

ARCHDIOCESE OF CHICAGO

Office of Professional Responsibility




P.O. Box 1979
Chicago, Illinois 60690-1979

(312) 751-5205
Fax: (312) 751-5279
www.archchicago.org

MEMORANDUM

To: File

From: Leah McCluskey, Professional Responsibility Administrator 

Re: Department of Children and Family Services [DCFS] Investigations

Date: July 9, 2005

PRA spoke with Ms. Yvonne Gillie-Wallace, DCFS investigator via phone on June 22, 2006. The phone call began discussion a different matter. Ms. Gillie-Wallace then expressed her need to speak with PRA about "other pending cases."

Ms. Gillie-Wallace referred to DCFS investigator Artis Cook and their need to go out to "Mundelein." PRA informed Ms. Gillie-Wallace of her [PRA's] June 16th phone conversation with Ms. Gailyn Thomas of DCFS regarding the needs of the investigators. Ms. Gillie-Wallace was able to clarify that she was interested in the location of where the clerics withdrawn from the priesthood [for substantiated allegations of sexual misconduct] reside. PRA informed Ms. Gillie-Wallace that "Mundelein" is the location of St. Mary of the Lake Seminary and that the Cardinal Stritch Retreat House is on the seminary grounds. Ms. Gillie-Wallace was informed that the clerics she has spoken of reside at the Cardinal Stritch Retreat House. PRA spent much time attempting to explain the set up of St. Mary of the Lake Seminary in relation to the location of the Cardinal Stritch Retreat House. Ms. Gillie-Wallace did eventually express her understanding of the campus.

Ms. Gillie-Wallace then requested clarification for the addresses of the following clerics [which PRA provided]:

- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED] [PRA also informed Ms. Gillie-Wallace that [REDACTED] is a registered sex offender]
- [REDACTED] when asked, PRA clarified that the Cicero address is for [REDACTED] family home]
- [REDACTED] [PRA clarified that [REDACTED] moved to Holy Family Villa nursing facility within the last two months]

- [REDACTED] [PRA clarified that [REDACTED] resides at Resurrection Life Center on a skilled nursing floor]

- [REDACTED]
- [REDACTED]

Ms. Gillie-Wallace also asked about the former Revs. Robert Kealy, [REDACTED] [REDACTED] PRA informed Ms. Gillie-Wallace that all three men have resigned from the priesthood and therefore, the Archdiocese of Chicago does not have any control over where they reside.

When asked, PRA agreed to fax Ms. Gillie-Wallace a list of all clerics who have been withdrawn from ministry and residing at the Cardinal Stritch Retreat House. Ms. Gillie-Wallace provided the fax number of [708] 210-3546.

- Cc: Francis Cardinal George, O.M.I.
Rev. Daniel Smilanic, Cardinal's Delegate to the Review Board
Rev. Edward D. Grace, Vicar for Priests
Rev. Vincent Costello, Vicar for Priests
Jimmy Lago, Chancellor
Rev. John Canary, Vicar General

ARCHDIOCESE OF CHICAGO

Office of the Archbishop



155 E. Superior St.
Chicago, Illinois 60611

July 22, 2005

Rev. Robert L. Kealy
Cardinal Stritch Retreat House
P.O. Box 455
Mundelein, IL 60060

1

COPY
of an original document from the files of
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ARCHDIOCESE OF CHICAGO
Canon Law
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Dear Bob:

I have completed my review of the case of sexual misconduct with minors that has been pending against you. My decision is contained in the enclosed decree.

I have also sent a copy of this decree to your advocate, so you might want to discuss this with him.

Should you wish to appeal this decree, you may do so to the Congregation for the Doctrine of the Faith within the prescribed period of time. However, you will be expected to bear any expenses associated with such an appeal.

I hope this will bring some conclusion to this matter which has been most difficult for both of us. Please be assured that you remain in my prayers; I ask that you keep me in yours.

Sincerely yours in Christ,

A handwritten signature in cursive script, appearing to read "Francis Cardinal George".

Francis Cardinal George, O.M.I.
Archbishop of Chicago

cc: Rev. Francis G. Morrissey, O.M.I., Advocate
Rev. George J. Rassas, Vicar General
Rev. Edward Grace, Vicar for Priests
Rev. Daniel A. Smilanic, Promoter of Justice
Mr. Ralph Bonaccorsi, Assistance Minister
Mr. Jimmy Lago, Chancellor
Ms. Leah McCluskey, Professional Responsibility Administrator
Mr. John O'Malley, Legal Services

AOC 016160

ARCHDIOCESE OF CHICAGO

Office of the Archbishop



155 E. Superior St.
Chicago, Illinois 60611

D E C R E E

Disciplinary Decree resolving the matter against Reverend Robert L. Kealy (CDF P.N. 25/03-19656)

According to the decree *Christus dominus* of the Second Vatican Council, bishops “have been designated by the Holy Spirit to take the place of the apostles as pastors of souls and, together with the Supreme Pontiff and subject to his authority, they are commissioned to perpetuate the work of Christ, the eternal Pastor.” (*Christus dominus*, n. 2). Diocesan bishops have been entrusted with the pastoral care of a portion of the People of God, and designated their proper, ordinary, and immediate pastor. (CD, n. 11). The Council further teaches, “In exercising his office of father and pastor, the bishop should be with his people as one who serves, as a good shepherd who knows his sheep and whose sheep know him, as a true father who excels in his love and solicitude for all...” (CD, n. 16).

This love and solicitude expresses itself in providing for the welfare of the faithful according to their circumstances (CD, n. 16), and also in being “compassionate and helpful to those priests who are in any kind of danger or who have failed in some respect.” (CD, n. 16)

It is for this reason that my predecessor, Joseph Cardinal Bernardin, expressed such solicitude for the faithful of the Archdiocese of Chicago in establishing policies with regard to sexual misconduct of priests. I have continued that tradition of solicitude by confirming and revising these policies from time to time.

The nature of the priesthood itself requires that special attention be given to matters involving priestly misconduct. Recognizing the high dignity of the priesthood, which was established by the Lord Jesus to be joined in a special way with the episcopal ministry, and hence shares in the authority by which Christ himself builds up and sanctifies and rules his Body, it is all the more necessary to exercise particular vigilance over the behavior of priests and to hold them to a greater level of accountability. The sacred task which has been given to priests demands a conduct commensurate with that task.

At their ordination, priests take on a number of obligations. They are bound by a special obligation to show reverence and obedience to the Holy Father and to their own ordinary (c. 273), and are to fulfill faithfully any function which their ordinary entrusts to them (c. 274§2). They are to be united among themselves, but at the same time promote the proper mission of the laity (c. 275). They are to pursue holiness of life through the fulfillment of their pastoral duties, through the nourishment of the spiritual life by word and sacrament, and through leading a life of prayer (c. 276). They are to continue their studies after ordination (c. 279) and have the right to

associate with other clerics to pursue purposes in keeping with the clerical state (c. 278). They are to foster simplicity of life and are to have a special concern for the poor (c. 282).

Moreover, priests are to avoid all those things which could endanger their vocation or give rise to scandal among the people. First and foremost, they are bound to a life of perfect and perpetual continence for the sake of the kingdom (c. 277), which expresses itself in a life of celibacy. But they are also to act with due prudence in their associations with others (c. 277§2), avoiding those things unbecoming the clerical state (c. 285 §§1-2).

The Catholic Bishops of the United States, in addressing the issue of clerical sexual abuse of minors, established at their annual general meeting held in Dallas in June, 2002 a *Charter for the Protection of Children and Young People*, commonly referred to as the *Charter*. This was a common commitment by the bishops of the United States to act in a concerted way with regard to the issue of clerical sexual abuse of minors.

At that same meeting the bishops also passed and forwarded to the Holy See for its *recognitio* a set of *Essential Norms for Diocesan/Eparchial Policies Dealing with Allegations of Sexual Abuse of Minors by Priests or Deacons*, commonly referred to as the *Essential Norms*. These *Norms* established, among other things, that “When even a single act of sexual abuse by a priest or deacon is admitted or is established after an appropriate process in accord with canon law, the offending priest or deacon will be removed permanently from ecclesiastical ministry, not excluding dismissal from the clerical state, if the case so warrants.” Diocesan bishops and eparchs were also reminded that they have “the executive power of governance, through an administrative act, to remove an offending cleric from office, to remove or restrict his faculties, and to limit his exercise of priestly ministry.” (*Norm 9*)

Apart from any penalties which might be imposed after a penal process, whether administrative or judicial, c. 223§2 allows the bishop, in view of the common good, to “direct the exercise of rights which are proper to the Christian faithful.” By the wording of the canon itself, this must include the rights which are given with priestly ordination.

The universal law of the Church, by virtue of the *motu proprio Sacramentorum sanctitatis tutela*, has given the Congregation for the Doctrine of the Faith exclusive competence over matters involving clerical sexual misconduct with minors. In removing the bishop’s discretionary authority given by c. 1718, the universal law of the Church requires that, after the preliminary investigation has been conducted in accord with c. 1717, the bishop is to forward to the Congregation for the Doctrine of the Faith all cases involving clerical sexual misconduct with a minor, and request further instruction from that Congregation as to how to proceed.

The case of **Reverend Robert L. Kealy** was referred to the Congregation for the Doctrine of the Faith on 31 July, 2003. Having reviewed the material submitted by the Archdiocese of Chicago, in a letter of 12 July, 2004 (P.N. 25/03-19656), Cardinal Ratzinger, then Cardinal Prefect of the Congregation for the Doctrine of the Faith and now His Holiness Pope Benedict XVI, informed me that “with regard to Fr. Kealy’s removal from public ministry, the Congregation is of the mind that it would be more opportune to begin with a brief period of one year.” His Eminence continued, “Given that there is no canonical delict in this case because the victim [REDACTED] [REDACTED] was already over the age of 16, even though the actions committed by Fr. Kealy did

not morally conform to a priestly lifestyle, and that Fr. Kealy has already been removed from ministry for two years, we feel that the shorter period is more equitable.” The Congregation has also allowed me the discretionary judgment that “Once the period of one year has passed, Your Eminence may revisit the decision in order to determine if Fr. Kealy may be assigned to some public ministry or not.” Although no specific mention is made of c. 223§2, it would appear that this is the canon to which the Congregation is referring, since a penal decree would not be possible in this case.

In accordance with the directives of the Congregation of the Doctrine of the Faith, and considering this matter in light of the common good (c. 223); seeking ways to repair scandal and restore justice (c. 1341); reviewing again the accusation made against **Father Kealy**; and having prayed for Wisdom and Understanding to decide this matter, I hereby make the following provisions with regard to **Reverend Robert L. Kealy**:

I have determined that the following facts have been established:

At the rectory of St. Germaine Parish in Oak Lawn, probably on the evening of 3 June, 1977, Father Kealy engaged in inappropriate touching of a young man who had just turned 16 years of age. This was when both parties were under the influence of alcohol and other drugs (specifically marijuana). The touching occurred on one occasion only, and was over the clothes of the man bringing the accusation. The young man left the rectory and never again had contact with Father Kealy.

Canon 277§2 enjoins clerics “to behave with due prudence towards persons whose company can endanger their obligation to observe continence or give rise to scandal among the faithful.” It is clear that Father Kealy had not behaved with due prudence in his association with this young man, providing him with alcohol and other drugs. Furthermore, the physical contact was similarly not appropriate, whether or not the intent was sexual. Since canon 277§3 authorizes me to “pass judgment in particular cases concerning the observance of this obligation” to clerical celibacy and imprudent behavior; and since the Congregation for the Doctrine of the Faith has authorized me to use the provisions of c. 223§2 in this matter, I have decided the following:

While Father Kealy’s action were confined to one occasion, it nonetheless has led to further damage to the young man, [REDACTED]

[REDACTED] It has also led to scandal among the Christian faithful who are rightly scandalized by actions of their priests who engage in sexual activity with members of the faithful. The bishops of the United States have assured the Christian faithful that the priests who minister to them have never been shown to have abused children or young people. Therefore, it is not possible to return Father Kealy at this time to parish ministry where he would again be associated with young people.

Therefore, for the next year, **Reverend Robert L. Kealy**’s Archdiocesan faculties are removed, with the exception of those which are needed in danger of death. In accordance with the directive of the Holy See, this will be reviewed in one year in order to determine what public ministry, if any, can be permitted.

Father Kealy may work as a consultant to the Court of Appeals, Province of Chicago and may serve as a canonical resource for the Metropolitan Tribunal and the Office for Canonical Services, as needed. However, he may not present himself as a representative of those agencies.

Father Kealy's salary shall be determined as that of an associate pastor, less any administrative expenses that might be determined by particular law of the Archdiocese of Chicago.

With regard to where Father Kealy might live during this time, I hereby designate the Vicar for Priests and the Professional Responsibility Administrator to work with Father Kealy to determine this matter.

For a period of one year, I dispense Father Kealy from the obligation to wear ecclesiastical garb (c. 284), and strongly urge that he not wear such attire for his own good and the good of the Church. Furthermore, he is not to represent himself as a priest to those unknown to him nor can he act as an agent of the Archdiocese of Chicago.

I also encourage Father Kealy to observe the prescriptions of canons 273 to 289 concerning the obligations and rights of clerics. That is, he is to show reverence and obedience to the Supreme Pontiff and to his ordinary (c. 273); to unite himself with the presbyterate of Chicago and promote the mission of the laity (c. 275); to pursue holiness of life, especially by availing himself of daily prayer, monthly spiritual direction and an annual retreat (c. 276); to pursue opportunities for continuing education (c. 279); to foster simplicity of life (c. 282); and to foster peace and harmony based on justice (c. 287).

I further remind Father Kealy that he must refrain completely from all things which are unbecoming or foreign to the clerical state (c. 285) and which could bring further scandal upon the Church. He should be judicious regarding his participation in public life, for his own good and the good of the Church.

Most especially, because of his actions in the past, I remind Father Kealy of his obligation to observe perfect and perpetual chastity for the sake of the kingdom and to behave with due prudence toward persons who could endanger this obligation (c. 277).

In order that this decree be observed more closely, I also direct a program to be developed in conjunction with the Vicar for Priests which will allow Father Kealy to receive any therapy which he may need and which will allow his behavior to be monitored. This program can be modified from time to time as circumstances dictate.

Any violation of this decree could result in further restrictions being placed upon Father Kealy. These will be imposed in accordance with the norm of law.

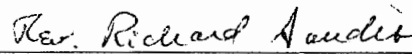
In issuing this decree, I am also grateful to Father Kealy for his patience during this very difficult time. I hope that by the provisions of this decree Father Kealy may renew and deepen his commitment to the priestly life and the promises he made at his ordination. I ask that he remember especially in his prayers all those who have suffered from sexual abuse, and ask that the healing power of God be with them and make them whole.

These provisions will be reviewed in one year, at the direction of the Congregation for the Doctrine of the Faith, to see whether or not they can be altered.

Given in Chicago, Illinois, on the 22nd day of July, 2005. All things to the contrary notwithstanding.



Francis Cardinal George, O.M.I.
Archbishop of Chicago



Rev. Richard Audis
Ecclesiastical Notary

Francis G. MORRISEY, O.M.I.
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August 7, 2005

His Eminence Cardinal Francis GEORGE, OMI,
Archbishop of Chicago,
P.O. Box 1979,
CHICAGO, IL USA
60690

Your Eminence:

Re: Rev. Robert KEALY

I trust that you are well. I appreciate all you have done to address in timely fashion the various situations dealing with priests that you have had to face, particularly for the two priests of your Diocese that I was asked to represent.

Father Robert L. Kealy sent me yesterday (August 6, 2005) a copy of the decree you had issued on July 22, 2005, concerning his status. It is obvious that a lot of care went into the preparation of this document.

However, there are a few points that I would like to draw to your attention, since they can have long-term repercussions for Father Kealy's future record. After consultation with him this morning, I would ask you formally to revise or amend your decree and am respectfully proposing a modification that would seem more accurate and more equitable.

For convenience sake, I will number the various points.

1. The decree states that there was "inappropriate [sexual] touching". However, this has never been proven. Indeed, the canonical process has found that Father Kealy was not guilty of the canonical delict of the sexual abuse of a minor (in any of its various forms).

The decree itself states "...the physical contact was similarly not appropriate, whether or not the intent was sexual."

AOC 016166

The decree states that Father Kealy acted imprudently or inappropriately. However, there is a vast difference between a finding that a priest acted imprudently or inappropriately and a finding that a priest engaged in sexual misconduct.

2. The accusation of sexual misconduct with a minor, in the case of Father Kealy, was publicly announced by the Archdiocese. I am informed that Auxiliary Bishops went to the parish where he was serving and the parish where the alleged misconduct took place, announcing that he was being withdrawn from public ministry because of an allegation of sexual misconduct with a minor. A letter was sent to the parent of every child in his parish school with advice on how to explain to their children the accusation against their pastor. Front page articles about the allegation appeared in local newspapers and the accusation was printed in national newspapers. These articles live on, perpetually, on Internet search engines. Father Kealy has been labeled with the stigma of "child abuser" in his social and ecclesiastical circles.

Now that the Archdiocese is preparing to make some sort of public announcement about the resolution of some of these cases, it would seem that, in justice, the Archdiocese should make an unambiguous statement that Father Kealy has not been found guilty of the sexual abuse of a minor. Indeed, if that is not done, it would seem more difficult, if not impossible, to return Father Kealy to public ministry at any time, in view of the Charter and the Essential Norms. Failure to make such a pronouncement now would cement in the minds of people the impression that he has been found guilty of the sexual abuse of a minor.

3. In your recent decree to Father Kealy, you quote from the letter of then-Cardinal Joseph Ratzinger of 12 July, 2004 – more than one year ago – stating "with regard to Fr. Kealy's removal from public ministry, the Congregation is of the mind that it would be more opportune to begin with a brief period of one year" and "Given that ... Father Kealy has already been removed from ministry for two years, we feel that the shorter period is more equitable."

Although the Congregation affirms Your Eminence's authority to extend the period of removal from public ministry, it would seem that the Congregation's evaluation of the equities of the situation has great merit. Whatever the imprudent or inappropriate activity of Father Kealy, I would respectfully suggest that he has already paid an extraordinarily heavy price in the loss of his parish and his canonical ministry, the loss of his position as Chaplain of the Catholic Lawyers Guild, the loss of his position on the boards of the Archdiocesan major seminary and college seminary, the loss of his good name, and his removal from public ministry for these past three and a half years, in addition to all the monitoring restrictions placed on him.

Your decree noted that "for the next year, Reverend Robert L. Kealy's faculties are removed, with the exception of those which are needed in danger of death." This decision seems to be a greater restriction on Father Kealy's ministry than has been the case so far, in that he can now celebrate Mass and preach among the community of priests with whom

he lives, and, I would assume hear the confession of someone who knows he is a priest and spontaneously requests, in a private setting, that he hear their confession. It is a suspension in all but name. Indeed, Father Kealy informed me that in your conversation with him on 3 August, 2005 you described the limitation on his ministry as a suspension. As you know, a priest can be suspended only if he has been found guilty of a canonical offense which is not prescribed, and only after a formal canonical warning. A bishop's power, by virtue of canon 223, §2, to direct or regulate the rights of the faithful, would seem to be overextended if that direction or regulation results in a suppression of their fundamental rights.

In addition, a virtual suspension of Father Kealy seems inconsistent with your conversation with him about celebrating Mass for a community of nuns.

4. For these reasons, I would respectfully suggest to Your Eminence that you consider modifying your decree to the effect that a public announcement would be made that a thorough process, in accord with canon law, did not find Father Kealy guilty of the sexual abuse of a minor, but did determine that he had acted imprudently or inappropriately in once instance twenty-eight years ago. In view of the finding, Father Kealy is being restored to public ministry, however he will not be assigned to parish ministry or to any ministry with minors. He will pursue canonical research and writing and act as a canonical consultant for Archdiocesan offices.

It would seem advisable that the Archdiocese not express any details about the allegation and respond to requests for such information by saying that it would be inappropriate to try the case in the media and all the facts and circumstances were considered in the canonical process.

I am sure that you would agree that if the Archdiocese were to make such an announcement, it would seem advisable for the Vicar for Priests first to meet with the accuser and explain the decision. Perhaps this could be arranged through his pastor. Father Kealy would be willing to meet with the accuser at this meeting or at a subsequent one.

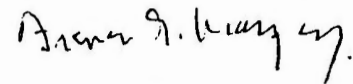
Furthermore, Father Kealy would be willing to submit a prepared statement through the Archdiocese expressing his acceptance of the decision, his regret for any harm he may have caused through this instance of inappropriate behavior, his gratitude for those who have prayed for him, and his desire to be of service to others in any way that you may deem appropriate.

5. Finally, may I suggest to Your Eminence that it would seem reasonable at this point to relax the strict monitoring restrictions which Father Kealy has been required to follow for the past three and a half years, specifically the prohibition against overnight travel without an approved monitor, and the requirement that he submit a daily log of his activities.

I hope you will not consider this request and these suggestions impertinent, but, if truth is to be served, and historical records correctly kept, it would be important that the proposed adjustments (or similar ones) be made.

Thanking you for the attention you will give this delicate matter, and with my best personal wishes, I am,

Yours very truly,



Francis G. MORRISEY, O.M.I.,

Advocate for Father R. Kealy

CC: Rev. R.L. KEALY

TRAVEL/VACATION NOTIFICATION

RECEIVED

AUG 09 2005

FR. ROBERT KEALY [name of cleric] has informed this office that he will be traveling to [redacted] NV [destination address and contact phone number] from [redacted]

AUG 11, 2005 [departure date] through AUG. 15, 2005 [return date].

FR. KEALY [name of cleric] will be monitored by [redacted] [name of travel monitor]. [redacted] [name of travel monitor] has accepted the responsibility of verifying the location and activities of

FR KEALY [name of cleric] during the aforementioned time frame.

[see attached correspondence]

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1. Contacts with minors by FR KEALY [name of cleric] in the presence of [redacted] [name of travel monitor]. Inappropriate situations and locations incompatible with a priestly lifestyle are to be avoided.

2. [redacted] [name of travel monitor] may be asked to attest to the activities and whereabouts of FR KEALY [cleric name] over AUG 11-15, 2005 [aforementioned time frame].

3. As previously noted, the date of return to FR KEALY's [cleric name] residence has been scheduled for AUG 15, 2005 [aforementioned return date]. However, due to weather conditions or emergencies that may arise, the date may be changed. In the event of such a circumstance, should the original plans be substantially changed, please contact PRA at [312] 751-5205.

Cleric Signature: Robert L. Kealy Date: 8/10/05

PRA Signature: [redacted] Date: 8/10/05

A copy of this document will be provided to the cleric. The original will be placed in the cleric's file in the Office of Professional Responsibility and a copy will be placed in the cleric's file in the Vicar for Priests' Office.

VIA FAX 312-751-5279

LEAH, SORRY THIS IS LAST MINUTE. IT JUST CAME UP. FR. KEALY

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TRAVEL/VACATION NOTIFICATION

FR Robert Kealy [name of cleric] has informed this office that he will be traveling to [redacted] WI HOME OF [redacted] [redacted] [destination address and contact phone number] from

JUNE 18, 2005 [departure date] through JUNE 20, 2005 [return date].

FR KEALY [name of cleric] will be monitored by [redacted] [name of travel monitor]. [redacted] [name of travel monitor]

travel monitor] has accepted the responsibility of verifying the location and activities of

FR KEALY [name of cleric] during the aforementioned time frame.

