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1 C O N F I D E N T I A L  
2 STATE OF CONNECTICUT : SUPERIOR COURT  
3 JUDICIAL DISTRICT OF FAIRFIELD  
4 AT BRIDGEPORT  
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6 -----X  
7 GEORGE L. ROSADO, JR.,  
8 ET AL., :  
9 Plaintiffs, :  
10 -versus- : No. CV 93 0302072S

11 BRIDGEPORT ROMAN CATHOLIC  
12 DIOCESAN CORP., ET AL., :  
13 Defendants. :  
14 -----X

15  
16 VOLUME II

17  
18 Continued videotaped deposition  
19 of BISHOP EDWARD EGAN, taken pursuant to  
20 Notice, at the law offices of Durant,  
21 Nichols, Houston, Mitchell & Sheahan, 1057  
22 Broad Street, Bridgeport, Connecticut,  
23 before James Martone, L.S.R., a Notary  
24 Public in and for the State of Connecticut,  
25 on September 23, 1999, at 10:09 a.m.

0002  
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Kevin Aspinwall,  
Hamilton Communications

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11 Bridgeport Policy Relating to  
12 Sexual Misconduct  
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- (1) she's saying is she's -
- (2) Q. Unfortunately, I don't have to give an
- (3) answer right now, but we'll clarify it for you.
- (4) A. Well, then -
- (5) MR. SWEENEY: The document is
- (6) being marked as an exhibit. She's going to
- (7) present it to you and then you can tell her
- (8) whether or not you recognize it.
- (9) THE WITNESS: It's dated and I'll
- (10) know then, all right.
- (11) MR. SWEENEY: Yes.
- (12) (Plaintiffs' Exhibit H marked
- (13) for identification.)
- (14) Q. Bishop, please take a moment to look
- (15) through Plaintiffs' Exhibit H to see whether that
- (16) might have been a document you reviewed prior to
- (17) today's deposition.
- (18) A. I don't see a date on that document.
- (19) Do you?
- (20) MR. SWEENEY: Well, I think
- (21) this -
- (22) Q. Well, in other words - let me just get
- (23) an answer. Let me just request the witness to
- (24) take a look at the document and it may be that,
- (25) after looking at it, you can't tell. But would

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- (1) you be good enough, Bishop, to take a look at
- (2) that document, what has been marked as
- (3) Plaintiffs' Exhibit H, to see whether it might
- (4) have been something you reviewed.
- (5) A. Here it is, which was issued on
- (6) December 14th, 1990. This is a document which I
- (7) reviewed, perhaps in passing, over the last 10
- (8) days, two weeks or more.
- (9) Q. Okay.
- (10) MS. ROBINSON: And Mr. Sweeney, do
- (11) you happen to have another copy of that
- (12) because -
- (13) MR. SWEENEY: I don't think I have
- (14) it convenient.
- (15) MS. ROBINSON: Okay.
- (16) MR. SWEENEY: You may have a
- (17) duplicate that you can use. I don't think I have
- (18) that particular document.
- (19) MS. ROBINSON: Okay. I think I'm
- (20) going to have to make a copy of this just quickly
- (21) because I'm going to be reviewing it with Bishop
- (22) Egan.
- (23) MR. SWEENEY: All right. Can we
- (24) go off the record?
- (25) (Discussion off the record.)

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- (1) (Recess: 10:37 to 10:42 a.m.)
- (2) BY MS. ROBINSON:
- (3) Q. Bishop Egan, Plaintiffs' Exhibit H, the
- (4) first page is a letter from your attorney,
- (5) Mr. Sweeney, enclosing an 11-page sexual
- (6) misconduct policy. Looking at the first page of
- (7) that document, it's entitled "Diocese of
- (8) Bridgeport Policy Relating to Sexual Misconduct."
- (9) My question to you, Bishop Egan,
- (10) is, did you have anything to do with formulating
- (11) this policy that's been marked as Plaintiffs'
- (12) Exhibit H?
- (13) A. Yes.
- (14) Q. Okay. And when did you commence the
- (15) formulation of this particular policy? When in
- (16) time?
- (17) A. 1989. I believe early in 1989.
- (18) Q. And would you be good enough to tell us
- (19) what process you went through in terms of
- (20) formulating the policy that we have before us?
- (21) A. I spoke to Monsignor Bronkiewicz. I
- (22) spoke to our lawyers. I informed myself of what
- (23) was done in other areas about this matter. I
- (24) can't be more specific than that. And I asked
- (25) that a policy be developed and that I be kept

