE WITNESS:
- (23) A My answer is no.
- (24) Q What kind of a room did you have at St.
- (25) John's Seminary the first year you were there? I

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(1) mean was it a single room, a double?
(2) A A single room, yes.
(3) Q Did you have a single room there during
(4) the entire period you were there?
(5) A I believe so.
(6) Q Now, the -- was there a specific
(7) individual who -- with whom you dealt with during
(8) the years at St. John's Seminary as a spiritual
(9) advisor or was it more than one person?
(10) A More than one. One at different times.
(11) Q Could you name either person that you
(12) recall being your spiritual advisor?
(13) A Father Murray.
(14) Q And where was he -- what was his
(15) first --
(16) A He was on the staff.
(17) Q Do you remember --
(18) A I don't recall his first name.
(19) Q Anyone else?
(20) A There were others, but I don't recall.
(21) Q That's the only name you remember is
(22) Father Murray?
(23) A He was the last, toward the end of my
(24) stay there. That's the only reason I remember.
(25) I don't recall at the present time the names of

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(1) the others.
(2) Q Were you taught anything at the
(3) seminary in regard to trying to keep your vow of
(4) chastity? Were there any rules or regulations or
(5) suggestions?
(6) A There were no vows. We --
(7) Q Well your promise of chastity?
(8) A Oath is what Mr. Sweeney said and it's
(9) probably correct. I'll use that word.
(10) Q Call it whatever you want. Are you
(11) changing your testimony? I think you said it was
(12) a promise.
(13) MR. MURPHY: He used the word
(14) "promise." If he wants to use the word
(15) "oath," I think he can do so without
(16) changing his testimony.
(17) MR. TREMONT: He can use whatever
(18) word he wishes. I used the word
(19) "promise" because it was the witness's
(20) word and I didn't want to suggest
(21) something different than what the
(22) witness suggests. If you want to call
(23) it an oath, call it an oath.
(24) MR. MURPHY: If he wants to use
(25) the word "oath," I think he may do so

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(1) without being accused of changing his
(2) testimony, Mr. Tremont.
(3) MR. TREMONT: That's the least
(4) important thing he's being accused of,
(5) Mr. Murphy.
(6) THE WITNESS: So would you repeat
(7) the question.
(8) MR. MURPHY: We can deal with
(9) that --
(10) MR. TREMONT: Yes.
(11) BY MR. TREMONT:
(12) Q Let me ask you, as far as the oath then
(13) of celibacy, was there any kind of instruction
(14) you had that attempted to teach you how to live
(15) within the perimeters of celibacy?
(16) A Certainly.
(17) Q What kind of courses?
(18) A Again, workshops, courses regarding
(19) celibacy itself, retreats.
(20) Q What did you understand to be the
(21) position of the seminary in regard to an
(22) individual who broke the vow of celibacy -- or
(23) the oath of celibacy?
(24) A Well celibacy first of all is to remain
(25) unmarried. That's --

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(1) Q That's celibacy?
(2) A To remain single and unmarried.
(3) Q So let me ask you, do you believe
(4) then -- and I'm asking you your belief as a
(5) person who you've indicated has studied the Canon
(6) Law in addition to being a priest of the diocese,
(7) that your -- you would not break your oath of
(8) celibacy if you had sexual relations with a woman
(9) but did not marry her?
(10) A Your question again, specifically.
(11) Q Do you believe -- it's your belief that
(12) under Canon Law that if you had sexual relations
(13) with a woman but did not marry her, you remained
(14) single, you would not break your vow of celibacy?
(15) A To my recollection, that would be a
(16) yes.
(17) Q And if you had a homosexual
(18) relationship with a man, an individual of your
(19) same sex, but did not marry, if you will, you
(20) would not have -- you would not break your vow of
(21) celibacy?
(22) A That's correct.
(23) Q And if you had relations with a minor
(24) under the age of 18 at the present time but
(25) remained unmarried, that you would not break your

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(1) oath of celibacy?
(2) A I believe under the definition we are
(3) using, that would be correct.
(4) Q Incidentally, is that the definition
(5) that you believe was also followed, I assume,
(6) while you were a minister in the Diocese of
(7) Bridgeport? The same definition you had in the
(8) same --
(9) A To remain celibate, unmarried and
(10) single, yes.
(11) Q Do you agree with me that it's a
(12) violation of the Code of Canon Law to have sex
(13) with children?
(14) A Yes, I agree with that.
(15) Q I want to ask you then, as a result of
(16) those questions, was there any discussion
(17) regarding, in the seminary, regarding homosexual
(18) relationships that a priest might engage in? Was
(19) that considered a violation of something?
(20) A You mean was there a discussion
(21) concerning that?
(22) Q Yes.
(23) A Yes, I'm sure there was.
(24) Q What would be the violation of that?
(25) A That it would be contrary to the

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(1) church's teachings and therefore forbidden.
(2) Q Because of the homosexuality? Of the
(3) relationship?
(4) A Because there would be sexual relations
(5) outside of marriage, yes. Any kind of sexual
(6) relations. Homosexual, heterosexual.
(7) Q How was it that the church -- what did
(8) the church suggest under the circumstances, and
(9) again as you're being taught in the seminary,
(10) what did the church suggest or the seminary
(11) instructor suggest that you do through the
(12) workshops and so forth when a person might be in
(13) temptation or into a situation where -- whereby
(14) they might become involved sexually with a
(15) person?
(16) A Do you mean someone coming to you for
(17) counseling and --
(18) Q No, you having the problem as a sem--
(19) as a priest, in other words, what did they
(20) discuss about that? You are now a priest and you
(21) have this oath and you are in temptation. Were
(22) there suggestions? Were there instructions?
(23) A If I were in that position, they would
(24) suggest talking to a confessor or to someone who
(25) would be trained in this.

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