[see attached correspondence]

1. Contacts with minors by FR KEALY [name of cleric] must be in the presence of [redacted] [name of travel monitor]. Inappropriate situations and locations incompatible with a priestly lifestyle are to be avoided.

2. [redacted] [name of travel monitor] may be asked to attest to the activities and whereabouts of FR KEALY [cleric name] over JUNE 18-20 [aforementioned time frame].

3. As previously noted, the date of return to FR KEALY 's [cleric name] residence has been scheduled for JUNE 20 [aforementioned return date]. However, due to weather conditions or emergencies that may arise, the date may be changed. In the event of such a circumstance, should the original plans be substantially changed, please contact PRA at [312] 751-5205.

Cleric Signature: [Signature] Date: 6/12/05

PRA Signature: [Signature] Date: 6/15/05

A copy of this document will be provided to the cleric. The original will be placed in the cleric's file in the Office of Professional Responsibility and a copy will be placed in the cleric's file in the Vicar for Priests' Office.

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JUN 15 2005

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TRAVEL/VACATION NOTIFICATION

FR. ROBERT KEALY [name of cleric] has informed this office that he will be traveling to

[redacted] [redacted] [destination address and contact phone number] from

FEB 14-²⁰⁰⁵ [departure date] through FEB 19, 2005 [return date].

RECEIVED

JAN 31 2005

FR KEALY [name of cleric] will be monitored by

[redacted] [name of travel monitor]. [redacted] [name of

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OFFICE OF PROFESSIONAL RESPONSIBILITY

travel monitor] has accepted the responsibility of verifying the location and activities of

FR. KEALY [name of cleric] during the aforementioned time frame.

[see attached correspondence]

1. Contacts with minors by FR. KEALY [name of cleric] must be in the presence of [redacted] [name of travel monitor]. Inappropriate situations and locations incompatible with a priestly lifestyle are to be avoided.

2. [redacted] [name of travel monitor] may be asked to attest to the activities and whereabouts of FR KEALY [cleric name] over FEB 14-19 [aforementioned time frame].

3. As previously noted, the date of return to FR KEALY 's [cleric name] residence has been scheduled for FEB 19 [aforementioned return date].

However, due to weather conditions or emergencies that may arise, the date may be changed. In the event of such a circumstance, should the original plans be substantially changed, please contact PRA at [312] 751-5205.

Cleric Signature: Robert L. Kealy Date: 1/26/05

PRA Signature: [Signature] Date: 1/31/05

A copy of this document will be provided to the cleric. The original will be placed in the cleric's file in the Office of Professional Responsibility and a copy will be placed in the cleric's file in the Vicar for Priests' Office.

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Rev. Robert L. Kealy
Cardinal Stritch Retreat House
P.O. Box 455
Mundelein, IL 60060

Pvt. Phone: [REDACTED]
Cell Phone: [REDACTED]

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August 20, 2005

Rev. Edward D. Grace
Vicar for Priests
645 N. Michigan Ave., Ste. 543
Chicago, IL 60611

Dear Ed:

It was good to see you at the meeting with the Cardinal on August 3rd. I hope you are finding pastoral satisfaction in your challenging new role.

Ed, I would like to meet with you to follow up on the issues of residence and of setting up a meeting with [REDACTED]. Please give me a call or have your secretary do so, to set up an appointment.

To keep you in the information loop, I am enclosing a copy of a letter which my advocate, Father Frank Morrissey, sent to the Cardinal.

With the assurance of my prayers, I remain

Fraternally yours in Christ,



Rev. Robert L. Kealy

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OFFICE OF PRIESTS OFFICE
ARCHDIOCESE OF CHICAGO

Rev. Robert L. Kealy
P.O. Box 455
Mundelein, IL 60060

August 28, 2005

This is a red ink stamp!

DO NOT COPY

Francis Cardinal George, O. M. I.
Archbishop of Chicago
P.O. Box 1979
Chicago, IL 60690

Your Eminence:

In the absence of my advocate, Father Francis G. Morrissey, O.M.I., who is out of the country until the end of the month, I am writing you to modify his request for reconsideration of your decree of July 22, 2005. Father Morrissey letter to you was dated August 7, 2005.

-- I withdraw the request contained in Point (2) and Point (4) of Father Morrissey's letter, asking for a statement by the Archdiocese at this time about the finding in my case. I think that before any such statement could be helpful, it is advisable for you to make some kind of policy statement creating a framework for the return to limited ministry of some accused priests. Attached is a proposed draft of such a statement. It is canonically sound and explains the rationale for some priests being allowed to return to restricted ministry.

-- In regard to Father Morrissey's Point (3), I respectfully suggest that instead of the decree saying that my "faculties are removed, with the exception of those which are needed in danger of death," the decree be modified to say something such as "for the next year, you will continue to be restricted from any public ministry." This takes it out of the nature of a suspension, which is a canonical penalty, which cannot be imposed in my case; however, the essence of your decision is still achieved.

-- I renew the request, expressed in Father Morrissey's Point (5) for a relaxation of my monitoring restrictions.

Your Eminence, I thank you for considering these points.

Sincerely yours in Christ,

Reverend Robert L. Kealy

cc: Rev. Francis G. Morrissey, O.M.I.

Print



ARCHDIOCESE OF CHICAGO

Office of Professional Responsibility




P.O. Box 1979
Chicago, Illinois 60690-1979

(312) 751-5205
Fax: (312) 751-5279
www.archchicago.org

MEMORANDUM

To: File – PFR-83

From: Leah McCluskey, Professional Responsibility Administrator 

Re: Kealy, Rev. Robert [Withdrawn]

Date: September 21, 2005

Cardinal Francis George, O.M.I., Rev. Patrick Lagges, Judicial Vicar, Revs. Edward Grace and Vincent Costello Vicars for Priests, and PRA traveled to the Cardinal Stritch Retreat House to meet with Rev. Robert Kealy on August 3, 2005. The meeting had been scheduled at the request of Cardinal George so that he could speak with Fr. Kealy regarding his [Cardinal George's] completed review of the case of sexual misconduct with minors that has been pending against the accused (P.N. 25/03 – 19656).

Cardinal George began the meeting with a prayer and then provided Fr. Kealy with a copy of the decree [see file]. Fr. Kealy was informed that Fr. Lagges would send a copy of the decree to his canonical advocate, Rev. Francis G. Morrissey, OMI, JCD.

Cardinal George informed Fr. Kealy that this matter was referred to the Congregation for the Doctrine of the Faith on July 31, 2003 and that the response from Cardinal Ratzinger, then Cardinal Prefect of the Congregation for the Doctrine of the Faith, was received on July 12, 2004. Cardinal George read over and summarized the decree and imposed penalties for Fr. Kealy.

Fr. Kealy was informed that his Vicar for Priests is now Fr. Grace. Cardinal George talked to Fr. Kealy about him [Fr. Kealy] moving from the retreat house and to another monitored residence. The Cardinal also mentioned the possibility of work for Fr. Kealy that was not considered to be public ministry. Fr. Kealy was informed that the Vicar for Priests and PRA would work with him on future possible moves and work. He was also informed that his current monitoring protocols would continue. Cardinal George then asked Fr. Kealy to date and sign his copy of the decree “received on August 3, 2005.”

Fr. Kealy asked Cardinal George if the Archdiocese of Chicago would have a press conference to publicly announce the final determinations on his and the other cases received from Rome. Cardinal George stated that he does not want to release names [of

Fr. Kealy and the other priests withdrawn from ministry for misconduct with minors] but that he feels it would not be acceptable to [publicly] say nothing about the conclusion of the canonical process. Fr. Kealy then expressed his opinion that "...not all [of the priests withdrawn from ministry] are painted with the same brush." In response, Cardinal George asked Fr. Kealy for written feedback on his opinions for such a public response. Fr. Kealy also expressed his concern for the letters sent in response to inquires received on the priest information system.

Fr. Kealy directly asked Cardinal George about reimbursement for Fr. Morrisey's services on his behalf. Fr. Lagges responded by informing Fr. Kealy that if Fr. Morrisey does not submit a bill for such services, then the Archdiocese of Chicago would not pay any compensation.

Cc: Rev. Daniel Smilanic, Cardinal's Delegate to the Review Board
Rev. Edward D. Grace, Vicar for Priests

ARCHDIOCESE OF CHICAGO

Vicar General



Post Office Box 1979
Chicago, Illinois 60690-1979

(312) 751-8271
Fax: (312) 337-6379

Kealy

September 23, 2005

Rev. Kevin Spiess
SS. Faith, Hope, & Charity Parish
191 Linden St.
Winnetka, IL 60093

Dear Father Speiss:

As you know, Cardinal George has resolved eleven cases of priests heretofore temporarily removed from public ministry as a result of an allegation of abuse of a minor. In accord with our policies and practices, victims and the affected parish communities will be informed about the resolution of the cases. With that in mind, I ask that you share the enclosed letter with your parishioners at Masses this weekend.

I suggest you do so in a manner that, in your judgment, best suits your particular parish situation: pulpit announcement (experience has demonstrated that such announcements are best made after Communion), bulletin announcement/insert, copies distributed after weekend Masses, or a combination of these.

Thank you for your cooperation in fulfilling this request, even though it is with short notice.

Sincerely yours,

Fr. George Rassas

Reverend George J. Rassas
Vicar General

cc: Most Rev. Francis Kane

AOC 016177

ARCHDIOCESE OF CHICAGO

Vicar General



Post Office Box 1979
Chicago, Illinois 60690-1979

(312) 751-8271
Fax: (312) 337-6379

September 23, 2005

Rev. Kevin Spiess
SS. Faith, Hope, & Charity Parish
191 Linden St.
Winnetka, IL 60093

Dear Father Speiss:

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I suggest you do so in a manner that, in your judgment, best suits your particular parish situation: pulpit announcement (experience has demonstrated that such announcements are best made after Communion), bulletin announcement/insert, copies distributed after weekend Masses, or a combination of these.

Thank you for your cooperation in fulfilling this request, even though it is with short notice.

Sincerely yours,

A handwritten signature in black ink that reads "Fr. George Rassas".

Reverend George J. Rassas
Vicar General

cc: Most Rev. Francis Kane

AOC 016178

ARCHDIOCESE OF CHICAGO

Office of the Episcopal Vicar
1651 West Diversey Parkway
Chicago, Illinois 60614



Phone: (773) 388-8670
Fax: (773) 388-8676

September 23, 2005

To the Parishioners of SS. Faith, Hope, & Charity Parish:

As you know, some time ago Father Robert L. Kealy was temporarily withdrawn from ministry following Cardinal George's acceptance of the advice of the Independent Review Board that there was reason to suspect that Father Kealy engaged in sexual misconduct with a minor. According to Canon Law, this determination by the Review Board was forwarded to the Holy See for its review. This is to report to you that this process has been concluded.

The Holy See agreed that Father Kealy's misconduct did not morally conform to a priestly lifestyle. Cardinal George, after consultation, has decided that Father Kealy's ministry will continue to be restricted. This means that Father Kealy is prohibited from engaging in public ministry, presenting himself as a priest, or acting as an agent of the Archdiocese of Chicago. Father Kealy has worked cooperatively toward the implementation of this decision and has asked to be allowed to retire from active ministry.

It is my hope and prayer that while this announcement is yet one more reminder of a sad reality, it may also bring a measure of finality and peace to the people of SS. Faith, Hope, & Charity Parish.

Please keep in your thoughts and prayers all those affected by the sin of abuse. They and all of you are daily in my prayer.

Sincerely yours,

Most Reverend Francis Kane
Episcopal Vicar

cc: Reverend George J. Rassas
Vicar General

AOC 016179

ARCHDIOCESE OF CHICAGO

Vicar General



Post Office Box 1979
Chicago, Illinois 60690-1979

(312) 751-8271
Fax: (312) 337-6379

September 23, 2005

Rev. William E. Malloy
St. Germaine Parish
4240 W. 98th St.
Oak Lawn, IL 60453

Dear Father Malloy:

As you know, Cardinal George has resolved eleven cases of priests heretofore temporarily removed from public ministry as a result of an allegation of abuse of a minor. In accord with our policies and practices, victims and the affected parish communities will be informed about the resolution of the cases. With that in mind, I ask that you share the enclosed letter with your parishioners at Masses this weekend.

I suggest you do so in a manner that, in your judgment, best suits your particular parish situation: pulpit announcement (experience has demonstrated that such announcements are best made after Communion), bulletin announcement/insert, copies distributed after weekend Masses, or a combination of these.

Thank you for your cooperation in fulfilling this request, even though it is with short notice.

Sincerely yours,

A handwritten signature in cursive script that reads "Fr. George Rassas".

Reverend George J. Rassas
Vicar General

cc: Most Rev. Gustavo Garcia-Siller, M.Sp.S.

AOC 016180

ARCHDIOCESE OF CHICAGO

Vicar General



Post Office Box 1979
Chicago, Illinois 60690-1979

(312) 751-8271
Fax: (312) 337-6379

September 23, 2005

To the Parishioners of St. Germaine Parish:

As you know, some time ago Father Robert L. Kealy was temporarily withdrawn from ministry following Cardinal George's acceptance of the advice of the Independent Review Board that there was reason to suspect that Father Kealy engaged in sexual misconduct with a minor. According to Canon Law, this determination by the Review Board was forwarded to the Holy See for its review. This is to report to you that this process has been concluded.

The Holy See agreed that Father Kealy's misconduct did not morally conform to a priestly lifestyle. Cardinal George, after consultation, has decided that Father Kealy's ministry will continue to be restricted. This means that Father Kealy is prohibited from engaging in public ministry, presenting himself as a priest, or acting as an agent of the Archdiocese of Chicago. Father Kealy has worked cooperatively toward the implementation of this decision and has asked to be allowed to retire from active ministry.

It is my hope and prayer that while this announcement is yet one more reminder of a sad reality, it may also bring a measure of finality and peace to the people of St. Germaine Parish.

Please keep in your thoughts and prayers all those affected by the sin of abuse. They and all of you are daily in my prayer.

Sincerely yours,

A handwritten signature in black ink that reads "Fr. George Rassas".

Reverend George J. Rassas
Vicar General

cc: Most Rev. Gustavo Garcia-Siller, M.Sp.S.

AOC 016181

COPY

ARCHDIOCESE OF CHICAGO

Vicar General



Post Office Box 1979
Chicago, Illinois 60690-1979

(312) 751-8271
Fax: (312) 337-6379

September 23, 2005

To the Parishioners of SS. Faith, Hope, & Charity Parish:

As you know, some time ago Father Robert L. Kealy was temporarily withdrawn from ministry following Cardinal George's acceptance of the advice of the Independent Review Board that there was reason to suspect that Father Kealy engaged in sexual misconduct. According to Canon Law, this determination by the Review Board was forwarded to the Holy See for its review. This is to report to you that this process has been concluded.

Specifically, the Holy See reviewed and confirmed Cardinal George's acceptance of the advice of the Review Board and authorized Cardinal George to resolve the matter administratively. Pursuant to that instruction, Cardinal George reviewed all of the information collected, listened to the opinions of canonical advocates, and sought advice from his own canonical advisors as well as from assessors who are canon lawyers independent of the Archdiocese of Chicago.

Cardinal George has determined based upon the information presented that the actions committed by Father Kealy did not morally conform to a priestly lifestyle, and he has prohibited Father Kealy from engaging in any public ministry, presenting himself as a priest, or acting as an agent of the Archdiocese of Chicago.

It is my hope and prayer that while this announcement is yet one more reminder of a sad reality, it may also bring a measure of finality and peace to the people of SS. Faith, Hope, & Charity Parish.

Please keep in your thoughts and prayers all those affected by the sin of abuse. They and all of you are daily in my prayer.

Sincerely yours,

A handwritten signature in cursive script that reads "Fr. George J. Rassas".

Reverend George J. Rassas
Vicar General

cc: Most Rev. Francis Kane

AOC 016182

COPY

**Rev. Robert L. Kealy
Cardinal Stritch Retreat House
P.O. Box 455
Mundelein, IL 60060**

CONFIDENTIAL

Francis Cardinal George, O.M.I.
Archbishop of Chicago
P.O. Box 1979
Chicago, IL 60690

COPY September 25, 2005
of an original document from the files of
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ARCHDIOCESE OF CHICAGO**
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Your Eminence:

I write with a sense of urgency regarding the letter about me which was sent on Friday over the Vicar General's signature to the pastors of the parishes of SS. Faith, Hope & Charity and St. Germaine, with the request that it be communicated to the parishioners.

I realize that the letter was the work of a committee and was drafted to apply to a wide variety of cases. In my case, however, it was untrue, unfair, and unjust. It was wrong about the canonical process which has taken place. It was wrong about the conclusions of that process. And it was wrong about my present status.

The letter gives the false impression that I have been found guilty of the sexual abuse of a minor and have been defrocked. That is how a normal person would understand the letter. How else would people be expected to understand the expression "he has prohibited Father Kealy from engaging in any public ministry, presenting himself as a priest, or acting as an agent of the Archdiocese"?

The letter does not mention the key fact that the accusation against me of sexual abuse of minor was not substantiated. In fact, it implies the opposite. Parishioners know that was the accusation and the letter itself refers to "sexual misconduct" and "the sin of abuse."

The process you describe in paragraphs two and three of your letter is not what happened in my case at all. In my case, Rome said there was no canonical delict, no basis for a penal process of any kind, whether administrative or judicial, and no penalties could be imposed (which means, among other things, that I am not suspended, that I may present myself as a priest, and that I may wear the Roman collar). While Rome recognized that you have discretion as to when and how I am returned to public ministry, a year and a half ago Cardinal Ratzinger suggested to you that it would be "more equitable" if I were returned within a year.

AOC 016183

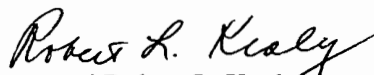
Letter to Cardinal George, September 25, 2005

Your Eminence, I implore you to correct the mistakes in this letter for they will cause permanent damage to my reputation and make impossible the implementation of the decision of the Holy See.

If you are intent on publishing a letter, it would be much more accurate to say:

“A thorough process in accord with canon law did not find Father Kealy guilty of the sexual abuse of a minor, but did find that he had acted inappropriately in one instance twenty-eight years ago. Cardinal George, in view of his authority to regulate the rights of the faithful for the common good, has decided that Father Kealy’s ministry will continue to be restricted.”

Sincerely yours in Christ,


Reverend Robert L. Kealy

cc: Rev. George J. Rassas, V.G.
Most Rev. Francis J. Kane
Most Rev. Gustavo Garcia-Siller, M.Sp.S.
Rev. Edward D. Grace
Rev. Patrick R. Lagges
Rev. Kevin J. Spiess
Rev. William E. Malloy

ARCHDIOCESE OF CHICAGO

Office of the Archbishop



155 E. Superior St.
Chicago, Illinois 60611

September 26, 2005

Reverend Robert L. Kealy
Cardinal Stritch Retreat House
P.O. Box 455
Mundelein, IL 60060

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Dear Father Kealy:

I received your letter of August 28, 2005 in which you asked me to disregard the requests your advocate, Rev. Francis G. Morrisey, O.M.I., made in response to the decree which was communicated to you on August 3, 2005.

I do not believe it is necessary for me to modify my decree, since the removal of Archdiocesan faculties is not a penalty. A priest does not have a right to be given the faculties of a diocese; he receives them as a grace. Hence the removal of faculties cannot be considered a penalty. It is simply the withdrawal of the privilege which was granted.

The question of monitoring restrictions is something which is being dealt with by the Vicar for Priests office. The decree says that the Vicar for Priests can modify the program from time to time. Therefore, it would be more appropriate for you to discuss this matter with Father Grace.

I also wish to thank you for the statement and questions-and-answers that you put together. We are currently dealing with this issue and I find your material helpful.

In closing, I hope that you will use this time to reflect seriously on what I have said to you in the past: This is not simply a canonical matter which can be dismissed as inconsequential. What you did seriously harmed a young man [REDACTED]. Because of the harm that was done, you must accept the consequences of your actions. I ask that you reflect on this matter, pray about it, and bring it to your spiritual director so that you may more readily see the need for prayer and penance for what you have done.

I will keep you in my prayers; I ask that you keep me in yours.

Fraternally yours in Christ,

A handwritten signature in cursive script, reading "Francis Cardinal George".

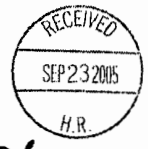
Francis Cardinal George, O.M.I.
Archbishop of Chicago

cc: Reverend Francis G. Morrisey, O.M.I.

AOC 016185

9/28/05
9/28/05

ARCHDIOCESE OF CHICAGO PAYROLL AUTHORIZATION/CHANGE FORM/PAYROLL SET UP ARCHDIOCESE PRIESTS



Kealy, Robert [Redacted] 200801
Last Name, First, Middle Initial Social Security Number Employee Number

Active F/T _____ Active P/T _____ Active P/T Benefits _____ Position _____

Ordination Date _____ Transfer to P.C. _____ Date Transfer from Agency/Parish/School# _____

Dept. Name _____ No. _____ Agency _____ No. _____

Pay through payroll		Effective Date: _____
Regular Salary	\$ _____	
(Compensation Book)		Non-Payroll Compensation
Other: Type		Type
_____	\$ _____	_____ \$ _____
_____	\$ _____	_____ \$ _____
_____	\$ _____	_____ \$ _____
_____	\$ _____	_____ \$ _____
Total through Payroll	\$ _____	Total Non-Payroll \$ _____

Comments _____

Birth Date _____ EEOC: OM _____ PR _____ OC _____ SW _____ SL _____ ADM _____ Other _____ Veteran _____

Home Phone _____ Work Phone _____ Handicap: Yes _____ No _____

Mailing Address _____

Street, City, State, Zip Code _____

Dental Insurance: Yes _____ No _____ Name of Dental Plan _____

Payroll Direct Deposit: Yes _____ No _____ Forms attached: Yes _____ No _____ Federal/State Taxes: Yes _____ No _____ Forms attached: Yes _____ No _____

Defined Contribution Plan (AETNA) Yes _____ No _____ Amount per year \$ _____

TRANSFERS - EFFECTIVE DATE July 1, 2005

Transfer From _____ To _____
Name Parish #, School #, or Agency # Personnel Services - Interim Salary #

Transfer From 10350 10359 To 10152 10411
Personnel Services - Interim Salary # Name Parish #, School #, or Agency #

Transfer From _____ To _____
Location Location

Termination/Resignation/Date _____ Reason _____

Agency Director/Date _____ Department Director/Date _____ Director, Human Resources/Date _____

Chancellor/Date _____ CA Director, Personnel Services/Date _____



VINCENT PIERRI/DAILY HERALD

Critics are concerned about priests living on the grounds of the University of St. Mary of the Lake in Mundelein recently removed by the Chicago Archdiocese on allegations of sexual misconduct.

Police want list of punished priests

BY MADHU KRISHNAMURTHY AND BOB SUSNJARA
Daily Herald Staff Writers

Mundelein officials want the Chicago Archdiocese to provide information on several priests living on seminary grounds in the village who have been removed from public ministry after allegations of sexual misconduct with minors.

Nearly all the 11 priests ousted by Cardinal Francis George last week reside on the grounds of University of St. Mary of the Lake off Route 176. Some of the priests have lived there since 2002, but village authorities learned of it only recently, Police Chief Raymond J. Rose said.

Some of the priests are in nursing homes, an archdiocese official said. Seven of the priests had ties to churches in Cook, Lake and DuPage counties. The allegations date back 50 years, past the statute of limitations for criminal prosecution.