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- (1) aware of its development along the way.
- (2) Q. Did you assign the project to someone
- (3) else in your office?
- (4) A. The project was assigned to Monsignor
- (5) Laurence Bronkiewicz and our diocesan attorneys.
- (6) Q. Okay. And how did you go about
- (7) informing yourself of what was done in other
- (8) areas?
- (9) A. I believe that I may have asked friends
- (10) of mine at other dioceses or simply from other
- (11) dioceses to send us copies of theirs, and I
- (12) believe I shared these with Monsignor
- (13) Bronkiewicz.
- (14) Q. Do you recall which of your friends you
- (15) spoke with on this matter?
- (16) A. I believe it might have been - I
- (17) prefer not to guess. I don't recall exactly
- (18) which ones.
- (19) Q. So you don't have any sense of that, as
- (20) you sit here today?
- (21) A. A lot of years have passed. I don't
- (22) want to take a guess.
- (23) Q. Okay. And do you recall from which
- (24) diocese you received policies?
- (25) A. My recollection today is that we

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- (1) probably received policies from several dioceses
- (2) in the process of preparing this document.
- (3) Q. And do you have any specific
- (4) recollection as to which diocese you received
- (5) such documents from?
- (6) A. I do not.
- (7) Q. Okay. Do you know how many policies
- (8) you received?
- (9) A. I wouldn't go much further than saying
- (10) several.
- (11) Q. Do you know whether there is a file
- (12) regarding the generation of the Bridgeport
- (13) Diocese sexual misconduct policy?
- (14) A. I would expect there might be but I am
- (15) not 100 percent sure.
- (16) Q. Do you know whether other diocesan
- (17) policies from other diocese might be in such a
- (18) file?
- (19) A. I have not looked at such a file. It
- (20) would not surprise me if they were.
- (21) Q. If there was such a file, where would
- (22) that file be?
- (23) A. It would be in the office of the
- (24) aforementioned Monsignor Bronkiewicz.
- (25) Q. Okay. And is it my understanding from

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- (1) your testimony on October 7th, that this policy
- (2) that we have before us, Plaintiffs' Exhibit H,
- (3) basically committed to writing what the oral
- (4) policy already was at the Diocese of Bridgeport?
- (5) A. Is the question is that your
- (6) understanding?
- (7) Q. No. Is that your understanding?
- (8) A. The policy - the excellent policy that
- (9) was in place beforehand was substantially this.
- (10) However, I believe that there are elements of
- (11) this that perhaps are more specific.
- (12) Q. Do you know what elements of
- (13) Plaintiffs' Exhibit H are more specific than the
- (14) oral policy of the Diocese of Bridgeport?
- (15) MR. SWEENEY: You mean the former
- (16) oral?
- (17) MS. ROBINSON: Former oral
- (18) policy.
- (19) A. In an oral policy, for instance, one
- (20) would not have a page full of citations from
- (21) civil law. This is that to which I refer. You
- (22) would have not have citations in oral policy. I
- (23) notice that there's a page and a half or almost a
- (24) full page quoting canon law and so forth. But,
- (25) substantially, the excellent policy that was in

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- (1) policy includes -
- (2) A. You're on what paragraph?
- (3) Q. 2.3, Bishop.
- (4) A. All right. Thank you.
- (5) Q. Sure. The definitional phrase for
- (6) personnel includes "all persons, clergy,
- (7) religious and laity, who are employed by, are
- (8) under personal contract with, or volunteer in any
- (9) of the entities encompassed by the diocese."
- (10) My question to you, Bishop, is,
- (11) does personnel include the priests of the
- (12) Bridgeport Diocese?
- (13) A. The words clergy, include priests and
- (14) deacons.
- (15) Q. So that the word personnel does include
- (16) priests?
- (17) A. The same as volunteers includes
- (18) priests - include - are included in personnel.
- (19) Q. So that personnel includes both
- (20) volunteers and priests?
- (21) A. Correct.
- (22) Q. Okay. So that if we take out the
- (23) parenthetical "clergy, religious and laity,"
- (24) personnel would include priests who are employed
- (25) by the diocese, correct?