Rose said the priests don't have to register as sex offenders, but police would like to follow the same procedure and have their files available in the event of an incident. He said the village is aware of the archdiocese's concern about the priests' privacy.

"We're trying to find that middle ground that allows us to have the information, so the community is aware that we have the information," he said. "Should there ever be any reports or concerns, we would

have that file in the police department."

Rose said any information on the priests would remain confidential.

An archdiocese official said Tuesday the Mundelein police request is under consideration.

"It's a very difficult conundrum at the moment," said Colleen Dolan, archdiocese director of communications and public relations. "I would presume the lawyers would have to look at the legalities of this because you can't just put (the priests') names on a list."

Though the archdiocese has not released a full list of the removed priests' names, officials there confirmed a list obtained by the Daily Herald. It has been widely published.

Mundelein police are asking for more than just names. Officials want to know how to identify the men, details of the allegations against them and how they are being monitored.

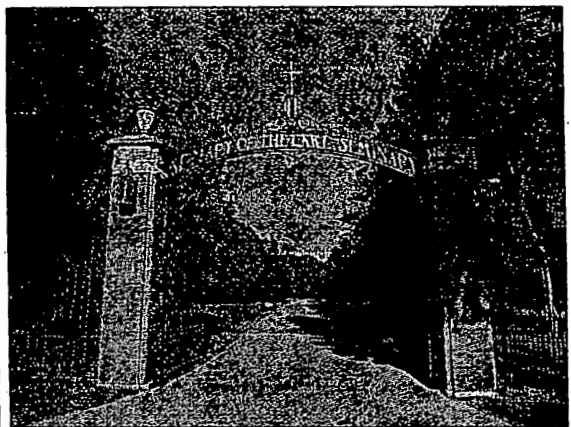
Mundelein Mayor Kenneth Kessler said while police are being cautious, there is no reason for alarm about the accused priests living on the seminary grounds.

"It's not like this just happened last week," he said. "These people have been there and there have been no problems to date. We actually have far better ability to know what's going on with an organization of that nature than what's going on up and down the streets of regular old, private Mundelein."

MISCONDUCT 10-5-05

Daily Herald 10/5/05

Mundelein police want list of punished priests



VINCENT PIERRI/DAILY HERALD

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Daily Herald Staff Writers

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Seven of the priests had ties to churches in Cook, Lake and DuPage

See LIST on PAGE 13

WEDNESDAY, OCTOBER 5, 2005

Continued

List: 11 priests' activities being

1 from Page 1

DAILY HERALD SECTION 1 PAGE 13

L134

monitored, according to church

Continued from Page 1

counties. The allegations date back 50 years, past the statute of limitations for criminal prosecution.

Rose said the priests don't

reason for alarm about the accused priests living on the seminary grounds.

"It's not like this just happened last week," he said. "These people have been there and there have been no problems to date. We actually have

receive regular counseling, Dolan said. The priests also can move out of the seminary and leave the priesthood at any time, she said.

But critics say the archdiocese's monitoring system does not work. One such priest

AOC 016188

monitored, according to church

Continued from Page 1

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Rose said the priests don't have to register as sex offenders, but police would like to follow the same procedure and have their files available in the event of a future incident. He said the village is aware of the archdiocese's concern about the priests' privacy.

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Mundelein Mayor Kenneth Kessler said while police are being cautious, there is no

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"It's not like this just happened last week," he said. "These people have been there and there have been no problems to date. We actually have far better ability to know what's going on with an organization of that nature than what's going on up and down the streets of regular old, private Mundelein."

Still others are calling for that information to be made public.

Veteran Lake County Children's Advocacy Center investigator Mark Pleasant said the public should know whether the priests undergo counseling and the severity of their supposed offenses.

"The whole problem here is the lack of information that is available," said Pleasant, who works for an arm of the Lake County state's attorney's office. "These people exist (under) a veil of secrecy."

Dolan said the priests are not under house arrest but must check in with a monitor before leaving university grounds. At times, they may be accompanied by a chaperone. They are allowed to drive cars. They are forbidden from being alone with minors.

Their living quarters were once a retreat house now used solely as a home for removed priests. It is separated by a lake from the seminary campus.

"They are not mixed in with the seminarians, and they definitely should not make plans to go where there are children," Dolan said. "Each one of them, in order to maintain this process, have signed a document to the cardinal saying that they will abide by these rules."

The priests are required to "lead a life of prayer and penance." They should also

receive regular counseling, Dolan said. The priests also can move out of the seminary and leave the priesthood at any time, she said.

But critics say the archdiocese's monitoring system does not work. One such priest accused of sexual misconduct, the Rev. John Callicott of Chicago, slipped under the radar.

Callicott was removed as pastor of Holy Angels parish on Chicago's South Side in 2002 amid accusations he engaged in sexual misconduct with two teenage boys in the 1970s at another church. He was sent to the University of St. Mary of the Lake.

In January 2004, controversy arose when archdiocese officials learned Callicott was traveling from Mundelein, at the invitation of Holy Angels officials, to talk to grade-school students about sex.

"What they call monitoring leaves a lot to be desired," said Barbara Blaine, president of Chicago-based Survivors Network of Those Abused by Priests. "There is no way to monitor these guys 24 hours a day."

The cardinal has ordered a church trial for Callicott's case.

Dolan said there won't be a repeat of that case because all

parishes have been informed of the 11 priests' removal.

"Every priest in the diocese

received a letter from the cardinal," she said. "The priests that are up in Mundelein know that

they are in a restricted setting. They don't belong in any parish, functioning."

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MEMORANDUM

To: File

From: Leah McCluskey, Professional Responsibility Administrator 

Re: Cardinal Stritch Retreat House Residents

Date: October 7, 2005

Rev. Edward Grace, Vicar for Priests, Mr. John O'Malley, Director of Legal Services, and PRA traveled to the Mundelein Police Department today to meet with Mr. Raymond Rose, Chief of Police and Mr. Cameron Eugenis, Deputy Chief. The meeting was arranged to discuss those archdiocesan priests who have been withdrawn as a result of a substantiated allegation of the sexual abuse of a minor and currently reside at the Cardinal Stritch Retreat House located in Mundelein, Illinois. Chief Rose made it clear throughout the meeting that the discussion was not to include any withdrawn priest living in Mundelein who is already a registered sex offender.

After preliminary discussion surrounding the process of a priest being withdrawn from ministry and the Review Board process, Mr. O'Malley informed Chief Rose and Deputy Chief Eugenis of the information that Francis Cardinal George had wished to share with the Mundelein police concerning the aforementioned priests.

Chief Rose stated that basic information they would like to be provided on any priest removed from ministry and living at the Retreat House would be their date of birth, a picture of each man, and a picture of each man's car. Through further discussion, the following information was also requested on each aforementioned priest: height, weight, eye color, hair color, social security number, driver's license number and expiration date, employment information, vehicle information [make, model, year, color, license plate number].

It was also agreed that PRA would contact Chief Rose and Deputy Chief Eugenis via phone in the event that one of the aforementioned priests moves into or out of the Retreat House.

PRA then verbally provided the following information on each withdrawn priest residing at the Retreat House, which was recorded by Chief Rose's secretary: name, date of birth,

date removed from ministry, and the date of the last substantiated allegation. PRA also verbally provided a basic summary of the monitoring protocol that each withdrawn priest has been asked to follow.

Cc: Rev. Daniel Smilanic, Cardinal's Delegate to the Review Board
Rev. Edward D. Grace, Vicar for Priests
Rev. Vincent Costello, Vicar for Priests
John O'Malley, Legal Services



PHONE [Redacted]
FAX [Redacted]

October 17, 2005

Burke, Warren, MacKay & Serritella, P.C.
ATTENTION: JAMES SERRITELLA
22nd Floor, IBM Plaza
330 North Wabash Avenue
Chicago, IL 60611-3607

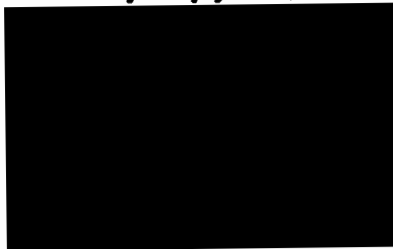
RE: [Redacted] v. ARCHDIOCESE OF CHICAGO, et al.

Dear Mr. Serritella:

Please be advised that I represent [Redacted] in his claim against the ARCHDIOCESE OF CHICAGO arising out of childhood sexual abuse committed by Rev. Robt. Kealy when [Redacted] was a minor.

Please be advised that I claim a lien for my services as attorney for the above-captioned individual, and I ask that someone contact me before November 1, 2005 to discuss a reasonable resolution to this claim.

Very truly yours,



CERTIFIED MAIL – RETURN RECEIPT REQUESTED

[Faint, illegible text]

TRAVEL/VACATION NOTIFICATION

FR. ROBERT KEALY [name of cleric] has informed this office that he will be traveling to [redacted] CANADA [destination address and contact phone number] from

Nov. 24, 2005 [departure date] through NOV. 27, 2005 [return date].

FR. KEALY [name of cleric] will be monitored by HIS SISTER

[redacted] [name of travel monitor]. [redacted]

travel monitor] has accepted the responsibility of verifying the location and [redacted] of

FR KEALY [name of cleric] during the aforementioned time frame.

[see attached correspondence]

1. Contacts with minors by FR KEALY [name of cleric] must be in the presence of [redacted] [name of travel monitor]. Inappropriate situations and locations incompatible with a priestly lifestyle are to be avoided.

2. [redacted] name of travel monitor] may be asked to attest to the activities and whereabouts of FR KEALY [cleric name] over NOV 24-27 2005 [aforementioned time frame].

3. As previously noted, the date of return to FR KEALY's [cleric name] residence has been scheduled for NOV. 27, 2005 [aforementioned return date]. However, due to weather conditions or emergencies that may arise, the date may be changed. In the event of such a circumstance, should the original plans be substantially changed, please contact PRA at [312] 751-5205.

Cleric Signature: Robert L. Kealy Date: 10/23/05

PRA Signature: [Signature] Date: 10/27/05

A copy of this document will be provided to the cleric. The original will be placed in the cleric's file in the Office of Professional Responsibility and a copy will be placed in the cleric's file in the Vicar for Priests' Office.

COPY
of an original document from the files of
VICAR FOR PRIESTS OFFICE
ARCHDIOCESE OF CHICAGO
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OCT 26 2005
ARCHDIOCESE OF CHICAGO
OFFICE OF PROFESSIONAL RESPONSIBILITY

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TRAVEL/VACATION NOTIFICATION

FR. ROBERT KEALY [name of cleric] has informed this office that he will be traveling to WESTIN MAUI RESORT [redacted] 2365 KAANA PALI PKWY. [destination address and contact phone number] from LAHAINA, HAWAII NOV 6, 2005 [departure date] through NOV. 13, 2005 [return date].

RECEIVED

OCT 26 2005

ARCHDIOCESE OF CHICAGO OFFICE OF PROFESSIONAL RESPONSIBILITY

FR KEALY [name of cleric] will be monitored by

FR. CHRIS GUSTAFSON [name of travel monitor]. FR GUSTAFSON [name of

travel monitor] has accepted the responsibility of verifying the location and activities of

FR KEALY [name of cleric] during the aforementioned time frame.

[see attached correspondence]

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of an original document from the files of

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ARCHDIOCESE OF CHICAGO

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1. Contacts with minors by FR KEALY [name of cleric] must be in the presence of FR GUSTAFSON [name of travel monitor]. Inappropriate situations

and locations incompatible with a priestly lifestyle are to be avoided.

2. FR GUSTAFSON [name of travel monitor] may be asked to attest to the

activities and whereabouts of FR KEALY [cleric name] over

NOV 6-13, 2005 [aforementioned time frame].

3. As previously noted, the date of return to FR KEALY 's [cleric name]

residence has been scheduled for NOV 13, 2005 [aforementioned return date].

However, due to weather conditions or emergencies that may arise, the date may be changed. In the event of such a circumstance, should the original plans be

substantially changed, please contact PRA at [312] 751-5205.

Cleric Signature: Robert L. Kealy Date: 10/23/05

PRA Signature: Paul McCluskey Date: 10/27/05

A copy of this document will be provided to the cleric. The original will be placed in the cleric's file in the Office of Professional Responsibility and a copy will be placed in the cleric's file in the Vicar for Priests' Office.

COPY

of an original document from the files of VICAR FOR PRIESTS OFFICE ARCHDIOCESE OF CHICAGO

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TRAVEL/VACATION NOTIFICATION

FR KEALY [name of cleric] has informed this office that he will be traveling to HOME OF MR + MRS [REDACTED] [destination address and contact phone number] from [REDACTED] (BEFORE + AFTER SAT. ND STATE) OCT 14 [departure date] through OCT 16, 2005 [return date].

OCT 12 2005

ARCHDIOCESE OF CHICAGO
OFFICE OF PROFESSIONAL RESPONSIBILITY

FR KEALY [name of cleric] will be monitored by [REDACTED] [name of travel monitor]. [REDACTED] [name of travel monitor] has accepted the responsibility of verifying the location and activities of

FR KEALY [name of cleric] during the aforementioned time frame.

[see attached correspondence]

COPY
of an original document from the files of
OFFICE OF PROFESSIONAL RESPONSIBILITY
ARCHDIOCESE OF CHICAGO

1. Contacts with minors by FR KEALY [name of cleric] presence of [REDACTED] [name of travel monitor]. Inappropriate and locations incompatible with a priestly lifestyle are to be avoided.

ARCHDIOCESE OF CHICAGO
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2. [REDACTED] [name of travel monitor] may be asked to attest to the activities and whereabouts of FR KEALY [cleric name] over OCT 14-16 [aforementioned time frame].

3. As previously noted, the date of return to FR KEALY's [cleric name] residence has been scheduled for OCT 16 [aforementioned return date].

However, due to weather conditions or emergencies that may arise, the date may be changed. In the event of such a circumstance, should the original plans be substantially changed, please contact PRA at [312] 751-5205.

Cleric Signature: Robert L Kealy Date: 10/8/05

PRA Signature: [Signature] Date: 10/15/05

A copy of this document will be provided to the cleric. The original will be placed in the cleric's file in the Office of Professional Responsibility and a copy will be placed in the cleric's file in the Vicar for Priests' Office.

of an original document from the files of
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ARCHDIOCESE OF CHICAGO

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PATRICK G. REARDON
ATTORNEY AND COUNSELOR AT LAW
SUITE 1938
221 NORTH LASALLE STREET
CHICAGO, ILLINOIS 60601

RECEIVED

DEC 06 2005

CHICAGO
OFFICE OF LEGAL SERVICES

AREA CODE 312
372-5716

December 1, 2005

John C. O'Malley
Director of Legal Services
Archdiocese of Chicago
Post Office Box 1979
Chicago, Illinois 60690 - 1979

COPY
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Dear Mr. O'Malley,

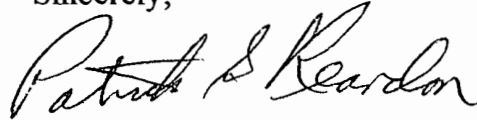
I was recently consulted by Reverend Robert Kealy of the Archdiocese of Chicago, currently residing at Mundelein, Illinois. He has been accused of sexual misconduct with a minor. He has denied this allegation. Recently he has been told that his accuser has retained a civil lawyer. During our conference, Father Kealy expressed some concern that his personnel files or other confidential documents might be subjected to civil subpoena or other process in relation to some lawsuit against the Archdiocese. He has asked me to write this letter expressing his wish that no record relating to him be released or published in any way.

In accord with this wish, I am writing to advise that Father Kealy wishes hereby to assert all rights of privacy and confidentiality as to all personnel records, files, documents, notes or correspondence relating to Father Kealy's ministry, or relating in any way to any accusation of misconduct against him, or relating to his response or defense regarding such accusation, or any other general information about Father Kealy in possession of the Archdiocese of Chicago, including any held by the Vicar for Priests, the Professional Fitness Review Board and its administrator, or by any other agency. Father Kealy objects to the release of any of the above information. He further wishes to be advised of any request for such documents or receipt by you of any formal service of process. If such a request is received you may advise him directly or through my office.

AOC 016196

Father Kealy further asserts that any possible settlement by the Archdiocese should include a statement that there has been no admission or finding of guilt on his part. Father Kealy advises me that Cardinal George informed him that the Congregation for the Doctrine of the Faith determined that he was not guilty of any canonical delict and there was no basis, in his case, for a penal process of any kind.

Sincerely,

A handwritten signature in black ink that reads "Patrick G. Reardon". The signature is written in a cursive style with a large, prominent initial "P".

Patrick G. Reardon

PATRICK G. REARDON
ATTORNEY AND COUNSELOR AT LAW
SUITE 1938
221 NORTH LASALLE STREET
CHICAGO, ILLINOIS 60601

RECEIVED

DEC 06 2005

CATHOLIC ARCHDIOCESE OF CHICAGO
OFFICE OF LEGAL SERVICES

AREA CODE 312
372-5716

December 1, 2005

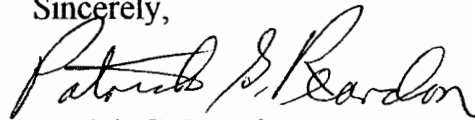
John C. O'Malley
Director of Legal Services
Archdiocese of Chicago
Post Office Box 1979
Chicago, Illinois 60690 - 1979

Dear Mr. O'Malley,

I was recently consulted by Reverend Robert Kealy of the Archdiocese of Chicago, currently residing at Mundelein, Illinois. He has been accused of sexual misconduct with a minor. He has denied this allegation. During our discussion, Father told me that the Catholic New World reported that the Archdiocese had notified his accuser of the action being taken by the Archdiocese. Father Kealy respectfully requests that, if this communication was in writing, he be given copies of any correspondence sent by any agency of the Archdiocese to his accuser or the accuser's agents. Copies of such documents may be sent to Father directly or through my office.

Thank you for your assistance in this matter.

Sincerely,



Patrick G. Reardon

AOC 016198

BURKE, WARREN, MACKAY & SERRITELLA, P.C.

22ND FLOOR IBM PLAZA
330 NORTH WABASH AVENUE
CHICAGO, ILLINOIS 60611-3607
TELEPHONE: (312) 840-7000
FACSIMILE: (312) 840-7900

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FAX TRANSMITTAL FORM

SEND TO: Rev. Edward Grace
Vicar for Priests

FAX #: 642-4933

DATE/TIME: Friday, December 09, 2005

PHONE #: 642-1837

NUMBER OF PAGES: 05
(Include Cover Sheet)

CLIENT #: 09891

MATTER #: 00109

SENT BY: James A. Serritella

COMMENTS:

CONFIDENTIALITY NOTE:

If you have received this fax and are not the addressed recipient, please notify the sender immediately by telephone and return the original message by mail. Thank you.

Please call our facsimile center at (312) 840-7030 if there is a problem with this fax transmission, or if you wish to confirm the transmission.

BURKE, WARREN, MACKAY & SERRITELLA, P.C.

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330 NORTH WABASH AVENUE
CHICAGO, ILLINOIS 60611-3607
TELEPHONE (312) 840-7000
FACSIMILE (312) 840-7900
www.burkelaw.com

JAMES A. SERRITELLA
DIRECT DIAL NUMBER
(312) 840-7040
jserritella@burkelaw.com

December 9, 2005

VIA FACSIMILE ([REDACTED]) & U.S. MAIL

[REDACTED]

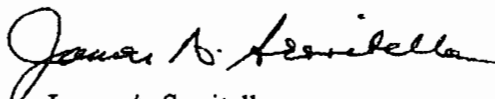
Re: [REDACTED] /Rev. Robert Kealy

Dear [REDACTED]:

I am following up on your letter of October 17, 2005 regarding the above matter and our subsequent discussions. I have passed your correspondence on to Ms. Leah McCluskey, the Professional Responsibility Administrator of the Archdiocese of Chicago. It is my understanding that someone from her office has been in contact with you about this matter. As you know, either you or your client can contact Mr. Ralph Bonaccorsi (312-751-8267), Assistance Minister of the Archdiocese, for pastoral assistance or therapy at the Archdiocese's expense from a licensed therapist of your client's choice.

Please direct your communications about this matter to the undersigned.

Very truly yours,


James A. Serritella

lj

cc: Leah McCluskey (via facsimile)
Ralph Bonaccorsi (via facsimile)

12/9/2005/11:16 AM/09891/00109/378431/1

AOC 016200


December 9, 2005

Page 2

bcc: Reverend Edward Grace (via facsimile)
Reverend Vincent Costello (via facsimile)
John O'Malley (via facsimile)

BURKE, WARREN, MACKAY & SERRITELLA, P.C.

22ND FLOOR IBM PLAZA
330 NORTH WABASH AVENUE
CHICAGO, ILLINOIS 60611-3607
TELEPHONE: (312) 840-7000
FACSIMILE: (312) 840-7900

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DEC 9 2005

ARCHDIOCESE OF CHICAGO
OFFICE OF PROFESSIONAL RESPONSIBILITY

FAX TRANSMITTAL FORM

SEND TO: Leah McCluskey
Office of Professional Responsibility

FAX #: 751-5279 DATE/TIME: Friday, December 09, 2005

PHONE #: NUMBER OF PAGES: 05
(Include Cover Sheet)

CLIENT #: 09891 MATTER #: 00109

SENT BY: James A. Serritella

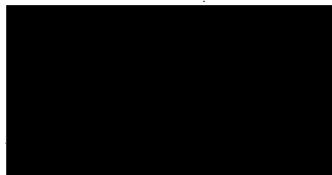
COMMENTS:

CONFIDENTIALITY NOTE:

If you have received this fax and are not the addressed recipient, please notify the sender immediately by telephone and return the original message by mail. Thank you.

Please call our facsimile center at (312) 840-7030 if there is a problem with this fax transmission, or if you wish to confirm the transmission.

PBC
COPY



December 15, 2005

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FAX

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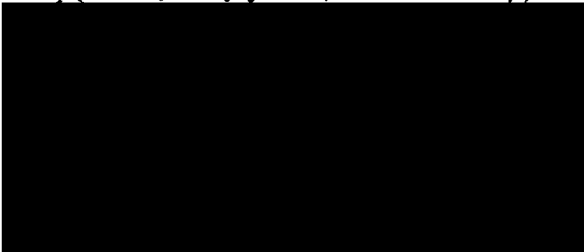
Burke, Warren, MacKay & Serritella, P.C.
ATTENTION: JAMES SERRITELLA
22nd Floor, IBM Plaza
330 North Wabash Avenue
Chicago, IL 60611-3607

RE: v. ARCHDIOCESE OF CHICAGO, et al.

Dear Mr. Serritella:

Please find enclosed the "conflict letter" executed by

Very truly yours,



Enc.

12/15/05

Positives and negatives of the Retreat House experience

Positive

- It provides an opportunity to live in a sacred environment.
- It provides an opportunity for communal prayer and fraternal priestly support. The spirituality and commitment of the other priests is a source of edification and inspiration.
- It provides an environment for an ecclesial experience apart from parish life. For priests who have dedicated themselves to the church for forty, fifty or more years since beginning their seminary formation, this is a very important factor. The retreat house truly is a house of prayer and it has an atmosphere of serenity which is conducive to development of one's spirituality.
- It provides a supportive transition for priests removed suddenly from ministry.
- It provides an atmosphere in which priests are treated with appropriate human respect.
- It provides an opportunity for these priests to minister to each other. With their restrictions on public ministry, this is one priestly thing which these men can do.
- The Administrator, Dick Hudzik, and his wife, [REDACTED], add a very caring, positive element to the experience.

Problematic

- It can create a sense of isolation unless an individual priest reaches out to communicate with family and friends. For some priests, the location of the retreat house is a great distance from family and friends.
- There is a feeling of being marginalized and forgotten by the Archdiocese.
- Some of the priests struggle with depression.
- There can be a sense of hopelessness for those priests who have not taken the personal initiative to find worthwhile interests and projects to be involved in. There is a feeling that the men are discouraged from being involved in any Archdiocesan activity.
- The concentration of priests who are going through a great deal of personal suffering can create a difficult atmosphere at times.
- Archdiocesan announcements about the location of these men at the retreat house has created a feeling of being under siege and creates a stigma to living in the retreat house.
- Archdiocesan announcements that accused priests are in a "restricted, monitored setting" creates an impression that they are dangerous and have to be watched.
- Some priests have concerns for their personal safety because the retreat house has been targeted publicly as a danger to the community.
- The large number of priests at the retreat house can complicate the mission of the retreat house. If more priests were removed from ministry, where would they go? There seems to be no plan.
- There is a feeling that "the only way out" of the retreat house is through death or a nursing home.
- There is a feeling of never being part of the discussion about decisions which affect one's life.

Other issues

- Even the current monitoring requirements are demeaning and damaging to an individual's dignity and sense of self respect.
- There is an unpredictability and a lack of finality to what the Archdiocese may prohibit or

Vision for Priests
P. Hudzik
F. D.

require of an accused priest. The priests feel very vulnerable to the how the Archdiocese reacts to external events.

- There is a lack of information about a priest's pension rights and how various options might affect his pension. (e.g., under what conditions could a priest's pension be denied or reduced? If a retired priest decided to live with family, could he be deprived of his pension?)
- The Archdiocese does not allow accused priests to be buried from a parish church and does not allow a death notice to be published or any notice to priests to be issued. This is a practice not followed in most dioceses.

Recommendations

- Once a priest has been removed from public ministry, the Archdiocese should respect his privacy and not disclose his location.
- When a priest is removed from ministry, the Archdiocese should not state that he is in a "restricted, monitored setting."
- The number of priests at the retreat house should be reduced by offering other options to the men.
- Priests who are not returning to public ministry should be allowed to retire and given the choice of living with other priests, or privately, or with family or friends.
- Accused priests should be informed of their pension rights.
- Accused priests should be entitled to the same funeral arrangements as other Catholics.

- The Childers Report is based on misinformation and is misguided.
- Childers expertise is in dealing with dangerous sexual predators who are convicted and on probation or parole. This is not the profile of accused priests. Virtually all of them have lived decades of unquestioned good behavior. Despite all of the publicity and the announcements by the Archdiocese, accusations against them are from decades ago.
- The Archdiocesan mistakes in monitoring a priest who remained in active ministry have "poisoned the well" in evaluating the "monitoring" of priests who have been publicly removed from ministry. These are two entirely different situations, but have been equated with each other.
- The Childers Report adopts a "one-size-fits-all" approach, which is inappropriate in law or in therapy.
- The Archdiocese defines substantiation as "a reasonable cause to believe that abuse occurred." It acknowledges that this does not constitute substantiation of an accusation in any legal sense. It is a minimal standard of evidence, far below any legal standard in secular or canon law.
- Like any citizen, a priest is entitled to the presumption of innocence unless convicted through due process of law.
- Financial settlements against accused priests have contained a provision that there has been no finding of guilt.
- Diocesan statements which have pronounced accused priests to be guilty and demonized them have no foundation in canon or civil law and are a violation of the human, civil, and canonical rights of priests.
- Priests do not forgo their civil and human rights just because they are priests. In fact canon law has many provisions to protect the civil and human rights of priests. A canon lawyer should be on the Ad Hoc Committee.
- Like any citizen, a priest has the right to privacy, freedom of movement, freedom of association, and freedom from government or ecclesial interference in his own personal life. If there is evidence of behavior which violates criminal or ecclesiastical laws, that should be addressed, but neither the government nor the church can impose restrictions on personal freedoms, except in accord with the norm of law.
- Information disclosed by the Archdiocese about whether a priest has had counseling, with whom, or of what type are a violation of the federal laws governing the unauthorized disclosure of medical information (HIPAA).
- If a priest has been restricted from public ministry, he is living as a private person and it is a violation of his legitimate privacy for the Archdiocese to disclose his residence or whereabouts.
- There has never been even an *accusation* of misconduct with a minor against a Chicago priest after he was restricted from public ministry and remained a priest.
- Very few dioceses have any kind of monitoring for priests removed from public ministry. In most dioceses, the men are allowed to live privately. They are also allowed, on an ad hoc basis, to celebrate funerals or weddings for family and close friends.
- Canon law prohibits the Church from imposing psychological testing or treatment on anyone, especially forms which are invasive such as the polygraph or plethysmograph.

TRAVEL/VACATION NOTIFICATION

FR. ROBERT KEAY [name of cleric] has informed this office that he will be traveling to HOME OF M/M [redacted] [redacted] FL [destination address and contact phone number] from

RECEIVED

JAN 25, 2006 [departure date] through FEB 1, 2006 [return date].

JAN 05 2006

FR KEAY [name of cleric] will be monitored by

ARCHDIOCESE OF CHICAGO
OFFICE OF PROFESSIONAL RESPONSIBILITY

[redacted] [name of travel monitor]. [redacted] [name of

travel monitor] has accepted the responsibility of verifying the location and activities of

FR KEAY [name of cleric] during the aforementioned time frame.

[see attached correspondence]

1. Contacts with minors by FR KEAY [name of cleric] must be in the presence of [redacted] [name of travel monitor]. Inappropriate situations and locations incompatible with a priestly lifestyle are to be avoided.
2. [redacted] [name of travel monitor] may be asked to attest to the activities and whereabouts of FR KEAY [cleric name] over JAN 25 - FEB 1 [aforementioned time frame].
3. As previously noted, the date of return to FR KEAY's [cleric name] residence has been scheduled for FEB 1 [aforementioned return date].
However, due to weather conditions or emergencies that may arise, the date may be changed. In the event of such a circumstance, should the original plans be substantially changed, please contact PRA at [312] 751-5205.

Cleric Signature: Robert L. Keay Date: 1/2/06

PRA Signature: [redacted] Date: 1/6/06

A copy of this document will be provided to the cleric. The original will be placed in the cleric's file in the Office of Professional Responsibility and a copy will be placed in the cleric's file in the Vicar for Priests' Office.

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IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT- CHANCERY DIVISION

FILED-3
06 JAN 31 AM 10:39
CIRCUIT COURT OF COOK
COUNTY ILLINOIS
CHANCERY DIV.
CLERK

Mother Doe 100, individually and as
representative of the minor John Doe 100,
on behalf of themselves and all others
similarly situated



RECEIVED

APR 18 2006

ARCHDIOCESE OF CHICAGO
OFFICE OF PROFESSIONAL RESPONSIBILITY

Plaintiffs,

vs.

06CH02017

The Archdiocese of Chicago d/b/a The Catholic
Bishop of Chicago, a corporation sole,

Defendant.

CLASS ACTION COMPLAINT

NOW COMES the Plaintiffs, individually and on behalf of all others similarly situated, by and through their attorneys, JEFF ANDERSON & ASSOCIATES and KERNS, PITROF, FROST & PEARLMAN, to obtain declaratory and injunctive relief against Defendant, states as follows:

INTRODUCTION

1. This Complaint seeks declaratory judgment and injunctive relief against the Archdiocese of Chicago. The Archdiocese of Chicago has established a policy of harboring and protecting suspected child molesting agents, thereby endangering numerous children in Illinois. The Archdiocese has information about a number of suspected child molesting agents that it has never disclosed to law enforcement or the public at large, thereby causing children such as John Doe 100 to be harmed. Further, on information and belief, the Archdiocese has a policy and

practice of document destruction. This declaratory relief and injunction action seeks to have the Archdiocese produce all documents regarding the molestation of children by its agents for court supervision, to release the names of all agents accused of molesting children to the court and to the public, and to enjoin the Archdiocese from destroying any documents regarding suspected childhood sexual abuse by its agents.

JURISDICTION AND VENUE

2. This Court has jurisdiction over this action because it seeks to redress violations of the plaintiffs' rights and to protect children in Illinois that are in imminent danger. Venue is proper because the Archdiocese resides in Cook County and the majority of the allegations herein involve occurrences in Cook County.

PARTIES

3. Plaintiff John Doe 100 is a minor. Mother Doe 100 is John Doe 100's mother and legal guardian. At all times material, Plaintiff John Doe 100 was a resident of the State of Illinois. At all times material, Mother Doe 100 was a resident of the State of Illinois.

4. The identities of all Doe Plaintiffs are made known to Defendants through separate cover letter.

5. Plaintiff [REDACTED] is a thirty five year old Chicago resident. [REDACTED] was sexually molested as a child by [REDACTED] a religious order priest who was serving at a parish within the Archdiocese at the time of the abuse.

6. At all times material, the Catholic Bishop of Chicago, a Corporation Sole (hereinafter "Archdiocese of Chicago") was and is an Illinois corporation. Defendant has approximately eight hundred fifty four Diocesan priests serving in two counties in the State of

Illinois. At all times material to the complaint, Defendant Archdiocese was conducting business in the State of Illinois.

CLASS ACTION ALLEGATIONS

7. Plaintiffs bring this action on behalf of themselves and, pursuant to 735 ILCS 5/2-801, as the representatives of the class of persons who have been molested as children by an agent of the Archdiocese of Chicago and on behalf of those children who have not yet been abused, but who are in imminent danger of abuse because the Archdiocese has not released the names and files of agents that have been accused of molesting children or accused of inappropriate sexual behavior with children to either the public or to the court.

8. The Plaintiff class is so numerous that joinder of all members is impracticable. In its own self report, the Archdiocese asserted that there were 142 cases where they had reason to suspect that an agent had sexually molested a child. These numbers only include information that was reported to the Archdiocese. The underlying data for the results was not disclosed to the public.

9. There are questions of fact or law common to the class, which predominate over questions affecting only individual members. The common questions of law or fact include, but are not limited to: whether the Archdiocese of Chicago has failed to protect children by not releasing the names of its agents who have been accused of molesting children to the public and law enforcement and whether the Archdiocese has or is destructing documents in order to cover up or conceal crimes against children by clergy serving in and/or employed by the Archdiocese.

10. The Plaintiffs will fairly and adequately protect the interests of the class. The interests of the plaintiffs are the same as those of all class members because they have all been

sexually abused by an agent of the Archdiocese of Chicago or are in danger of being molested by an agent of the Archdiocese of Chicago because the Archdiocese's information is not public. All have an interest in preventing the sexual abuse of any further children by agents of the Archdiocese of Chicago.

11. A class action is an appropriate method for the fair and efficient adjudication of the controversy alleged in this complaint. The expense and burden of individual litigation would make it difficult or impossible for individual members of the class to redress the wrongs done to them. The cost to the court system of adjudication of such individualized litigation would be substantial. Individualized litigation would also present the potential for inconsistent or contradictory judgments and would magnify the delay and expense to all parties and the court system. By contrast, the conduct of this action as a class action presents far fewer management difficulties, conserves the resources of the parties and court system, and protects the rights of each class member. In addition, the prosecution of separate actions by the individual members of the class would create a risk of inconsistent or varying adjudications with respect to individual class members which would establish incompatible standards of conduct for the defendant.

ALLEGATIONS OF FACT

12. [REDACTED] (hereinafter "[REDACTED]") was ordained a priest of the Archdiocese of Chicago in approximately 1994.

13. At all times material, [REDACTED] was employed by the Archdiocese. [REDACTED] was an ordained Roman Catholic Priest educated, trained and ordained by, and under the direct supervision, employ, agency and control of the Archdiocese. Among [REDACTED] duties in his employment was to provide pastoral care and counseling for

members of his denomination.

14. In approximately the winter of 2000, a nun at Holy Family Church in Chicago reported to the Archdiocese of Chicago that [REDACTED] asked a fourth-grade boy to pull down his pants in the sacristy at Holy Family.

15. The nun reported this numerous times to the Archdiocese.

16. On information and belief, on one occasion when the nun reported it to the Archdiocese, an official told her that "if the parents aren't pushing it, let it go."

17. After these reports, the nun made a final report to the Archdiocese, this one a written report of [REDACTED] behavior.

18. On information and belief, in 2000, the Archdiocese did not report [REDACTED] to law enforcement, did not tell any of the parishioners at any of the parishes [REDACTED] worked at in the past about the report, did not tell any of the parishioners at any of the parishes where [REDACTED] worked after these reports, and did not tell any other children or parents about the report.

19. On information and belief, after the nun reported the abuse to the Archdiocese, the Archdiocese transferred [REDACTED] to another parish, St. Agatha's in Chicago.

20. On information and belief, despite the report, the Archdiocese allowed [REDACTED] to teach at an Archdiocesan school and coach a boys basketball team.

21. In response to the clergy abuse scandal, the United States Catholic Conference of Bishops passed the Dallas Charter.

22. On information and belief the Bishops passed the Dallas Charter in 2002. The Charter was only enforced, if at all, from within. There was no meaningful external non church

oversight over its enforcement.

23. Cardinal Francis George represented to the public that the Charter was a “zero tolerance” policy that committed them to removal of priests in childhood sexual abuse cases. He also represented to the public that a priest with even one act of sexual misconduct with a child should not be allowed in public ministry in order to protect children.

24. In January of 2003, the Archdiocese released a “Ten Year Report” that purported to give information about the Archdiocese’s efforts to stop childhood sexual abuse by clerics in the previous ten years.

25. On information and belief, the Ten Year Report purports to give the current status of priests that were accused of molesting a child anytime from 1993 to 2003. The report indicates that no priest accused of abuse during that time period is in any form of ministry in the Archdiocese of Chicago.

26. The Ten Year Report also states that officials of the Archdiocese have reported all allegations, including those not deemed credible, to the appropriate public authorities.

27. On information and belief, the Archdiocese did not include [REDACTED] in the Ten Year Report.

28. Also in response to the clergy abuse scandal, the United States Catholic Conference of Bishops agreed to participate in a self report survey conducted by the John Jay College.

29. As part of the John Jay survey, each Diocese submitted the number of priests that had allegations of sexual misconduct with a minor within the particular Diocese.

30. On information and belief there was no oversight over the information that was

given to the John Jay College. It was completely up to the particular Diocese to respond honestly.

31. The John Jay College defined "allegation," as all recorded notifications of clerical sexual misconduct with minors, whether or not they resulted in any investigation or whether there was reasonable cause to suspect abuse had occurred.

32. In 2004, the Archdiocese reported that it had reason to believe that 55 priests had sexual misconduct with a minor.

33. In 2004, Cardinal George and the Archdiocese represented to the public that there were no priests that were accused of childhood sexual abuse that were in public ministry in the Archdiocese of Chicago.

34. On information and belief, the Archdiocese did not include [REDACTED] in the 2004 John Jay numbers.

35. On information and belief in August of 2005, the Archdiocese learned that law enforcement was investigating [REDACTED] for childhood sexual abuse.

36. On information and belief, in August of 2005, the Archdiocese did not inform the law enforcement that a nun had reported that [REDACTED] had acted in a sexually inappropriate manner with a child in 2000.

37. On information and belief, just as it did in 2000, the Archdiocese did not report or warn any of the parishioners, the public, or the parents at St. Agatha parish that law enforcement was investigating [REDACTED] for childhood sexual abuse.

38. On information and belief, the Archdiocese elevated [REDACTED] to a position of authority in the Archdiocese on September 1, 2005. It appointed him as Dean of a Deanery of

the Archdiocese. This is an honored, respected, and supervisory position within the Archdiocese. This meant that [REDACTED] was still at St. Agathas, but also had some supervisory authority over roughly 20 parishes in the Archdiocese.

39. The Archdiocese allowed [REDACTED] to remain at St. Agathas and in the position of Dean until at least January of 2006, more four months after the Archdiocese received at least its second report of sexual misconduct against a minor by [REDACTED]

40. In January of 2006, Chicago law enforcement arrested [REDACTED] and charged him with sexually molesting two boys on multiple occasions.

41. On information and belief, the nun who reported the abuse to the Archdiocese in 2000 was contacted by the Archdiocese the day before [REDACTED] was arrested. The Archdiocese indicated to the nun that it did not have the nun's letter.

42. On information and belief, the Archdiocese also stated publicly that it has no written record of the nun's reports or the actual letter.

43. On information and belief, the Archdioceses and Dioceses across the United States, including the Archdiocese of Chicago, have been instructed to destroy documentation of sexual misconduct by priests and/or to send any of this material to the Holy See in order to claim it is immune from public discovery or disclosure.

44. On information and belief, the Archdiocese has not released the names of the 55 priests that it deemed as having reason to suspect committed sexual misconduct with children.

45. On information and belief, the Archdiocese has also not released the names of any of the other clerics, like [REDACTED] who were accused of sexual misconduct and are still in parishes, but not included in the Ten Year Report or the John Jay Survey.

46. Although the Archdiocese had not released the names of offenders, some names of Archdiocesan clerics accused of sexual misconduct have been released during the course of litigation. These names were released in 2005:

- 1) Richard "Doc" Bartz
- 2) Robert Becker
- 3) R. Peter Bowman
- 4) Daniel Buck
- 5) Eugene Burns
- 6) John Callicott
- 7) William Cloutier
- 8) Robert D. Craig
- 9) John Curran
- 10) Walter DeRoeck
- 11) Jeremiah Duggan
- 12) Richard Fassbinder
- 13) Joseph Fitzharris
- 14) Robert Friese
- 15) James Hagan
- 16) Daniel Mark Holihan
- 17) Walter Huppenbauer
- 18) Thomas Job
- 19) Robert Kealy

- 20) John Keehan
- 21) Thomas Kelly
- 22) John "Jack" Keough
- 23) Joseph Kissane
- 24) Leonard Kmak
- 25) William Lupo
- 26) Norbert Maday
- 27) Robert Mayer
- 28) Vincent McCaffrey
- 29) Donald Mulsoff
- 30) Thomas O'Gorman
- 31) James Ray
- 32) John Robinson
- 33) Kenneth Ruge
- 34) Raymond Skriba
- 35) Marion Snieg
- 36) Victor Stewart
- 37) Ralph Strand
- 38) Thomas Swade
- 39) Anthony Vader

47. Names that have not previously been released but who, on information and belief, have been accused of sexual misconduct with a minor:

1) James Flosi

48. There are also a number of religious order priests who worked in the Archdiocese. On information and belief, the Archdiocese had control and/or supervision over these clerics while they were working in the Archdiocese. On information and belief, the Archdiocese knows about these clerics' misconduct. On information and belief, those religious order clerics that have been accused of sexual misconduct are:

- 1) Robert Berlet (Christian Brothers)
- 2) Robert Brouillette (Christian Brothers)
- 3) Vincent Bryce (Dominicans)
- 4) George Dyer (Dominicans)
- 5) Terrence Fitzmaurice (Benedictines)
- 6) John Huels (Servite)
- 7) Augustine Jones (Benedictines)
- 8) Donald McGuire (Jesuits)
- 9) John Murphy (Augustinians)
- 10) Robert Murphy (Camelites)
- 11) Michael O'Connor (Augustinians)
- 12) Jean Baptiste (J.B.) Ormechea (Passionists)
- 13) Eusebio Pantoja (Claretians)
- 14) Thomas Paramo (Claretians)
- 15) Carlos Peralta (Salesians)
- 16) John Powell (Jesuits)

17) Andrew Ronan (Servites)

18) Wilton Skiffington (Jesuits)

19) Patrick Strong (Augustinians)

49. [REDACTED] sexually molested John Doe 100 at some point between approximately 2000 and 2005, when John Doe 100 was a minor child.

50. Neither John Doe 100 nor Mother Doe 100 knew that the Archdiocese had received reports about [REDACTED] sexual abuse of children.

COUNT I
(Injunction - Release of Names)

51. Plaintiffs repeat and reallege every paragraph of this complaint as if set forth in Count I.

52. Plaintiffs bring Count I on their own behalf and on behalf of the class of similarly situated persons described in paragraph 7 of this Complaint.

53. The practices of the Archdiocese of Chicago have endangered numerous children in the past and these practices will continue to put children at risk in the future.

54. Plaintiffs and the class have the right to not be sexually molested by clerics of the Archdiocese of Chicago.

55. The Archdiocese owes a duty to warn all children and their parents that come into contact with its clerics of allegations of sexual misconduct by the clerics because these children and their parents hold clerics in an esteemed position, which gives clerics virtually unlimited access to children.

56. The Archdiocese also owes a duty to children and their parents to release all of the names of clerics against whom the Archdiocese has deemed to have credible allegations of

sexual misconduct with children to the court and to the public at large.

57. The Archdiocese also owes a duty to children and their parents to release all of the names of clerics that have been accused of sexual misconduct with children to the court and to the public at large.

58. Unless injunctive relief is granted numerous children in Illinois are at risk of being sexually molested by clerics of the Archdiocese.

59. In order to ensure that children are protected and free from sexual molestation by clerics, the plaintiffs and the members of the class are entitled to an injunction ordering that the Archdiocese do the following:

- a) Release the names of all 55 of the priests that it reported to the John Jay Survey to the court and to the public.
- b) Release the names of all other clerics, like [REDACTED], that were not included in the John Jay Survey, but against whom the Archdiocese has received allegations of sexual misconduct by the cleric with children to the court and to the public.

COUNT II
(Injunction - Documents)

60. Plaintiffs repeat and reallege every paragraph of this complaint as if set forth in Count II.

61. Plaintiffs bring Count II on their own behalf and on behalf of the class of similarly situated persons described in paragraph 7 of this Complaint.

62. On information and belief, the Archdiocese still has documents that are evidence of crimes committed by clerics against children.

63. The Archdiocese has a duty to the public at large and to law enforcement to not

destroy any documents that evidence a crime.

64. The Archdiocese has a duty to children that were abused by clerics to not destroy any documents relating to the sexual misconduct or alleged sexual misconduct of any cleric at anytime in the Archdiocese of Chicago.

65. On information and belief the Archdiocese has destroyed documents and/or concealed documents and/or failed to give documents to law enforcement relating to sexual misconduct or alleged sexual misconduct by clerics of the Archdiocese.

66. Unless injunctive relief is granted, children will be at imminent risk of being molested by clerics of the Archdiocese, law enforcement will be prevented from doing its job, and those children that have already been molested by clerics will have their rights negatively affected.

67. In order to ensure that children are protected and free from sexual molestation by clerics, the plaintiffs and the members of the class are entitled to an injunction ordering that the Archdiocese do the following:

- a) Turn over any document with any connection to any allegation of sexual misconduct by a cleric against a child to the Illinois Courts for supervision of these documents.
- b) Turn over any document with any connection to any allegation of sexual misconduct by a cleric against a child to law enforcement.
- c) Cease in the destruction or spoliation of any documents with any connection to any allegation of sexual misconduct by a cleric against a child.
- d) Cease to conceal or misplace any documents with any connection to any

allegation of sexual misconduct by a cleric against a child.

COUNT III
(Declaratory Judgment)

68. Plaintiffs repeat and reallege every paragraph of this complaint as if set forth in Count III.

69. Plaintiffs bring Count III on their own behalf and on behalf of the class of similarly situated persons described in paragraph 7 of this Complaint.