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- (1) A. The vast majority of priests are not
- (2) employed by the diocese. There are a few
- (3) employed by the diocese.
- (4) MR. SWEENEY: Just a "yes" or "no"
- (5) answer, Bishop.
- (6) Q. Okay.
- (7) A. What was the question?
- (8) Q. Well, that's okay. I think you
- (9) answered the question.
- (10) A. Well, no, I'd like to hear the question
- (11) again.
- (12) MR. SWEENEY: Again, can we have
- (13) the question -
- (14) MS. ROBINSON: Can we have the
- (15) question?
- (16) MR. SWEENEY: Yes.
- (17) (Question read.)
- (18) A. Yes.
- (19) Q. And you had indicated that the vast
- (20) majority of priests are not employed by the
- (21) diocese; and I would like to know what you mean
- (22) by that.
- (23) A. They're employed by the parishes, but I
- (24) see now here, as I read again, personnel includes
- (25) "all persons who are employed by, are under

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- (1) personal contract with, or volunteer in any of
- (2) the entities encompassed by the diocese," so I
- (3) believe the parishes would be included in this
- (4) definition.
- (5) Q. Did your attorney just point that out
- (6) to you?
- (7) A. He did.
- (8) Q. Okay. And -
- (9) A. He pointed out that I should read it.
- (10) Q. Okay. And would I be correct that, in
- (11) fact, the oral policy also encompassed the fact
- (12) that personnel would include all priests employed
- (13) by the diocese as well?
- (14) A. All priests employed by the diocese.
- (15) Yes.
- (16) Q. And going down to the definitional
- (17) phrase for 2.4, reasonable cause, it indicates,
- (18) "means a prudent estimation based on trustworthy
- (19) information that an incident occurred or has been
- (20) perceived as having occurred."
- (21) Would you be good enough to tell
- (22) me what prudent estimation means?
- (23) A. Prudent estimation means that one would
- (24) consider a particular event or statement and
- (25) wisely and carefully consider how serious it may

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- (1) or may not be.
- (2) Q. And when you're discussing how serious
- (3) it may or may not be, when it comes to, for
- (4) instance, clergy sexual abuse of children, what
- (5) would your considerations be?
- (6) A. Who made the accusation. Against whom
- (7) it was made. Whether there was any circumstance
- (8) to support the accusation in matters of this
- (9) sort.
- (10) Q. Could you tell me what is meant by
- (11) trustworthy information?
- (12) A. Information which is worthy of being
- (13) taken as serious and something that is to be
- (14) considered with attention.
- (15) Q. Okay. Now, looking on to -
- (16) A. What page are you on now?
- (17) Q. I'm about to tell you, Bishop.
- (18) Looking on to page three,
- (19) paragraph 5.0 indicates background and reference
- (20) checks. And it indicates that "beginning
- (21) September 1st of 1990, the following prospective
- (22) and current personnel of the diocese shall
- (23) complete an informational questionnaire," and it
- (24) goes on to state that "in supervisory capacities,
- (25) or in particularly sensitive areas, such as those

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- (1) who work with or around children, the very
- (2) elderly or physically or mentally infirm."
- (3) My question to you -
- (4) A. All right, hold a second.
- (5) Q. Sure.
- (6) A. I'm going to read the -
- (7) Q. Sure.
- (8) A. - document. We're going to talk about
- (9) 5.0?
- (10) Q. Correct. Take your time.
- (11) (Pause in the proceedings.)
- (12) A. Very well.
- (13) Q. And my question to you, Bishop, is, was
- (14) this particular part of the policy, the written
- (15) policy, was it also part of the oral policy?
- (16) A. To my knowledge, it was not.
- (17) Q. So would this be one of the new
- (18) elements that you had talked about earlier?
- (19) A. It would be a new element.
- (20) Q. And would I be correct in stating that
- (21) any priest incardinated after September 1st, 1990
- (22) would have to fill out one of these informational
- (23) questionnaires?
- (24) A. From reading this, yes. And I believe
- (25) that is the case.

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- (1) Q. Have you ever seen an informational
- (2) questionnaire that's been filled out by a priest
- (3) that has been incardinated since September 1st of
- (4) 1990?
- (5) A. I - I am not sure.
- (6) Q. Do you know what the actual
- (7) questionnaire looks like?
- (8) A. I saw it when it was presented.
- (9) Q. Okay. Would that questionnaire, draft
- (10) questionnaire or the actual questionnaire, do you
- (11) think that that might be something that would be
- (12) in the file that's being maintained by Monsignor
- (13) Bronkiewicz?
- (14) A. By Monsignor Bronkiewicz and by the
- (15) heads of the different departments where this is
- (16) done.
- (17) Q. And what departments would those be?
- (18) A. For instance, Catholic Charities, the
- (19) Diocese of Bridgeport, the Catholic schools
- (20) office. And so forth.
- (21) Q. Can you think of anything other than
- (22) the three that you mentioned, Catholic Charities,
- (23) the diocese and schools office?
- (24) A. Let's see. Catholic health care.
- (25) Q. Any other department that you can think