70. There is an actual controversy between the plaintiffs and the members of the plaintiff class, on the one hand, and the Archdiocese, on the other hand, concerning whether the Archdiocese is adequately protecting children through its practices of not releasing the names of those clerics that have been accused of molesting children.

71. There is also an actual controversy between the plaintiffs and the members of the plaintiff class, on the one hand, and the Archdiocese, on the other hand, concerning whether the Archdiocese is adequately protecting children through its practice of not removing a cleric that is accused of molesting a child from any position where the cleric has any contact with children.

72. Finally, there is an actual controversy between the plaintiffs and the members of the plaintiff class, on the one hand, and the Archdiocese, on the other hand, concerning whether the Archdiocese is adequately protecting children through its practices of destroying and/or concealing documents evidencing allegations of sexual misconduct by clerics.

73. The plaintiffs and members of the plaintiff class are entitled to a declaration that the Archdiocesan practices of not releasing the names of clerics accused of sexual misconduct with minors, not removing clerics that are accused of sexual misconduct with children from positions where they have access to children, and by destroying and/or concealing documents, is

not adequate to protect children.

WHEREFORE, Plaintiffs respectfully request that this Court grant the relief requested within this complaint or any other relief the Court deems just in order to protect children.

Dated: January 31, 2006

JEFF ANDERSON & ASSOCIATES, P.A.



Jeffrey R. Anderson

Illinois Bar # 6281587

E-1000 First National Bank Building

332 Minnesota Street

St. Paul, Minnesota 55101

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March 29, 2006

Rev. Francis G. Morrisey, OMI, JCD
St. Paul University, 223 Main St.
Ottawa, ON K1S 1C4 CANADA

Dear Fr. Morrisey,

Enclosed you will find a packet of information released by the Archdiocese of Chicago on Monday, March 21, 2006. This information was also provided your client, Fr. Robert Kealy at Cardinal Stritch Retreat House.

If you have any questions please direct them directly to Leah McCluskey at 312-751-5205.

Sincerely,

A handwritten signature in cursive script that reads "Laura A. Neri-Palomino".

Laura A. Neri-Palomino
Administrative Assistant

Enclosure

AOC 016224

ARCHDIOCESE OF CHICAGO

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March 29, 2006

Thomas M. Breen
53 W. Jackson, Suite 1460
Chicago, IL 60604

Dear Mr. Breen,

Enclosed you will find a packet of information released by the Archdiocese of Chicago on Monday, March 21, 2006. This information was also provided your client, Fr. Robert Kealy at Cardinal Stritch Retreat House.

If you have any questions please direct them directly to Leah McCluskey at 312-751-5205.

Sincerely,

A handwritten signature in cursive script that reads "Laura A. Neri-Palomino".

Laura A. Neri-Palomino
Administrative Assistant

Enclosure

AOC 016225

National Catholic Reporter, September 27, 2002

This week's front page

Church in Crisis

Vatican expected to deny approval of sex abuse norms

By JOHN L. ALLEN JR.

Rome

While affirming the intent of the U.S. bishops to protect young people from sexual abuse, the Vatican will not grant legal approval to new American norms adopted in Dallas June 14. Instead, sources say that Rome will invite U.S. prelates to discuss how those rules can be harmonized with the church's universal law.

Vatican sources said that formal notice of this decision is likely to be issued in early October. The result means that, as a matter of law, the Dallas norms will not yet be binding on American dioceses. Moreover, elements that differ from the Code of Canon Law, such as the statute of limitations for sexual abuse, may not be enforceable, or could be subject to reversal should a case be appealed to a church court in Rome.

The outcome has been widely expected, given a spate of critical comments on the American approach from Vatican officials both before and after the June vote (*NCR*, May 31).

The result also reflects a growing concern from within the United States, especially among canon lawyers worried that the Dallas norms fail to adequately protect the due process rights of accused priests. Widely circulated critiques include those of prominent canonists such as Msgr. Thomas Green of The Catholic University of America and Fr. Robert Kealy of the Chicago archdiocese. (Full texts available at www.nat

cath.org/ncr_onli.htm)

The Dallas norms are expected to be a main topic of conversation at the Canon Law Society of America meeting in Cincinnati Oct. 7-10, roughly the same time that the Vatican announcement is expected.

Observers say the concerns raised by the American canonists are largely those shared in the Vatican.

In his 5,000-word critique, Green identified a number of positive features of the Dallas documents, including "a forceful commitment in principle to pastoral healing, accountability and dialogue within the Catholic community."

Green also identified several negatives, including:

- The lack of due process considerations, especially the power to impose "administrative leave" without establishing that the normal criteria for such a provision have been met (which include preventing scandal, protecting witnesses and safeguarding the course of justice), as well as allowing the accused the possibility of response or recourse.

- An overly broad definition of “sexual abuse” that can encompass a whole range of physical and non-physical acts.
- The fact that the penalty for sexual abuse (permanent removal from ministry) is the same no matter what the “abuse” may be, which Green argues is “contrary to our traditional penal emphasis on proportionality.”
- Disregard of the statute of limitations (known as “prescription” in canon law), leading to removal from ministry for offenses that may have occurred 20 or 30 years in the past. Canon law presently specifies that the clock runs out for offenses committed before Nov. 27, 1983, after five years from the date of the offense; for offenses committed on or after Nov. 27, 1983, and prior to April 25, 1994, five years after the victim has completed the 18th year; and for offenses committed on or after April 25, 1994, 10 years after the victim has completed the 18th year.
- A near-exclusive focus on priests, with no attention to the accountability of bishops, either for abuse they may have committed, or for failing to respond adequately to abuse carried out by priests under their supervision.

“These are not minor points, but serious issues that need much more reflection,” Green told *NCR*.

Kealy touches some of the same points, and in addition raises questions about the review boards called for by the norms, as well as confidentiality. Some canonists grumble that American bishops are making public announcements when they suspend priests with little regard for what canon law defines as their right to protect their “good name.”

An analysis of the Dallas norms prepared by the Canon Law Society of America in August raises another dimension of the confidentiality issue, which is to what extent bishops ought to share privileged communications with their priests with civil authorities.

Though the Dallas norms seem to envision the full cooperation of bishops, the Canon Law Society analysis calls for caution: “For the bishop to release to the public authorities statements made to him by a priest would make the bishop, effectively, an agent of the civil prosecutor.”

Vatican jurisprudence has long emphasized the due process rights of the accused in canonical procedures, leading some bishops to complain of being hamstrung. An illustration came with a recent ruling by a Vatican court to reinstate an Australian priest, Fr. James Barry Whelan, who had been suspended in 1996 by Archbishop George Pell, then of Melbourne, following accusations of sexual abuse. Whelan appealed to Rome and won. Ironically, his reinstatement came at roughly the same time that new allegations against him surfaced.

Analysts have warned of negative public reaction should the Vatican not approve the American norms, and sources in Rome say the Vatican document has been thoroughly vetted to seem positive and sympathetic.

At the same time, some in Rome, and in the United States, believe that American public opinion has shifted away from a rigid “get tough” approach.

“There’s less rage right now,” Marist Fr. Ted Keating, executive director of the Conference of Major Superiors of Men, told *NCR*.

“As people realized that there are men back in ministry for 20 or more years who are dynamite pastors, where the local community knew their background, who now have been removed, there has been a counter-reaction,” Keating said.

The Conference of Major Superiors of Men, an umbrella group for men's religious orders, adopted a statement Aug. 10 that calls for honoring the Dallas norms by removing abusers from ministry, but at the same time not necessarily to eject them from religious life.

Several canonists contacted by *NCR* argued that the Vatican reaction has some merit.

"The only thing that mattered in Dallas is public opinion," one prominent canon lawyer said. "Due process, the presumption of innocence, the right to a defense, the right not to be tried by new penal laws or after the statute of limitations has expired, the right to face one's accuser or even know his identity -- many of these rights are ignored by bishops when it comes to their own priests."

John L. Allen Jr. is *NCR* Rome correspondent. His e-mail address is jallen@natcath.org.

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April 3, 2006

Rev. Robert Kealy
Cardinal Stritch Retreat House
P.O. Box 455
Mundelein, Illinois 60060-0455

Dear Fr. Kealy,

I want to thank you again for meeting with Revs. Vincent Costello and Edward Grace and myself at the Cardinal Stritch Retreat House on March 22, 2006 to review the enclosed Individual Specific Protocols [ISP].

As we discussed on March 22nd, I am returning the ISP and the related forms that we reviewed to you and have forwarded copies to your canonical advocate and civil attorney as well. I ask that you review and discuss the ISP with your counsel and then return the signed protocol to me no later than April 17, 2006.

If you have any questions, please feel free to contact me at [312] 751-5205 or Fr. Grace at [312] 642-1837.

Sincerely,

A handwritten signature in black ink, appearing to read "Leah McCluskey".

Leah McCluskey
Professional Responsibility Administrator

Enclosures

Cc Thomas Breen, civil attorney
Rev. Edward Grace, Vicar for Priests
Rev. Francis G. Morrissey, OMI, JCD, canonical advocate

AOC 016229

Office of Professional Responsibility

676 N. St. Clair, Suite 1910

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INDIVIDUAL SPECIFIC PROTOCOLS

For

Rev. Robert Kealy

The Individual Specific Protocols (ISP) implement the primary goal of promoting the safety of minors. Additionally, the ISP protects the integrity of the Church and serves as a safeguard for individual priest or deacon. As long as the cleric is a client of the Office of Professional Responsibility, he will be subject to appropriate protocols, restrictions and monitoring under the authority of the Vicar for Priests and supervised by the Professional Responsibility Administrator (PRA). The agreement of a priest or deacon to abide by these protocols is not understood to prove the truth of any allegation and is not intended to be an admission of guilt for any delict or crime, whether in Canon Law, or State and Federal Law. This agreement represents the cooperation of the cleric with his bishop as he exercises his pastoral office (e.g., Canons 369 and 392).

This ISP for Rev. Robert Kealy is as follows (PRA to initial all that apply):

1. The client is restricted from being alone with a minor or minors, that is anyone under the age of 18, without the presence of another responsible adult.


2.

3.

4. The "Clergy Daily Log" to be completed on a daily basis and co-signed by the monitor. The log is a tool that is used for the protection of minors, the cleric, the monitor and the Archdiocese. Although it identifies time periods, it is intended to provide a general record of the day rather than a detailed clock. If you are describing an off-site activity, please include your destination and the general purpose of the visit or activity. For example, it is enough to indicate that you did personal shopping at a given Shopping Center rather than the details of each individual store. However, if your self-description is challenged or a complaint is lodged with the Archdiocese, some documentation and verification may be necessary to sufficiently address the situation.

5.

- Abide by the assignment of residence to Cardinal Stritch Retreat House

6.  Must complete and submit the "Travel/Vacation Agreement", and obtain concurrence with the Agreement, prior to a scheduled departure. In the event of a prolonged stay in a particular location, the Archdiocese is required to notify the Ordinary of that place of your presence there.
7. N/A Attendance at a recommended support group _____ (please indicate specific support group). Recommended frequency of ____ times per week/month (please circle one). Attendance at a recommended support group is to be reflected on "Clergy Daily Log" forms.
8. No inappropriate use of computers, software, Internet capabilities, communications tools or video technology. The standards articulated in the *Policies and Procedures of the Archdiocese of Chicago* and the *Handbook For Archdiocesan Employees* apply as they do to all Archdiocesan personnel.
9. No ministerial participation in the public celebration of the Eucharist or any other Sacrament or Sacramental without the prior, written permission of the Vicar for Priests.
10. Refrain from wearing any garb that would give the appearance of, or seem to infer, a priest/deacon who has canonical faculties and is currently assigned to some ministry (e.g., the 'clerical shirt').
11. On-site visits by the PRA and the VP annually to include a meeting with the cleric.

This Individual Specific Protocol is to be reviewed annually with PRA, VP, and the cleric. Also, there can be additional, written notations tailored to the needs of a specific situation which are signed by all parties and appended to this document. Any change or alteration to this agreement will involve consultation with the cleric, his monitor, the PRA, and the VP. The cleric, his monitor, the PRA, or the VP can initiate the discussion for change or alteration, or request that this Individual Specific Protocol be reviewed by the Professional Responsibility Review Board. At the discretion of any of the parties, the legal and/or canonical counsel of the cleric may be involved in the discussions.

I have reviewed, understand, and agree to all of these individual specific Protocols.

Signed: _____ Date: _____

Printed Name: _____

Signature of PRA: _____ Date: _____

Signature of VP: _____ Date: _____

Additional, written notations appended to this document? yes no

(Revised 1/XII/04)

TRAVEL/VACATION NOTIFICATION

NOTE: This form must be submitted to PRA three weeks prior to planned departure
In event of an emergency need, contact PRA or Vicar for Priests to discuss travel

_____ [name of cleric] has informed this office that he will be traveling to
[destination address and contact phone number] _____
_____ from _____ [departure date]
through _____ [return date]. _____ [name of cleric]
will be chaperoned by _____ [name of chaperone]. PRA may contact
the chaperone at the following phone number prior to departure _____. The
identified chaperone has accepted the responsibility of verifying the location and
activities of _____ [name of cleric] during the aforementioned time
frame.

1. Contacts with minors by _____ [name of cleric] must be in the presence of the identified chaperone. Inappropriate situations and locations incompatible with a priestly lifestyle are to be avoided.
2. The identified chaperone may be asked to attest to the activities and whereabouts of _____ [cleric name] over the aforementioned time period of travel.
3. As previously noted, the date of return to _____ 's [cleric name] residence has been scheduled for _____ [aforementioned return date].
However, due to weather conditions or emergencies that may arise, the date may be changed. In the event of such a circumstance, should the original plans be substantially changed, please contact PRA at [312] 751-5205.

Cleric Signature: _____ **Date:** _____

PRA Signature: _____ **Date:** _____

A copy of this document will be provided to the cleric. The original will be placed in the cleric's file in the Office of Professional Responsibility and a copy will be placed in the cleric's file in the Vicar for Priests' Office.

Revised 3/28/06

CLERGY DAILY LOG

The Office of Professional Responsibility, pursuant to Article §1104.4.3, is responsible to “monitor programs for treatment, rehabilitation or supervision of clerics...”

The Individual Specific Protocol for: _____
(Cleric Name)

requires that you keep a “log” of your daily activities. The “log” is completed daily and submitted to the Administrator at the end of each week for review. Include the place, the purpose of visit/trip/activity (i.e. Spiritual Direction, therapy), and the telephone number if it is appropriate. Please remember that this tool is intended to provide an accurate record of the day rather than a detailed clock.

<u>TIME</u>	<u>PLACE</u>	<u>TELEPHONE</u> (If appropriate)	<u>PURPOSE</u>
7:00 – 8:00 A.M.			
8:00 – 9:00			
9:00 – 10:00			
10:00 – 11:00			
11:00 – 12:00			
12:00 – 1:00 P.M.			
1:00 – 2:00			
2:00 – 3:00			
3:00 – 4:00			
4:00 – 5:00			
5:00 – 6:00			
6:00 – 7:00			
7:00 – 8:00			
8:00 – 9:00			
9:00 – 10:00			
10:00 – 11:00			
11:00 – 7:00 A.M.			

Client Signature: _____ Date: _____

Monitor Signature: _____ Date: _____

Date Received: _____

Revised 3/21/06

Administrative Signature: _____

To: File
From: Ed Grace
Re: Bob Kealy – Resignation
Date: April 5, 2006

Bob Kealy came to the office for a conference today. He expressed a desire to resign from the priesthood. He expressed a growing dissatisfaction with life removed from ministry in a monitored setting. He sees the mood at the retreat house as deteriorating. He feels the Childers' report and recent modifications of the routine at the retreat house (sign in/out, change of locks, exit/entrance cameras, as pointing in a direction he does not want to go. He expressed that he is not a criminal and will not live as one.

He also expressed disapproval over the way in which the diocese uses the word "substantiated" as a synonym for the less forceful "credible", cf. his attached note on the matter.

Since he has made this decision he wants to move quickly: he would like to leave by April 29, 2006. I asked, and he confirmed, this date was tied to an employment opportunity.

He would like to speak with the Cardinal before he goes and I have spoken to Dan Flens about arranging a date. Dan will contact Bob directly. He would like to go as quietly as possible.

We spoke of a settlement package. I indicated that there would be:

- 1 years salary as severance
- 1 years salary as set up money
- 1 years health insurance (extended 6 months at his cost)
- 6 months auto insurance (not extended)

I mentioned the problem of pension i.e. gift pension, not available because of sex abuse allegation but said I would try to arrange for an annuity that would pay \$500 per month at age 70. (He would have been eligible for a gift pension of about \$680 per month but for the above allegation.) I did mention this might be problematic.

He asked if he could buy dental coverage as part of the Exit Agreement – I will check,

He requested that the Mundelein police be notified after he moved out, but requested that it be done discretely – by phone to prevent discovery by F.O. I.A.

I told him the diocese would not cover the fee to have his attorney review the Exit Agreement. (Joe Roddy)

I mentioned that I did not think there would be a problem with his moving out before the Exit Agreement was formalized but I didn't know.

* *Quentin*
←

Information for Exit Agreement:

A. Current salary: \$24,269
B. Birth date: [REDACTED]
C. Social security: [REDACTED]
D. Current mail: Retreat House P.O. Box 765, Mundelein, IL 60060
F. After 4/29/06 Mr. Robert Kealy



Understands:

- Resignation from priesthood at the time of signing agreement

As to seeking laicization:

- not presently his intention
- wants to consider that decision

Wording of the Exit Agreement should reflect this wording:

- he understands the Cardinal wishes him to promptly seek laicization.

Attachment: Kealy memo Not Substantiated

RECEIVED

APR 05 2006

TRAVEL/VACATION NOTIFICATION

NOTE: This form must be submitted to PRA three weeks prior to planned departure of CHICAGO OFFICE OF PROFESSIONAL RESPONSIBILITY. In event of an emergency need, contact PRA or Vicar for Priests to discuss travel

FR. ROBERT KEALY [name of cleric] has informed this office that he will be traveling to VISIT [redacted] (MY SISTER + BROTHER-IN-LAW) [redacted] VA [redacted]

[destination address and contact phone number] from APRIL 13, 2006 [departure date] through APRIL 16, 2006 [return date]. FR. KEALY [name of cleric] will be chaperoned by [redacted] [name of chaperone]. PRA may contact the chaperone at the following phone number prior to departure [redacted]. The identified chaperone has accepted the responsibility of verifying the location and activities of FR KEALY [name of cleric] during the aforementioned time frame.

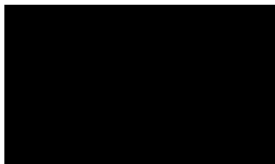
COPY of an original document from the files of OFFICE OF PROFESSIONAL RESPONSIBILITY ARCHDIOCESE OF CHICAGO this is a Fed file stamp! DO NOT COPY

- 1. Contacts with minors by FR KEALY [name of cleric] must be in the presence of the identified chaperone. Inappropriate situations and locations incompatible with a priestly lifestyle are to be avoided.
2. The identified chaperone may be asked to attest to the activities and whereabouts of FR KEALY [cleric name] over the aforementioned time period of travel.
3. As previously noted, the date of return to FR. KEALY 's [cleric name] residence has been scheduled for APRIL 16, 2006 [aforementioned return date]. However, due to weather conditions or emergencies that may arise, the date may be changed. In the event of such a circumstance, should the original plans be substantially changed, please contact PRA at [312] 751-5205.

Cleric Signature: [Signature of Robert L. Kealy] Date: 3/30/06
PRA Signature: [Signature of PRA] Date: 4/18/06

A copy of this document will be provided to the cleric. The original will be placed in the cleric's file in the Office of Professional Responsibility and a copy will be placed in the cleric's file in the Vicar for Priests' Office.

Revised 3/27/06



PHONE [REDACTED]
FAX [REDACTED]

April 5, 2006

Burke, Warren, MacKay & Serritella, P.C.
ATTENTION: JAMES SERRITELLA
22nd Floor, IBM Plaza
330 North Wabash Avenue
Chicago, IL 60611-3607

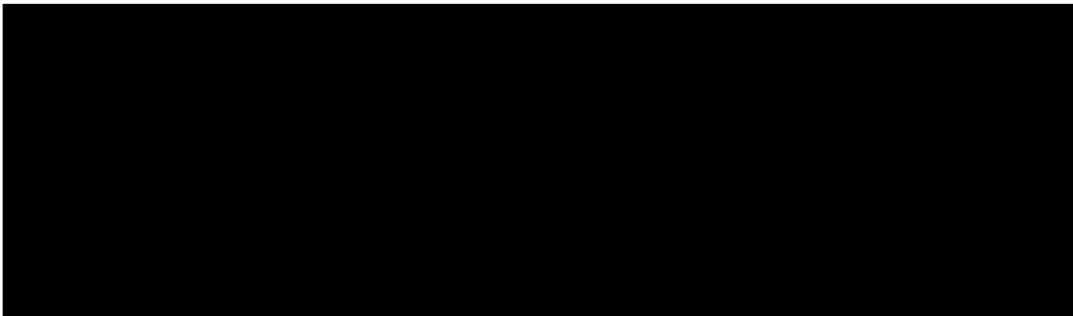
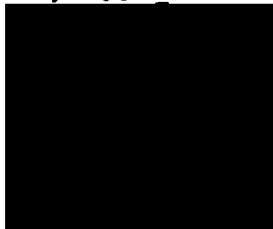
RE: [REDACTED]

Dear Mr. Serritella:

After speaking with [REDACTED] he would prefer that his information *not* be turned over to DCFS at this time. You can have DCFS contact me, but we prefer that Mr. [REDACTED]'s name not be released.

If you have any questions or concerns, please call.

Very truly yours,



RECEIVED

APR 13 2006



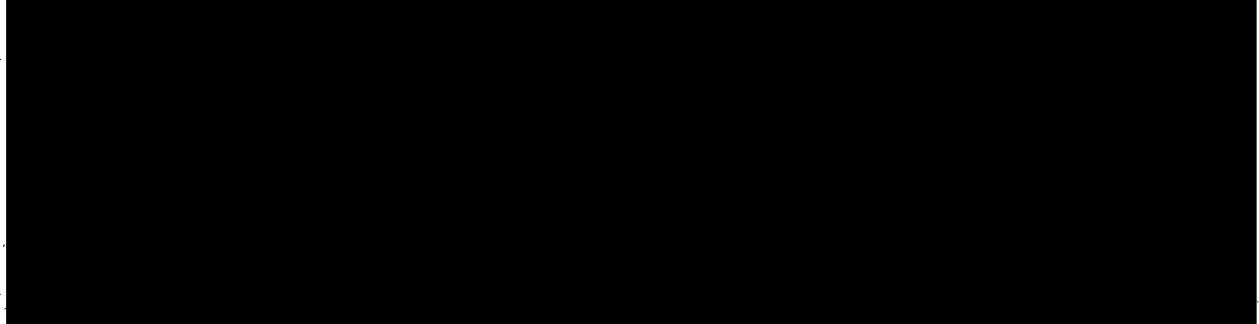
The Individual Specific Protocols (ISP) implement the primary goal of promoting the safety of minors. Additionally, the ISP protects the integrity of the Church and serves as a safeguard for individual priest or deacon. As long as the cleric is a client of the Office of Professional Responsibility, he will be subject to appropriate protocols, restrictions and monitoring under the authority of the Vicar for Priests and supervised by the Professional Responsibility Administrator (PRA). The agreement of a priest or deacon to abide by these protocols is not understood to prove the truth of any allegation and is not intended to be an admission of guilt for any delict or crime, whether in Canon Law, or State and Federal Law. This agreement represents the cooperation of the cleric with his bishop as he exercises his pastoral office (e.g., Canons 369 and 392).

This ISP for Rev. Robert Kealy is as follows (PRA to initial all that apply):

1. The client is restricted from being alone with a minor or minors, that is anyone under the age of 18, without the presence of another responsible adult.

2.

3.



4. The "Clergy Daily Log" to be completed on a daily basis and co-signed by the monitor. The log is a tool that is used for the protection of minors, the cleric, the monitor and the Archdiocese. Although it identifies time periods, it is intended to provide a general record of the day rather than a detailed clock. If you are describing an off-site activity, please include your destination and the general purpose of the visit or activity. For example, it is enough to indicate that you did personal shopping at a given Shopping Center rather than the details of each individual store. However, if your self-description is challenged or a complaint is lodged with the Archdiocese, some documentation and verification may be necessary to sufficiently address the situation.

5. Abide by the assignment of residence to Cardinal Stritch Retreat House

6. (2) Must complete and submit the "Travel/Vacation Agreement", and obtain concurrence with the Agreement, prior to a scheduled departure. In the event of a prolonged stay in a particular location, the Archdiocese is required to notify the Ordinary of that place of your presence there.
7. N/A Attendance at a recommended support group _____ (please indicate specific support group). Recommended frequency of _____ times per week/month (please circle one). Attendance at a recommended support group is to be reflected on "Clergy Daily Log" forms.
8. No inappropriate use of computers, software, Internet capabilities, communications tools or video technology. The standards articulated in the *Policies and Procedures of the Archdiocese of Chicago* and the *Handbook For Archdiocesan Employees* apply as they do to all Archdiocesan personnel.
9. No ministerial participation in the public celebration of the Eucharist or any other Sacrament or Sacramental without the prior, written permission of the Vicar for Priests.
10. Refrain from wearing any garb that would give the appearance of, or seem to infer, a priest/deacon who has canonical faculties and is currently assigned to some ministry (e.g., the 'clerical shirt').
11. On-site visits by the PRA and the VP annually to include a meeting with the cleric.

This Individual Specific Protocol is to be reviewed annually with PRA, VP, and the cleric. Also, there can be additional, written notations tailored to the needs of a specific situation which are signed by all parties and appended to this document. Any change or alteration to this agreement will involve consultation with the cleric, his monitor, the PRA, and the VP. The cleric, his monitor, the PRA, or the VP can initiate the discussion for change or alteration, or request that this Individual Specific Protocol be reviewed by the Professional Responsibility Review Board. At the discretion of any of the parties, the legal and/or canonical counsel of the cleric may be involved in the discussions.

I have reviewed, understand, and agree to all of these individual specific Protocols.

Signed: Robert L. Kealy Date: 4/6/06

Printed Name: ROBERT L. KEALY

Signature of PRA: [Signature] Date: 4/13/06

Signature of VP: [Signature] Date: 4/19/06

Additional, written notations appended to this document? yes no

(Revised 1/XII/04)

RECEIVED

APR 19 2006

ARCHDIOCESE OF CHICAGO
OFFICE OF PROFESSIONAL RESPONSIBILITY

COPY

Office of Professional Responsibility

676 N. St. Clair, Suite 1910

Chicago, IL 60611

(312) 751-5205

of an original document from the files of
OFFICE OF PROFESSIONAL RESPONSIBILITY

ARCHDIOCESE OF CHICAGO

This is a red ink stamp!
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INDIVIDUAL SPECIFIC PROTOCOLS

For

Rev. Robert Kealy

The Individual Specific Protocols (ISP) implement the primary goal of promoting the safety of minors. Additionally, the ISP protects the integrity of the Church and serves as a safeguard for individual priest or deacon. As long as the cleric is a client of the Office of Professional Responsibility, he will be subject to appropriate protocols, restrictions and monitoring under the authority of the Vicar for Priests and supervised by the Professional Responsibility Administrator (PRA). The agreement of a priest or deacon to abide by these protocols is not understood to prove the truth of any allegation and is not intended to be an admission of guilt for any delict or crime, whether in Canon Law, or State and Federal Law. This agreement represents the cooperation of the cleric with his bishop as he exercises his pastoral office (e.g., Canons 369 and 392).

This ISP for Rev. Robert Kealy is as follows (PRA to initial all that apply):

1. The client is restricted from being alone with a minor or minors, that is anyone under the age of 18, without the presence of another responsible adult.

2.

3.

4. (W) The "Clergy Daily Log" to be completed on a daily basis and co-signed by the monitor. The log is a tool that is used for the protection of minors, the cleric, the monitor and the Archdiocese. Although it identifies time periods, it is intended to provide a general record of the day rather than a detailed clock. If you are describing an off-site activity, please include your destination and the general purpose of the visit or activity. For example, it is enough to indicate that you did personal shopping at a given Shopping Center rather than the details of each individual store. However, if your self-description is challenged or a complaint is lodged with the Archdiocese, some documentation and verification may be necessary to sufficiently address the situation.

5. (W) Abide by the assignment of residence to Cardinal Stritch Retreat House

6. (V) Must complete and submit the "Travel/Vacation Agreement", and obtain concurrence with the Agreement, prior to a scheduled departure. In the event of a prolonged stay in a particular location, the Archdiocese is required to notify the Ordinary of that place of your presence there.
7. N/A Attendance at a recommended support group _____ (please indicate specific support group). Recommended frequency of _____ times per week/month (please circle one). Attendance at a recommended support group is to be reflected on "Clergy Daily Log" forms.
8. No inappropriate use of computers, software, Internet capabilities, communications tools or video technology. The standards articulated in the *Policies and Procedures of the Archdiocese of Chicago* and the *Handbook For Archdiocesan Employees* apply as they do to all Archdiocesan personnel.
9. No ministerial participation in the public celebration of the Eucharist or any other Sacrament or Sacramental without the prior, written permission of the Vicar for Priests.
10. Refrain from wearing any garb that would give the appearance of, or seem to infer, a priest/deacon who has canonical faculties and is currently assigned to some ministry (e.g., the 'clerical shirt').
11. On-site visits by the PRA and the VP annually to include a meeting with the cleric.

This Individual Specific Protocol is to be reviewed annually with PRA, VP, and the cleric. Also, there can be additional, written notations tailored to the needs of a specific situation which are signed by all parties and appended to this document. Any change or alteration to this agreement will involve consultation with the cleric, his monitor, the PRA, and the VP. The cleric, his monitor, the PRA, or the VP can initiate the discussion for change or alteration, or request that this Individual Specific Protocol be reviewed by the Professional Responsibility Review Board. At the discretion of any of the parties, the legal and/or canonical counsel of the cleric may be involved in the discussions.

I have reviewed, understand, and agree to all of these individual specific Protocols.

Signed: Robert L. Kealy Date: 4/6/06

Printed Name: ROBERT L. KEALY

Signature of PRA: [Signature] Date: 4/13/06

Signature of VP: [Signature] Date: 4/19/06

Additional, written notations appended to this document? yes no

(Revised 1/XII/04)

4/11/06

PR Jozys: 4/18/06

Concerning Bob Kealy:

① Problem of His Not Wanting to
apply for Licensation

option (A) - Demand as
~~result~~ Condition for Exit
Package

- Risk it is possible grounds
to annul the licensation

② Put in Language re:
Cardinal Wishes & Expects
& then seek forced if
Bob rejects fails to request

4/18/06

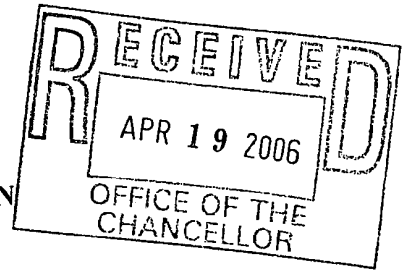
Memo to Ful
Re Keely
From EJ

- 1. I called the Cardinal and reminded him of His Meeting tomorrow (4/19/06)
 - Bob Keely has left me a message that he will give the Cardinal his letter of Resignation from the priesthood
 - I asked the Cardinal to make sure I received a copy of the letter
- 2. I informed the Cardinal that the "Keely will Promptly + Conscientiously Sign Jurisdiction" language was still in the Exit agreement
 - Bob might be unhappy
- 3. I had previously left Bob a Voice Mail that the language was still in the agreement
- 4. I asked Bob to call so we could set up a signing

4/18/06 continued

5





SUMMARY TIME LINE OF ALLEGATION

	ACCUSED	ACCUSER
Name:	Rev. Robert Kealy	████████████████████
Address:	Cardinal Stritch Retreat House Mundelein, IL	████████████████████
Date of Birth:	██████████	██████████
Current age:	59	44
Name of civil attorney:	Thomas Breen	████████████████████

Date of Ordination [of accused]: 5/10/72

Location: Mundelein

Age at ordination: 25

Assignment location of accused: N/A

Status of accused: Withdrawn from ministry

Name of canonical advocate: Rev. Francis G. Morrissey, OMI, JCD

Date allegation received by PRA: 6/28/01

Date allegation formalized with PRA: 6/28/01

Date of initial incident of alleged abuse: 1975

Date of last incident of alleged abuse: 1978

Approximate number of incidents of alleged abuse: more than one

Brief summary of alleged abuse: altar boy; alcohol, marijuana; touching over clothes

Brief summary and date of response from accused: As per verbal report from Rev. James T. Kaczorowski [former Vicar for Priests] to PRA, Fr. Kealy admitted to and apologized for abuse in the presence of [REDACTED] and Fr. Kaczorowski

Stage of disposition by Professional Responsibility Review Board: Concluded 3/02—reasonable cause to suspect that the alleged misconduct occurred

Additional allegations made by accuser: None

ADDITIONAL ALLEGATIONS AGAINST ACCUSED

Name of accuser: [REDACTED]

Date of Birth:

Current age:

Name of civil attorney:

Date allegation received by PRA: 3/28/02

Date allegation formalized with PRA:

Date of initial incident of alleged abuse:

Date of last incident of alleged abuse:

Approximate number of incidents of alleged abuse:

Brief summary of alleged abuse: 12/3/02 - [REDACTED] is not interested in formalizing an allegation at this time; all contact with PRA via e-mail

Brief summary and date of response from accused: N/A—no formal allegation from [REDACTED]

Stage of disposition by Professional Responsibility Review Board: N/A—no formal allegation from [REDACTED]

Additional allegations made by accuser: None

Signature of PRA:



Date:

4/13/06

THE FOLLOWING ENTRY HAS BEEN SCHEDULED ON THE CALENDAR OF
FRANCIS CARDINAL GEORGE, O.M.I.

APPOINTMENT/EVENT:

MEETING WITH FR. ROBERT KEALY
THE VILLA
MUNDELEIN SEMINARY

DATE: **WEDNESDAY, APRIL 19, 2006**

TIME: **8:00 P.M. (APPROXIMATELY)**

ADDITIONAL COMMENTS

*James
Lauretta
why. approx. 2006*

If there are any additional specifics for this event, please inform us as soon as possible. Call 312-751-8231

cc: Fr. Kealy
bc: Fr. Conroy
Fr. Ed. Green

Date: 04-07-06

Cardinal Stritch Retreat House

April 19, 2006

His Eminence
Francis Cardinal George
Archbishop of Chicago

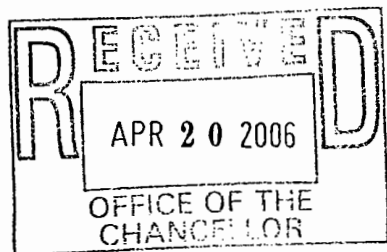
Your Eminence:

I hereby submit my resignation as a priest of the Archdiocese of Chicago, effective April 22, 2006, subject to the terms of a separation agreement to be signed by myself and a representative of the Archdiocese.

Sincerely,

Robert L. Kealy
Robert L. Kealy

Delivered in person



ARCHDIOCESE OF CHICAGO

Office of Assistance Ministry



Post Office Box 1979
Chicago, Illinois 60690

(312) 751-8267
(312) 751-8307 (Fax)

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MEMORANDUM

APR 21 2006

ARCHDIOCESE OF CHICAGO
OFFICE OF PROFESSIONAL RESPONSIBILITY

TO: Jimmy Lago, Chancellor
Rev. Edward D. Grace, Vicar for Priests
Rev. Vincent Costello, Vicar for Priests
Leah R. McCluskey, Administrator Professional Responsibility ✓

FROM: Dr. Michael J. Bland

DATE: April 20, 2006

RE: **Rev. Robert Kealy**

Attached please find an article that appeared in the National Catholic Reporter on September 27, 2002. In the article, by John Allen, he refers to a "widely circulated critiques include those of prominent canonist such as ...and Fr. Robert Kealy of the Chicago archdiocese." There has been a request by a survivor for a copy of this article written by Fr. Kealy. While the NCR on-line edition of this article offers a link to Fr. Kealy's article, it has been removed. The survivor requesting this article has contacted John L. Allen, Jr. and the National Catholic Reporter for Fr. Kealy's article with no success. On the survivors behalf, I have checked with Sr. Pat at the Vicar for Priests office, Sue Przybylo with the communications department, Fr. Patrick Lagges, as well as the communications department and the Canonical affairs office at the USCCB, all with no success. Noel Peters was able to find the attached Editorial with no "by line" from the September 27, 2002 edition of the National Catholic Reporter which some have suggested that Fr. Kealy may have authored. However, the survivor is not satisfied and is requesting that Fr. Kealy be asked for a copy his article critiquing the "Dallas norms."

Therefore, while I am not sure who would make such a request of Fr. Kealy I ask each of you for your input and follow through. If you are able to locate the article, I ask that you forward it to me as soon as possible so I can give it to the survivor. If you were unable to find the article, the survivor would be interested in knowing Fr. Kealy's response to the request.

*Leah,
thanks for your help
MPB*

AOC 016250

ARCHDIOCESE OF CHICAGO **COPY**

Office of Professional Responsibility



P.O. Box 1979
Chicago, Illinois 60690-1979

(312) 751-5205
Fax: (312) 751-5279
www.archchicago.org

April 21, 2006

Rev. Robert Kealy
P.O. Box 455
Mundelein, IL 60060-0455

Dear Fr. Kealy,

Enclosed you will find a finalized copy of your Individual Specific Protocols (ISP).

If you have any questions please contact Leah McCluskey at 312-751-5205.

Sincerely,

A handwritten signature in cursive script that reads "Laura A. Neri-Palomino".

Laura A. Neri-Palomino
Administrative Assistant

Enclosure

Cc: Deacon Richard Hudzik, Cardinal Stritch Retreat House
Rev. Edward D. Grace, Vicar for Priests ✓

AOC 016251

EXIT AGREEMENT

This Exit Agreement ("Agreement") is hereby entered into as of APRIL 21, 2006 (hereinafter, "the Closing Date"), by and between ROBERT L. KEALY ("Kealy"), individually, and THE CATHOLIC BISHOP OF CHICAGO, a corporation sole ("Catholic Bishop," or "the Archdiocese of Chicago," or "the Archdiocese").

WITNESSETH

WHEREAS, Kealy is a priest of the Catholic Bishop, having been ordained in 1972;

WHEREAS, Kealy wishes to resign as a priest of the Catholic Bishop;

WHEREAS, the Catholic Bishop wishes to allow Kealy to resign and petition the Holy See for laicization and is willing to enter into this Agreement to facilitate Kealy's resignation and laicization as well as to settle all claims, controversies and disputes of all kinds between them on the terms set forth in this Agreement;

WHEREAS, the Catholic Bishop wishes to provide the means for Kealy to continue [REDACTED] after the Catholic Bishop has ended the Archdiocese's relationship with Kealy as a priest;

WHEREAS, the parties intend to bring closure to Kealy's relationship to the Archdiocese as a priest in this Agreement and to conduct themselves in a manner that is consistent with that intention;

WHEREAS, both Kealy and the Catholic Bishop have been and are represented by legal counsel with regard to this Agreement and have been fully advised of any and all legal rights they may have; and

WHEREAS, this Agreement and the Escrow Agreement attached hereto as Exhibit A constitute the entire agreement between the parties;

NOW, THEREFORE, in consideration of the foregoing premises and for other good and valuable consideration the sufficiency of which is hereby acknowledged by each of the parties, it is hereby covenanted and agreed by and between the parties hereto as follows:



1. Resignation as Priest. If not submitted prior thereto, Kealy shall submit his written resignation as a priest to the Catholic Bishop on the Closing Date. Kealy shall promptly and conscientiously petition the Holy See for laicization and dispensation of his priestly obligations.

2. Representations and Warranties. Kealy hereby represents and warrants to the Catholic Bishop that:

- a) He has read this Agreement in its entirety, he has been and is represented by legal counsel of his choice, he has had the opportunity to review all aspects of this Agreement with legal counsel, and he fully understands and accepts all of the Agreement's provisions and their legal and practical effects.
- b) He understands that he has twenty-one (21) days to consider and sign this Exit Agreement after he receives it. He further acknowledges that he has up to seven (7) days after his execution of this Agreement to revoke this Agreement. Any such revocation must be in writing addressed to Vicar for Priests Office, Attention Rev. Edward Grace, 645 North Michigan Avenue, Suite 543, Chicago, Illinois 60611. This Agreement shall not be effective until eight (8) days after execution.
- c) He is signing this Agreement freely and voluntarily, without coercion of any kind, and with full knowledge and understanding of its contents.
- d) In signing this Agreement, he is not relying in any way on any statements, representations or promises made by the Catholic Bishop or any agent, attorney or representative of the Catholic Bishop, except as specifically set forth in this Agreement.
- e) This Agreement is valid and binding upon him and his heirs, executors, legal representatives, administrators and assigns, and enforceable against



Kealy, his heirs, executors, legal representatives, administrators and assigns in accordance with the terms of this Agreement.

3. No Complaints or Lawsuits. Kealy agrees that he will not file any complaints, charges or claims of any kind against the Catholic Bishop with any federal, state or local court or agency based on any incidents, events, or facts which occurred prior to the execution of this Agreement and that, if any agency or court assumes jurisdiction of any such matter, Kealy will request that agency or court to withdraw the matter and dismiss the charge, complaint or claim.

4. No Longer Priest. Kealy acknowledges that he is not a priest of the Archdiocese of Chicago, does not have canonical faculties in the Archdiocese of Chicago, and that he shall no longer function as a Roman Catholic priest. Kealy shall not hold himself out as a Roman Catholic priest in any way including, but not limited to, the wearing of a priestly habit or any other clothing intended to signify that he is a priest.

5. No Work for Archdiocese. Kealy agrees never to work or to apply to work in any job, occupation, ministry or volunteer position in the Archdiocese, or in any institution or other entity of the Archdiocese or its affiliated organizations. If Kealy violates this provision, and obtains a volunteer or employment position within the Archdiocese, such employment or association shall be void ab initio and Kealy shall be required to repay to the Archdiocese all amounts paid him in connection with such employment as well as any sums he received under this Agreement in addition to the other remedies provided in this Agreement or under law. Nothing in this paragraph or in this Agreement shall be construed as conferring any rights on any third parties.

6. Not Reside on Archdiocesan Property. Kealy shall not reside or remain overnight on the property of the Catholic Bishop or other entity of the Archdiocese or its affiliated organizations without first obtaining the written consent of the Catholic Bishop.

7. Full Salary. Kealy acknowledges that the Catholic Bishop has paid him the full amount of any stipend, salary or other financial support due to Kealy for the period preceding the Closing Date.



8. No Claim for Further Support. Kealy and the Catholic Bishop agree that Kealy shall make no claim for any further support, sustenance or benefits against the Catholic Bishop or other entity of the Archdiocese or its affiliated organizations except as otherwise provided by the terms of this Agreement.

9. No Pension. As a resigned priest, Kealy acknowledges that he is not entitled to any benefits in any pension plan (formal or informal) of the Catholic Bishop and does not acquire any benefits under this Agreement.

10. Cash Payment. Within thirty (30) days after the Closing Date but no later than May 15, 2006, the Catholic Bishop shall pay Kealy Thirty Eight Thousand Thirty Eight Dollars (\$38, 038). The Catholic Bishop shall report this payment to the Internal Revenue Service on a W-2 form and make any required withholdings.

11. Escrow Agreement. Within sixty (60) days after the Closing Date, the Catholic Bishop and Kealy shall execute an escrow agreement substantially similar to the Escrow Agreement attached hereto as Exhibit A. In any event, the Escrow Agreement shall provide that the Catholic Bishop shall pay Ten Thousand Five Hundred Dollars (\$10,500) into an escrow account. The funds shall be distributed to Kealy in the manner prescribed in the Escrow Agreement and any funds remaining in the escrow account on April 21, 2008, which is 2 years after the Effective Date of the Escrow Agreement, shall be distributed in the manner prescribed in the Escrow Agreement. All tax liability, if any, for such funds paid to Kealy shall be Kealy's responsibility as set forth in Paragraph 4 of the Escrow Agreement.

12. Annuity. The Catholic Bishop will purchase an annuity for Kealy that will pay him \$500 per month starting when he turns 70 years old and terminating at his death. The annuity shall not provide any benefits for survivors. The company providing the annuity shall mail its payments directly to Kealy. Kealy shall be responsible for maintaining a current mailing address for himself with the company providing the annuity.

13. Automobile Insurance. The Catholic Bishop will continue to provide automobile insurance for Kealy's automobile for a period of six (6) months following the Closing Date.

14. Health Insurance. The Catholic Bishop will continue to provide Kealy with the same health insurance currently provided to Kealy for twelve (12) months following the Closing Date. Kealy shall have the option of extending this health insurance for an additional six (6) months at his own expense.

15. Release. Upon execution of this Agreement, Kealy on his own behalf and on behalf of his past, current, and future agents, representatives, attorneys, successors, and assigns hereby completely and unconditionally releases, discharges and waives all claims, damages, causes of action, debts, liabilities, torts, contracts, agreements, undertakings, and other obligations of whatever nature or source, statutory or otherwise (including, without limitations, all obligations under canon law and claims of wrongful discharge or wrongful termination arising under common law and any and all claims or causes of action arising under the Chicago Human Rights Ordinance, the Age Discrimination in Employment Act, the Consolidated Omnibus Budget Reconciliation Act of 1985, Title VII of the Civil Rights Act of 1964, the Americans With Disabilities Act, the Rehabilitation Act of 1973, the Civil Rights Acts of 1870, 1871, 42 U.S.C. § 1981, 1983 or 1985, the Civil Rights Act of 1991, the Illinois Human Rights Act, or any other provision of the Illinois Constitution or any provision of the Constitution of the United States, or the Employee Retirement Income Security Act of 1974, the Illinois Insurance Code, the Fair Labor Standards Act, or any other statute, ordinance, rule or regulation of any state, federal, county, or municipal government regulating any aspect of the employment relationship) whether known or unknown, arising out of any matter arising prior to the date of this Agreement, which Kealy has or may have against the Catholic Bishop, any instrumentality of the Catholic Church or any of their present or former directors, officers, members, clergy, bishops, priests, employees, agents, volunteers, attorneys, insurers, representatives, predecessors, successors, assigns, or affiliates.

16. Binding on Successors. This Agreement shall be binding upon the parties hereto and their respective successors in interest, heirs, executors, and assigns.



17. Cooperation. In the event that the Catholic Bishop or any entity of the Archdiocese or its affiliated entities is a party to a lawsuit or any similar proceeding (such as a mediation or arbitration proceeding) which relates to Kealy or to any affiliation between Kealy and the Catholic Bishop, Kealy shall in good faith use his best efforts to cooperate with the Catholic Bishop in the conduct of said lawsuit or similar proceeding. This cooperation shall include, without limitation, providing the Catholic Bishop with documents, providing testimony, or attending meetings, executing instruments, discussions with the Catholic Bishop, its agents and attorneys, and instructing his attorneys to cooperate with the Catholic Bishop and its attorneys.

18. No Use of Funds for Security. Kealy shall not use funds placed in escrow pursuant to this Agreement and/or the Escrow Agreement as security or collateral for any loan or other transaction, and shall not encumber such funds in any other way.

19. Further Instruments. Each party shall execute, acknowledge and deliver to the other party such documents, instruments or confirmation or other or further assurances as may be reasonably required after the date of this Agreement to effect the intent of this Agreement.

20. Governing Law. This Agreement shall be construed in accordance with the laws of the State of Illinois, without reference to its choice of law provisions.

21. Severability. Any invalidity, in whole or in part, of any provision of this Agreement shall not affect the validity of any other of its provisions.

22. No Admission. Nothing contained in this Agreement, nor any action taken by any party in connection with this Agreement, constitutes an admission of wrongdoing or liability on the part of any party.

23. Entire Agreement. This Agreement and the exhibits annexed to it set forth the entire agreement between Kealy and the Catholic Bishop and supersede any and all prior agreements and understandings between them, whether oral or in writing. Neither the Agreement nor the documents to be delivered by the parties pursuant to it may be modified,



amended or revised except in a writing signed by the party against whom any such modification, amendment or revision is sought to be enforced.

24. Mediation and Arbitration. The parties shall in good faith use their best efforts to resolve all disputes arising out of this Agreement by mediation. The parties shall endeavor to agree upon a mediator within thirty (30) days of the date a party first notifies the other parties of a desire to seek mediation. If the parties are unable to agree upon a mediator within thirty (30) days, then in the thirty (30) days immediately following, each party shall select a party mediator who in turn shall agree by consensus or at least a majority vote (when there is a sufficient number of parties) on an independent mediator. The mediator, if the parties were able to agree upon a single mediator, or party mediators and the independent mediator shall conduct the mediation. If the mediation is successful, the matter shall be at an end. If the mediation is not successful, the mediator, if the parties were able to agree upon a single mediator, or mediators shall certify the date on which the mediation failed.

If the mediation fails, the parties may, but are not required to, agree to binding arbitration for the dispute. If the parties agree to binding arbitration, then within fourteen (14) days of the date of the mediation failed, the mediator (if the parties were able to agree upon a single mediator) shall appoint an impartial arbitrator to conduct binding arbitration. If the parties were not able to agree upon a single mediator, then the mediators shall unanimously choose an impartial arbitrator. If the mediators are unable to unanimously agree upon an impartial arbitrator within fourteen (14) days of the date the mediation failed, then within the next seven (7) days following (a total of twenty-one (21) days from the date the mediation failed) each of the mediators appointed directly by a party shall appoint an arbitrator and the arbitrators shall choose an impartial arbitrator by consensus or at least a majority vote (when there is a sufficient number of parties). For purposes of the binding arbitration, the arbitrator(s) shall schedule a hearing to occur within sixty (60) days of the date the mediation failed. The hearing may proceed thereafter as may be necessary. The arbitrator(s) shall preside over the binding arbitration, shall have the authority to establish the rules and procedures that govern the

Handwritten signature in black ink, appearing to be 'EG' over 'RJR'.

arbitration, and shall have the power to decide any dispute between the parties arising from this Agreement, subject to any specific provisions and/or limitations set forth in this Agreement. Each party shall be allotted three (3) hours to present that party's position, evidence and arguments. The arbitrator(s) shall render a decision within thirty (30) days after the binding arbitration is concluded. The arbitrator(s)' decision shall be final and binding and not appealable to any other body. It may be enforced in the Circuit Court of Cook County pursuant to 710 ILCS 5/11 or any successor provision.

For good cause, the mediators, or arbitrators may, by majority vote and in their sole discretion, grant reasonable extensions of any time limits set forth in this paragraph and make other appropriate rulings in furtherance of the intent of this paragraph. The parties participating in the mediation/arbitration shall share the cost of the mediators' and arbitrators' fees equally. Each party will bear its or his own attorneys' fees.

25. Notice. Any notice permitted or required to be given hereunder shall be delivered to the following addresses or any other addresses that the parties provide to each other in writing:

To: Robert L. Kealy



With a copy to: Joseph V. Roddy, Esq.
77 W. Washington St.
Suite 1100
Chicago, IL 60602

To: Catholic Bishop of Chicago, a corporation sole

Vicar for Priests Office
645 N. Michigan Avenue, Suite 543
Chicago, IL 60611

With copies to: James A. Serritella, Esq.
Burke, Warren, MacKay & Serritella, P.C.
330 N. Wabash Ave., 22nd Floor
Chicago, IL 60611-3607

Handwritten initials 'EG' and 'RAL' in black ink.

And to: John C. O'Malley, Esq.
Office of Legal Services
Archdiocese of Chicago
P.O. Box 1979
Chicago, IL 60690

If mailed, such notice shall be deemed delivered when deposited in the United States mail in a sealed envelope so addressed, with postage thereon prepaid. If sent by overnight courier, such notice shall be deemed to be delivered when delivered to the overnight courier.

26. Headings. Headings have been inserted for convenience of reference only. They are not intended to affect the meaning or interpretation of this Agreement.

27. Recitals. The parties agree that the Recitals are incorporated into this Agreement.

28. Closure. It is the intention of the parties in entering into this agreement to bring closure to any and all issues between them. The parties agree to comport themselves in a manner which is consistent with this intention.

29. Representation by Lawyer. In entering into this Settlement Agreement, Kealy confirms that he has been represented by counsel of his choice, that he has relied on the legal advice of such counsel, that the terms of this Exit Agreement have been completely read and explained to him by his attorney and that he fully understands and voluntarily accepts these terms. As such, neither party will claim that any ambiguity in this Agreement shall be construed against the other party. **Kealy understands and acknowledges that this is a full, final, and complete release and settlement of all claims and demands, whether known or unknown, suspected or unsuspected, that he has or may have against the Catholic Bishop.**

PLEASE READ VERY CAREFULLY.

**THIS EXIT AGREEMENT INCLUDES A RELEASE
OF ALL KNOWN AND UNKNOWN EXISTING CLAIMS.**

[Signature Page Follows]



IN WITNESS WHEREOF, the parties have voluntarily signed this Exit Agreement on the dates set forth herein at Chicago, Illinois.

Robert L. Kealy
Robert L. Kealy

Dated: 4/21/06

The Catholic Bishop of Chicago, a corporation
sole

By: Rev. Edward D. Grou
Its: VICAR FOR PRIESTS

Dated: 4/21/06

ESCROW AGREEMENT

This ESCROW AGREEMENT, dated April 21, 2006 ("Effective Date") is by and among ROBERT L. KEALY, individually (referred to herein as "Kealy"); THE CATHOLIC BISHOP OF CHICAGO, a corporation sole (referred to herein as the "Catholic Bishop"); and J.P. MORGAN TRUST COMPANY, NATIONAL ASSOCIATION as escrow agent ("J.P. Morgan").

WITNESSETH

WHEREAS, Kealy and the Catholic Bishop have executed an Exit Agreement ("Exit Agreement"), dated as of April 21, 2006, pursuant to which the Catholic Bishop shall place Ten Thousand Five Hundred Dollars (\$10,500) in an escrow account at J.P. Morgan, which amount (the "Escrow Funds") shall be paid under the circumstances enumerated in this Agreement;

WHEREAS, the parties intend that J.P. Morgan hold such funds in escrow pending the fulfillment of the conditions specified in this Agreement; and

WHEREAS, the escrow shall continue through the period ending upon the earlier of April 21, 2008, which is two years from the date of the Effective Date, the payment of all money from the Escrow Fund, or Kealy's death ("the Escrow Period");

NOW, THEREFORE, in consideration of the foregoing premises and for other good and valuable consideration (the sufficiency of which is hereby acknowledged by each of the parties), it is hereby covenanted and agreed by and among the parties hereto as follows:

1. Escrow Agent. Kealy and the Catholic Bishop appoint J.P. Morgan to act as the escrow agent (the "Escrow Agent") for purposes of this Agreement.

EG
RLK

2. Investments. The following provisions govern the Escrow Agent's investment of the

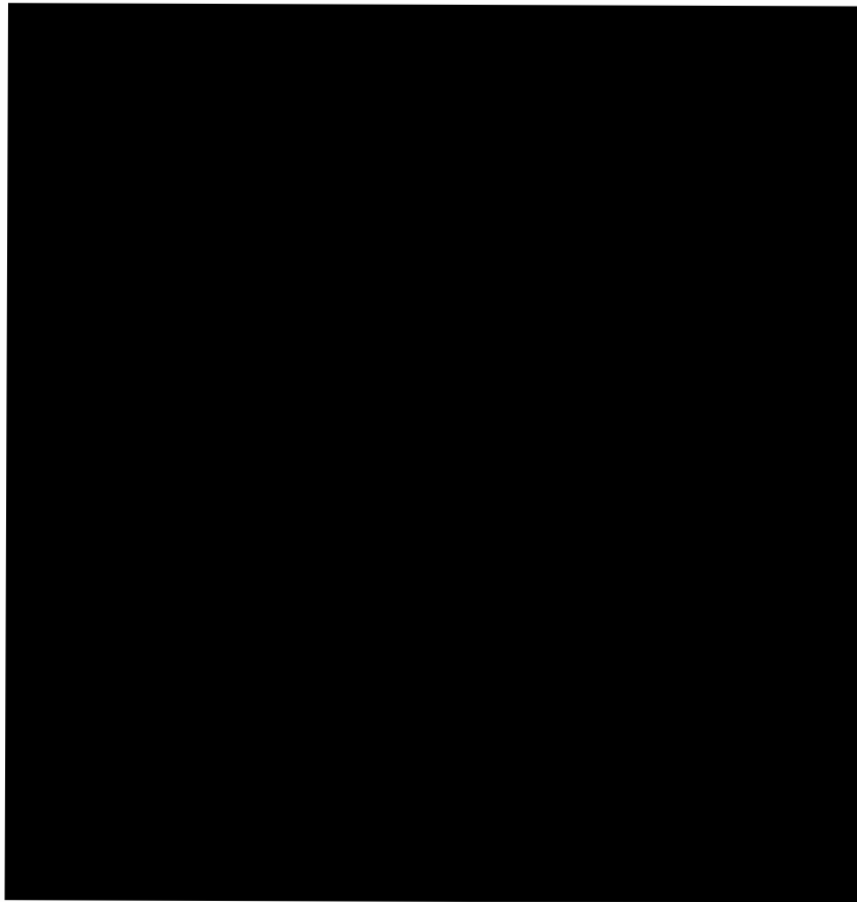
Escrow Funds:

- (a) The Escrow Agent agrees to invest and reinvest funds in J.P.Morgan Prime Money Market Fund #283, or a successor or similar fund, unless otherwise directed in writing by the Catholic Bishop and Kealy.
- (b) The parties recognize and agree that the Escrow Agent will not provide supervision, recommendations or advice relating to either the investment of moneys held in the Escrow Account or the purchase, sale, retention or other disposition of any permitted investment.
- (c) Interest and other earnings on permitted investments shall be added to the Escrow Account. In the event that the Escrow Agent does not receive directions to invest funds held in the Escrow Account, the Escrow Agent shall invest such funds in J.P.Morgan Prime Money Market Fund #283 or a successor or similar fund.
- (d) The Escrow Agent is hereby authorized to execute purchases and sales of permitted investments through the facilities of its own trading or capital markets operations or those of any affiliated entity. The Escrow Agent shall send statements reflecting activity in the Escrow Account for the preceding period to each of the parties hereto on a semi-annual basis and on termination of the escrow.
- (e) The Catholic Bishop and Kealy acknowledge and agree that the delivery of the escrowed property is subject to the sale and the final settlement of permitted investments. Proceeds of a sale of permitted investments will be delivered on the business day on which the appropriate instructions are delivered to the Escrow Agent if received prior to the deadline for same day sale of such permitted investments. If such instructions are received after the applicable deadline, proceeds will be delivered on the next succeeding business day.

3. Release of Escrow Funds. The Escrow Agent shall release Escrow Funds under the following circumstances:



(a)



(b) Upon the termination of the escrow, as defined in paragraph 5, the Escrow Agent shall pay the balance of the Escrow Fund, if any, to Kealy, if he is still living. If he is not alive when the escrow terminates, the Escrow Agent shall pay the balance of the Escrow Fund to the American Cancer Society.

4. Tax Matters. The following provisions govern tax matters:

(a) Reporting of Income. The Catholic Bishop and Kealy shall each furnish the Escrow Agent with a completed Form W-8 or Form W-9, as applicable. The Escrow Agent shall report to the Internal Revenue Service, as of each calendar year-end, and to Kealy all income earned from the investment of any sum held in the Escrow Account against Kealy, as and to the extent required under the provisions of the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code").

(b) Preparation and Filing of Tax Returns. Kealy is required to prepare and file any and all income or other tax returns applicable to the Escrow Account with the Internal Revenue Service and all required state and local departments of revenue in all years income

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is earned in any particular tax year as and to the extent required under the provisions of the Code.

- (c) Payment of Taxes on Interest. Any taxes payable on income earned from the investment of any sums held in the Escrow Account shall be paid by Kealy, whether or not the income was distributed by the Escrow Agent during any particular year as and to the extent required under the provisions of the Code.
- (d) Payment of Taxes on Payments from the Escrow Account. In the event any tax liability is imposed on any of the payments to Kealy set forth in paragraph 3 by any taxing authority, including, but not limited to, the Internal Revenue Service or the Illinois Department of Revenue, Kealy on behalf of himself, his executors, heirs and assigns agrees to pay promptly any tax liability and, to the extent not fully paid by Kealy, to indemnify, promptly reimburse, and hold the Catholic Bishop harmless for any and all liabilities for such taxes, including any interest or penalty with respect to such taxes. The Escrow Agent shall have no duty to pay any tax liability.
- (e) Unrelated Transactions. The Escrow Agent shall have no responsibility for the preparation and/or filing of any tax or information return with respect to any transaction, whether or not related to the Agreement, that occurs outside the Escrow Account.

5. Termination. This Agreement shall terminate upon the earlier of (a) the payment of all Escrow Funds under paragraph 3; (b) the date of Kealy's death and (c) April 28, 2008, which is two years from the date of the Effective Date.

6. Escrow Agent Fee. The Escrow Agent shall be entitled to charge an annual fee of \$1,500. These fees shall be paid from the Escrow Account.

7. Concerning the Escrow Agent. Notwithstanding any provision contained herein to the contrary, the Escrow Agent, including its officers, directors, employees and agents, shall:

- (a) not be liable for any action taken or omitted under this Agreement so long as it shall have acted in good faith and without gross negligence;
- (b) have no responsibility to inquire into or determine the genuineness, authenticity or sufficiency of any securities, checks, or other



documents or instruments submitted to it in connection with its duties hereunder.

- (c) be entitled to deem the signatories of any documents or instruments submitted to it hereunder as being those purported to be authorized to sign such documents or instruments on behalf of the parties hereto, and shall be entitled to rely upon the genuineness of the signatures of such signatories without inquiry and without requiring substantiating evidence of any kind;
- (d) be entitled to refrain from taking any action contemplated by this Agreement in the event that it becomes aware of any disagreement between the parties hereto as to any facts or as to the happening of any contemplated event precedent to such action;
- (e) have no responsibility or liability for any diminution in value of any assets held hereunder which may result from any investments or reinvestment made in accordance with any provision which may be contained herein;
- (f) be entitled to compensation for its services hereunder as per paragraph 6, and for reimbursement of its out-of-pocket expenses including, but not by way of limitation, the fees and costs of attorneys or agents which it may find necessary to engage in performance of its duties hereunder, all to be paid from the Escrow Account, and the Escrow Agent shall have, and is hereby granted, a prior lien upon any property, cash, or assets of the Escrow Account, with respect to its unpaid fees and nonreimbursed expenses, superior to the interests of any other persons or entities;
- (g) be entitled and is hereby granted the right to set off and deduct any unpaid fees and/or nonreimbursed expenses from amounts on deposit in the Escrow Account;
- (h) be under no obligation to invest the deposited funds or the income generated thereby until it has received a Form W-9 or W-8, as applicable, from the Catholic Bishop and Kealy, regardless of whether such party is exempt from reporting or withholding requirements under the Internal Revenue Code of 1986, as amended;
- (i) The Escrow Agent and its directors, employees, agents and affiliates are hereby jointly and severally indemnified and saved harmless by the Catholic Bishop and Kealy from any and all losses, liabilities, claims, proceedings, suits, demands, penalties, costs and expenses, including without limitation fees and expenses



of outside and in-house counsel and experts and their staffs and all expenses of document location, duplication and shipment and of preparation to defend any of the foregoing ("Losses"), which may be incurred by it as a result of its execution, delivery or performance of this Agreement, unless such Losses shall have been finally adjudicated to have been primarily caused by the bad faith or gross negligence of the Escrow Agent. The provisions of this section shall survive the resignation or removal of the Escrow Agent and the termination of this Agreement.

- (j) in the event that (i) any dispute shall arise between the parties with respect to the disposition or disbursement of any of the assets held hereunder or (ii) the Escrow Agent shall be uncertain as to how to proceed in a situation not explicitly addressed by the terms of this Agreement whether because of conflicting demands by the other parties hereto or otherwise, be permitted to interplead all of the assets held hereunder into a court of competent jurisdiction, and thereafter be fully relieved from any and all liability or obligation with respect to such interpleaded assets. The parties hereto other than the Escrow Agent further agree to pursue any redress or recourse in connection with such a dispute, without making the Escrow Agent a party to same;
- (k) have only those duties as are specifically provided herein, which shall be deemed purely ministerial in nature, and shall under no circumstance be deemed a fiduciary for any of the parties to this Agreement. The Escrow Agent shall neither be responsible for, nor chargeable with, knowledge of the terms and conditions of any other agreement, instrument or document between the other parties hereto, in connection herewith, including without limitation the Settlement Agreement. This Agreement sets forth all matters pertinent to the escrow contemplated hereunder, and no additional obligations of the Escrow Agent shall be inferred from the terms of this Agreement or any other Agreement. IN NO EVENT SHALL THE ESCROW AGENT BE LIABLE, DIRECTLY OR INDIRECTLY, FOR ANY (i) DAMAGES OR EXPENSES ARISING OUT OF THE SERVICES PROVIDED HEREUNDER, OTHER THAN DAMAGES WHICH RESULT FROM THE ESCROW AGENT'S FAILURE TO ACT IN ACCORDANCE WITH THE STANDARDS SET FORTH IN THIS AGREEMENT, OR (ii) SPECIAL OR CONSEQUENTIAL DAMAGES, EVEN IF THE ESCROW AGENT HAS BEEN ADVISED OF THE POSSIBILITY OF SUCH DAMAGES;
- (l) have the right, but not the obligation, to consult with counsel of choice and shall not be liable for action taken or omitted to be

A handwritten signature in black ink, appearing to be 'E. B. R. H.', located in the bottom right corner of the page.

taken by Escrow Agent in good faith in accordance with the advice of such counsel. If the Escrow Agent becomes involved in litigation on account of this Agreement, it shall have the right to retain counsel and shall have a first lien on the property deposited hereunder for any and all costs, attorneys' fees, charges, disbursements, and expenses in connection with such litigation; and shall be entitled to reimburse itself therefor out of the property deposited hereunder, and if it shall be unable to reimburse itself from the property deposited hereunder, the parties hereto jointly and severally agree to pay to the Escrow Agent on demand its reasonable charges, counsel and attorneys' fees, disbursements, and expenses in connection with such litigation. The Escrow Agent shall have the right to perform any of its duties hereunder through agents, attorneys, custodians or nominees without liability for the acts or nonaction of any such party selected with due care; and

- (m) have the right to perform any of its duties hereunder through agents, attorneys, custodians or nominees.
- (n) Notwithstanding any other provision of this Agreement, the Escrow Agent shall not be obligated to perform any obligation hereunder and shall not incur any liability for the nonperformance or breach of any obligation hereunder to the extent that the Escrow Agent is delayed in performing, unable to perform or breaches such obligation because of acts of God, war, terrorism, fire, floods, strikes, electrical outages, equipment or transmission failures, or other causes reasonably beyond its control.
- (o) Funds Transfer Agreement. In the event funds transfer instructions are given (other than in writing at the time of the execution of the Agreement), whether in writing, by telecopier or otherwise, the Escrow Agent is authorized to seek confirmation of such instructions by telephone call-back to the person or persons designated on Exhibit A hereto, and the Escrow Agent may rely upon the confirmations of anyone purporting to be the person or persons so designated. The persons and telephone numbers for call-backs may be changed only in writing actually received and acknowledged by the Escrow Agent. The parties to the Agreement acknowledge that such security procedure is commercially reasonable. It is understood that the Escrow Agent and the beneficiary's bank in any funds transfer may rely solely upon any account numbers or similar identifying number provided by any party hereto to identify (i) the beneficiary, (ii) the beneficiary's bank or (iii) an intermediary bank. The Escrow Agent may apply funds for any payment order it executes using any such identifying number, even where its use may result in a person other than the



beneficiary being paid, or the transfer of funds to a bank other than the beneficiary's bank, or an intermediary bank, designated.

Any banking association or corporation into which the Escrow Agent may be merged, converted or with which the Escrow Agent may be consolidated, or any corporation resulting from any merger, conversion or consolidation to which the Escrow Agent shall be a party, or any banking association or corporation to which all or substantially all of the corporate trust business of the Escrow Agent shall be transferred, shall succeed to all the Escrow Agent's rights, obligations and immunities hereunder without the execution or filing of any paper or any further act on the part of any of the parties hereto; anything herein to the contrary notwithstanding

8. Notice. Any notice permitted or required to be given hereunder shall be delivered to the following addresses or any other addresses that the parties provide to each other in writing

To: Robert L. Kealy

Mr. Robert L. Kealy



To: The Catholic Bishop of Chicago, a corporation sole

Vicar for Priests Office
645 N. Michigan Ave., Suite 543
Chicago, IL 60611

With a copy to:

James A. Serritella
Burke, Warren, MacKay & Serritella, P.C.
330 North Wabash, 22nd Floor
Chicago, IL 60611-3607

To: Escrow Agent

J.P. Morgan Trust Company, National Association
Attn: Kevin Ryan
Institutional Trust Services

A handwritten signature in black ink, appearing to be 'EG R2K'.

227 West Monroe St., 26th Floor
Chicago, IL 60606

If mailed, the notice shall be deemed to be delivered when it is deposited in the United States mail, with postage thereon prepaid, addressed to the party at the address provided in the manner specified above. Notice by express mail is deemed delivered when it is transmitted to the express carrier.

9. Resignation or Removal of Escrow Agent. The Escrow Agent may resign as such following the giving of thirty (30) days prior written notice to the other parties hereto. Similarly, the Escrow Agent may be removed and replaced following the giving of thirty (30) days prior written notice to the Escrow Agent by the other parties hereto. In either event, the duties of the Escrow Agent shall terminate thirty (30) days after receipt of such notice (or as of such earlier date as may be mutually agreeable); and the Escrow Agent shall then deliver the balance of the moneys or assets then in its possession to a successor escrow agent as shall be appointed by the other parties hereto as evidenced by a written notice filed with the Escrow Agent.

If the other parties hereto have failed to appoint a successor prior to the expiration of thirty (30) days following receipt of the notice of resignation or removal, the Escrow Agent may appoint a successor or petition any court of competent jurisdiction for the appointment of a successor escrow agent or for other appropriate relief, and any such resulting appointment shall be binding upon all of the parties hereto.

10. Binding on Successors. This Agreement is binding upon and inures to the benefit of each of the parties and their respective successors, heirs, personal representatives, and assigns. No party may assign its rights and responsibilities hereunder unless the prior written consent of the parties is obtained.

Handwritten signature in black ink, appearing to be 'EL' with 'RAK' written below it.

11. Attachment of Escrow Fund; Compliance with Legal Orders. Pursuant to the Settlement Agreement, present or future interests in income or principal may not be voluntarily or involuntarily alienated or encumbered.

In the event that any escrow property shall be attached, garnished or levied upon by any court order, or the delivery thereof shall be stayed or enjoined by an order of a court, or any order, judgment or decree shall be made or entered by any court order affecting the property deposited under this Agreement, the Escrow Agent is hereby expressly authorized, in its sole discretion, to obey and comply with all writs, orders or decrees so entered or issued, which it is advised by legal counsel of its own choosing are binding upon it, whether with or without jurisdiction, and in the event that the Escrow Agent obeys or complies with any such writ, order or decree it shall not be liable to any of the parties hereto or to any other person, firm or corporation, by reason of such compliance notwithstanding such writ, order or decree be subsequently reversed, modified, annulled, set aside or vacated.

12. Amendment. This Agreement may be amended or modified or any provision of this Agreement may be waived only by a written instrument signed by all of the parties hereto.

13. Governing Law. This Agreement shall be construed in accordance with the laws of the State of Illinois, without reference to its choice of law provisions.

[Signature page follows]

A handwritten signature in black ink, appearing to be 'EG' with 'RHT' written below it.

IN WITNESS WHEREOF, the parties have hereunto signed and executed this Agreement at Chicago, Illinois.

Robert L. Kealy
Robert L. Kealy

Dated: 4/21/06

The Catholic Bishop of Chicago,
a corporation sole

By: Rev. Edward D. Grou
Its: VICAR FOR PRIESTS

Dated: April 21, 2006

J.P. Morgan Trust Company, National Association,
as Escrow Agent

By: _____

Dated: _____

As Its: _____

From: Richard Hudzik
To: Costello, Vincent; Grace, Edward; McCluskey, Leah
Date: 4/22/2006 1:50:30 PM
Subject: Robert Kealy

All:

Robert Kealy bid us all adieu this morning, gave me his keys and rode off into the sunset and for parts unknown.

Dick

Deacon Richard F. Hudzik
Director
Cardinal Stritch Retreat House
P.O. Box 455
Mundelein, IL 60060-0455
www.stritchretreat.org
tel 847.566.6060
fax 847.566.6082

From: Edward Grace
To: Bland, Michael
Date: 4/24/2006 4:10:01 PM
Subject: Request for Kealy Article

April 24, 2006

Michael,

Bob Kealy called me this afternoon about a matter unrelated to your request. This call came in before I received your voice mail message. None the less, I took the opportunity to ask him about the article you referenced.

Bob's response was that the material printed in the NCR was not an article. Rather, it was an early draft of reflections he meant to share with professional Canonists for their consideration in response to the Dallas Norms. The material was not meant to be published - rather it was meant to be private thoughts to be shared within a professional circle of acquaintances. Bob made this point to the editor of NCR who apologized for printing such material. Moreover, Bob doubts that he even has a copy of the NCR article or the paper he shared with his professional circle of Canonists.

Since this conversation occurred before your voicemail message, I did not tell Bob who had made the request.

I'm sorry that I cannot be of more help.

Ed Grace

— Spoke to Bob

No question of Bob Kealy

Words in apparently the sentence

→

Merely referred that Bob Kealy had shared thoughts with some Canonists

— Not that ~~the~~

Bob's words were false

From: Michael Bland
To: egrace@archchicago.org
Date: 4/24/2006 10:46:32 PM
Subject: Re: Request for Kealy Article

Ed,

Thank you for asking Bob about the article. Your follow through means a lot and I will follow up with the person who requested it. I thought it would be the outside chance that Bob would have such an article/reflection four years later.

Thanks for the help,
Michael

>>> Edward Grace 04/24/06 4:10 PM >>>
April 24, 2006

Michael,

Bob Kealy called me this afternoon about a matter unrelated to your request. This call came in before I received your voice mail message. None the less, I took the opportunity to ask him about the article you referenced.

Bob's response was that the material printed in the NCR was not an article. Rather, it was an early draft of reflections he meant to share with professional Canonists for their consideration in response to the Dallas Norms. The material was not meant to be published - rather it was meant to be private thoughts to be shared within a professional circle of acquaintances. Bob made this point to the editor of NCR who apologized for printing such material. Moreover, Bob doubts that he even has a copy of the NCR article or the paper he shared with his professional circle of Canonists.

Since this conversation occurred before your voicemail message, I did not tell Bob who had made the request.

I'm sorry that I cannot be of more help.

Ed Grace

RECEIVED

APR 28 2006

ARCHDIOCESE OF CHICAGO
OFFICE OF PROFESSIONAL RESPONSIBILITY

MEMO

TO: Leah McCluskey
FROM: Ed Grace
Date: April 25, 2006



Concerning: Fr: Robert Kealy

Fr. Robert Kealy has tendered a letter of resignation from the priesthood and has signed an exit agreement with the Diocese. He has severed all ties with the Diocese. Fr. Kealy is no longer a priest of the Diocese of Chicago.

Fr Kealy ceased residing at the Cardinal Stritch Retreat House on April 22, 2006.

AOC 016276

Memo
TO: Leah McCluskey
FROM: Ed Grace



April 26, 2006

Leah,

Attached please find:

nd

Bob Kealy's - Letter of resignation from the Priesthood and a memo for his file.

ARCHDIOCESE OF CHICAGO

Office of Professional Responsibility

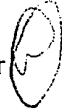


P.O. Box 1979
Chicago, Illinois 60690-1979

(312) 751-5205
Fax: (312) 751-5279
www.archchicago.org

MEMORANDUM

To: File - PFR-83

From: Leah McCluskey, Professional Responsibility Administrator 

Re: Kealy, Rev. Robert [Resigned]

Date: April 28, 2006

Due to notification from Rev. Edward Grace, Vicar for Priests that Rev. Robert Kealy resigned from the priesthood on April 22, 2006, the Individual Specific [monitoring] Protocols for the accused have ceased. The appropriate offices of the Archdiocese of Chicago are no longer able to monitor the former Fr. Kealy now that he is a resigned priest of this diocese.

Cc Francis Cardinal George, O.M.I.
Rev. John Canary, Vicar General
Ralph Bonaccorsi, Assistance Ministry
Carol Fowler, Director of Personnel Services
Rev. Edward Grace, Vicar for Priests
Deacon Richard Hudzik, Director of Cardinal Stritch Retreat House
Jimmy Lago, Chancellor
John O'Malley, Director of Legal Services
Rev. Daniel Smilanic, Cardinal's Delegate to the Review Board

AOC 016278

A G E N D A

#56TH Meeting of the Twenty-First Board

Date: April 28, 2006

Place: Priests' Placement Board


Present: Rev.: Kevin Birmingham, John W. Clemens,
James Donovan, Matthew E. Foley, Thomas Hickey,
David A. Jones, Richard Milek

Absent: Revs. William T. Corcoran, Matthew E. Foley

I Opening Prayer: Rev. Kevin Birmingham _____ A M

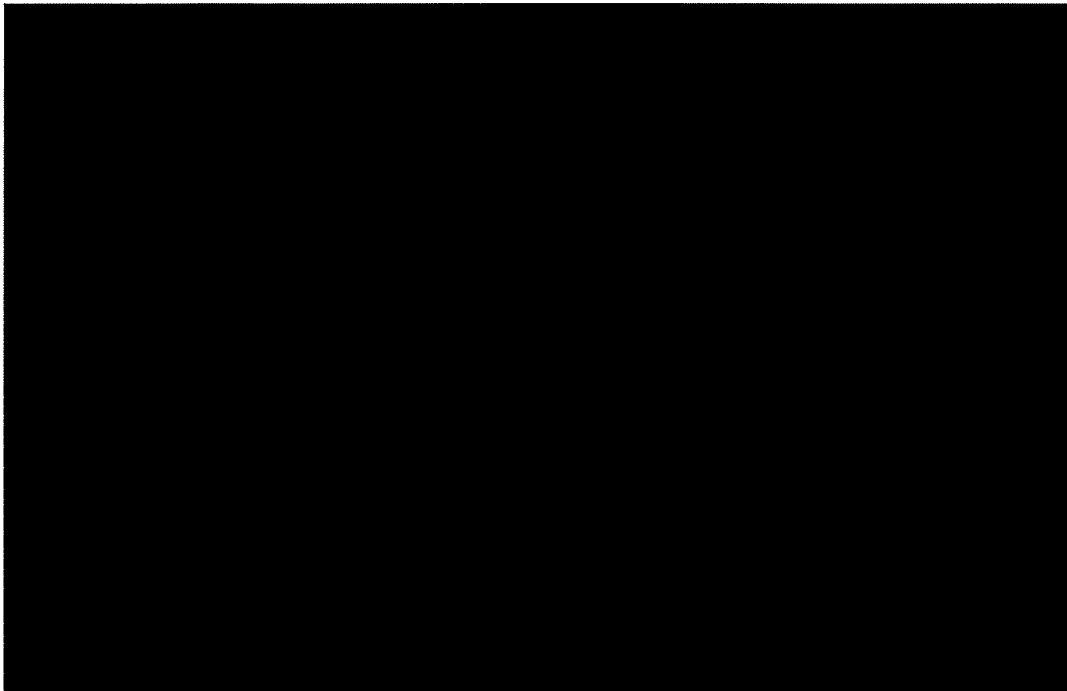
II Acceptance of Minutes: *Vote* _____

III Reports:

1. **Vicars for Priests:** The Vicar for Priests office has informed us of the resignations of Robert Kealy, 

IV Acceptance of Agenda: *Vote* _____

V Business:



MINUTES

#56TH Meeting of the Twenty-First Board

Date April 28, 2006

Priests' Placement Board/Pastoral Center

Present: Rev. Kevin Birmingham, John W. Clemens,
James Donovan, Thomas Hickey (left 1:25 pm),
David A. Jones, Richard Milek

Absent: Revs. William T. Corcoran, Matthew E. Foley

I Opening Prayer: Rev. Kevin Birmingham 10:05 A M

II Acceptance of Minutes: 6 - 0 - 0

III Reports:

1. Vicars for Priests: The Vicar for Priests office has informed us of the resignations of Robert Kealy, [REDACTED]

2. [REDACTED]

3. [REDACTED]

IV Acceptance of Agenda: 6 - 0 - 0

V Business:

[REDACTED]

From: Miriam Patrick, Sr. Cummings
To: Vanderplow, Patricia
Date: 5/1/2006 11:22:35 AM
Subject: Resignations

Father Ed Grace asked me to inform you of the following:

Father [REDACTED] and Father Robert Kealy have each resigned from the active ministry effective April 21.

Please remove them from interim salaries effective that date.

Thank you,

Sister Pat Cummings

**ARCHDIOCESE OF CHICAGO
PAYROLL AUTHORIZATION/CHANGE FORM/PAYROLL SET UP
ARCHDIOCESE PRIESTS**



Kealy, Robert _____ [REDACTED] _____ 200801
 Last Name, First, Middle Initial Social Security Number Employee Number

Active F/T _____ Active P/T _____ Active P/T Benefits _____ Position _____

Ordination Date _____ Transfer to P.C. _____ Date Transfer from Agency/Parish/School# _____

Dept. Name _____ No. _____ Agency _____ No. _____

Pay through payroll		Effective Date: _____
Regular Salary (Compensation Book)	\$ _____	Non-Payroll Compensation
Other: Type _____	\$ _____	Type _____
_____	\$ _____	_____ \$ _____
_____	\$ _____	_____ \$ _____
_____	\$ _____	_____ \$ _____
_____	\$ _____	_____ \$ _____
Total through Payroll	\$ _____	Total Non-Payroll \$ _____

Comments _____

Birth Date _____ EEOC: OM _____ PR _____ OC _____ SW _____ SL _____ ADM _____ Other _____ Veteran _____

Home Phone _____ Work Phone _____ Handicap: Yes _____ No _____

Mailing Address _____

Street, City, State, Zip Code _____

Dental Insurance: Yes _____ No _____ Name of Dental Plan _____

Payroll Direct Deposit: Yes _____ No _____ Forms attached: Yes _____ No _____ Federal/State Taxes: Yes _____ No _____ Forms attached: Yes _____ No _____

Defined Contribution Plan (AETNA) Yes _____ No _____ Amount per year \$ _____

TRANSFERS - EFFECTIVE DATE April 21, 2006

Transfer From _____ To _____
 Name Parish #, School #, or Agency # Personnel Services - Interim Salary #

Transfer From _____ To _____
 Personnel Services - Interim Salary # Name Parish #, School #, or Agency #

Transfer From _____ To _____

Termination/Resignation/Date April 21, 2006 Location _____ Reason Resignation Location _____

Agency Director/Date _____
[Signature] 5/2/06
 Chancellor/Date _____

Department Director/Date _____
 Director, Personnel Services/Date _____

[Signature]
 Director, Human Resources/Date _____

Original: Payroll Yellow: Human Resources Pink: Agency Gold: Benefits

Tom Brennan
Director of Finance
ph: 312-751-8218
fax: 312-751-8302

>>> [REDACTED] 05/03/06 1:28

PM >>>

Mr. Brennan,

Hartford has confirmed that they would accept a letter between you and each of the annuitants stating the agreement that the American Cancer Society is to be the irrevocable beneficiary under the annuities.

Please let me know if you have any other questions.

Thank you.

[REDACTED]
Selective Settlements International
8800 S.E. Sunnyside Rd., Suite 101N
Clackamas, OR 97015
800-288-7005 or 503-786-7743
fax 503-786-7924

-----Original Message-----

From: Tom Brennan [mailto:tbrennan@archchicago.org]

Sent: Wednesday, May 03, 2006 10:02 AM

To: [REDACTED]

Cc: [REDACTED]

Subject: Re: SPIA quotes - [REDACTED] and Robert Louis Kealy

[REDACTED]
The only change from the prior inquiry is that instead of the Archdiocese being the irrevocable beneficiary, the American Cancer Society will be the irrevocable beneficiary. Since the Archdiocese is purchasing the annuities, if we provide something that says that the Archdiocese and the respective person agrees to the terms of the annuity is that sufficient? We don't need the American Cancer Society's involvement do we?

Tom Brennan
Director of Finance
ph: 312-751-8218
fax: 312-751-8302

>>> "Kayla Aalberg" <kayla.aalberg@selectivesettlements.com> 05/02/06

>>> 6:40 PM >>>

Mr. Brennan:

I have attached current quotes for Mr. [REDACTED] and Mr. Kealy pursuant to your request, as well as blank forms of applications for these annuities. I have assumed that Mr. Kealy resides in Illinois, as well as Mr. [REDACTED].

Both of these quotes are based upon a funding date of 6/1/06.

In reviewing our file I see that these annuities would be owned by the individuals named above, but the Archdiocese would be named as the

irrevocable beneficiary for any guaranteed payments owing at the time of either of their deaths. Hartford would like something in writing signed by the parties indicating that this provision has been agreed to.

If you wish to go forward please let me know and we can discuss the information needed to complete the applications and proceed.

Thank you.

[REDACTED]
Selective Settlements International
8800 S.E. Sunnyside Rd., Suite 101N
Clackamas, OR 97015
800-288-7005 or 503-786-7743
fax 503-786-7924

CC: Edward Grace <egrace@archchicago.org>, Janet Leonatti <jleonatti@archchicago.org>, "Serritella, James A." <jserritella@burkelaw.com>



ARCHDIOCESE OF CHICAGO
VICAR FOR PRIESTS
645 NORTH MICHIGAN AVENUE, SUITE 543
CHICAGO, ILLINOIS 60611

Off: (312) 642-1837
Fax: (312) 642-4933

May 3, 2006

Mr. Robert Kealy



Dear Bob,

I just wanted to confirm some dates with you.

Your auto insurance with the archdiocese will be in effect for six months from April 21, 2006 or until October 22, 2006.

Sometime in September I will remind you of the termination date.

Your health insurance will be in effect for 12 months from April 21, 2006 or until April 22, 2007. Again I will send a reminder a month prior to the termination date. Should you wish to terminate this health insurance prior to the 12 months, please let me know.

Should you wish to purchase health insurance from the Archdiocese for an additional six months you may do so by contacting Alex Becker at PRMAA (708-449-8026).

I wish you well as you move into another phase of life. God bless!

Sincerely,

A handwritten signature in cursive script that reads "Sister Pat Cummings".

Sister Pat Cummings, SSND
Associate Director
Vicar for Priests



ARCHDIOCESE OF CHICAGO

VICAR FOR PRIESTS

645 NORTH MICHIGAN AVENUE, SUITE 543

CHICAGO, ILLINOIS 60611

Off: (312) 642-1837

Fax: (312) 642-4933

May 10, 2006

Mr. Robert L. Kealy



Dear Bob,

Enclosed please find the documents that I mentioned to you in our phone conversation:

1. A packet of papers from Serritella's firm containing:
 - Three copies of the revised escrow agreement tabbed for signature at the appropriate places. (There is also a blacklined copy of the agreement showing the changes made,
 - Three copies of J P Morgan Disclosure Statement and Authorization Form,
 - Three copies of the Shareholder Communication Form,
 - Three copies of a confirmation letter to Hartford Insurance.
2. A copy of IRS Form W9. Do NOT check the box "Exempt from withholding".
3. A letter authorizing the change from W2 to 1099 for reporting income to the IRS.

Please sign and return these documents.

In addition, please include a photocopy of your driver's license with these documents. This is to establish your birth date for the annuity company.

I hope things are going well for you.

Sincerely,

Edward D. Grace

AOC 016286

Request for Taxpayer Identification Number and Certification

Give form to the
requester. Do not
send to the IRS.

Print or type
See Specific Instructions on page 2

Name (as shown on your income tax return)

ROBERT L. KEALY

Business name, if different from above

Check appropriate box: Individual/
Sole proprietor Corporation Partnership Other ▶

Exempt from backup
withholding *MS 5/15/06*

[Redacted]

Requester's name and address (optional)

List account number(s) here (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on Line 1 to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

[Redacted]

or

Employer identification number

Note. If the account is in more than one name, see the chart on page 4 for guidelines on whose number to enter.

Part II Certification

Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
3. I am a U.S. person (including a U.S. resident alien).

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the Certification, but you must provide your correct TIN. (See the instructions on page 4.)

Sign Here

Signature of U.S. person ▶

Robert L. Kealy

Date ▶

5/15/06

Purpose of Form

A person who is required to file an information return with the IRS, must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

U.S. person. Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to:

1. Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
2. Certify that you are not subject to backup withholding, or
3. Claim exemption from backup withholding if you are a U.S. exempt payee.

In 3 above, if applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income.

Note. If a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

For federal tax purposes, you are considered a person if you are:

- An individual who is a citizen or resident of the United States,
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States, or
- Any estate (other than a foreign estate) or trust. See Regulations sections 301.7701-6(a) and 7(a) for additional information.

Special rules for partnerships. Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax on any foreign partners' share of income from such business. Further, in certain cases where a Form W-9 has not been received, a partnership is required to presume that a partner is a foreign person, and pay the withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid withholding on your share of partnership income.

The person who gives Form W-9 to the partnership for purposes of establishing its U.S. status and avoiding withholding on its allocable share of net income from the partnership conducting a trade or business in the United States is in the following cases:

- The U.S. owner of a disregarded entity and not the entity,

5/15/06



Dear Ed,

Here are all the signed documents. Thanks for making it so easy. After all the signatures have been done, please sign me a copy of each document.

Cordially,
BTV



ARCHDIOCESE OF CHICAGO
VICAR FOR PRIESTS
645 NORTH MICHIGAN AVENUE, SUITE 543
CHICAGO, ILLINOIS 60611

Off: (312) 642-1837
Fax: (312) 642-4933

Hartford Insurance
200 Hopmeadow St.
Simsbury, CT 06089

Dear Sir:

This is to confirm that the Catholic Bishop of Chicago, a corporation sole, and Robert Louis Kealy agree that the national office of the American Cancer Society is the irrevocable beneficiary under the annuity being purchased by the Catholic Bishop of Chicago, a corporation sole (also known as the Archdiocese of Chicago) for Robert Kealy.

Robert L. Kealy
Robert Louis Kealy

Dated 5/15/06

The Catholic Bishop of Chicago,
A corporation sole

By: Rev. John Conway
Its Vicar General

Dated 5/23/06



ARCHDIOCESE OF CHICAGO

VICAR FOR PRIESTS

645 NORTH MICHIGAN AVENUE, SUITE 543

CHICAGO, ILLINOIS 60611

Off: (312) 642-1837

Fax: (312) 642-4933

May 26, 2006

Mr. Robert Kealy



Dear Bob,

The check you are about to receive represents a variance in your Exit Agreement dated April 21, 2006.

The Exit package you signed indicates that you are to receive a cash payment of \$38,038 minus all applicable taxes. The check you are receiving represents the full amount of \$38,038 with no taxes withheld.

In accepting this check you are also accepting the responsibility for all applicable taxes due on this amount. A Form 1099 will be filed by the Archdiocese.

Your signature on this letter signifies your acceptance of the check and the variation in your previously signed Exit Agreement as well as your agreement to assume responsibility for all taxes involved.

Once again, Bob, we are grateful for your service and wish you God's blessing in the future.

Sincerely,

Rev. Edward D. Grace
Vicar for Priests

Signed: Robert L. Kealy

Witness: A. Muriel Patrick Cummings

Date: 5/26/06

Bank One
Chicago, Illinois
2-17710

The Catholic Bishop of Chicago

Operating Account
Chicago, Illinois 60690-1979

Check No. [REDACTED]

Check Date
05/25/2006

Check Amount
\$ ****38,038.00

The Catholic Bishop of Chicago

PAY *Thirty Eight Thousand Thirty Eight 00/100*

TO THE
ORDER
OF

MR ROBERT L KEALY
[REDACTED]

Thomas M. Brennan

Greg [Signature]

[REDACTED]

Mr. Robert Kealy
[REDACTED]

Dear Bob,

The check you are about to receive represents a variance in your Exit Agreement dated April 21, 2006.

The Exit package you signed indicates that you are to receive a cash payment of \$38,038 minus all applicable taxes. The check you are receiving represents the full amount of \$38,038 with no taxes withheld.

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Your signature on this letter signifies your acceptance of the check and the variation in your previously signed Exit Agreement as well as your agreement to assume responsibility for all taxes involved.

Once again, Bob, we are grateful for your service and wish you God's blessing in the future.

Sincerely,

Edward D. Grace

Rev. Edward D. Grace
Vicar for Priests

Signed: _____

Robert L. Kealy

Witness: _____

A. Muriel Patrick Cummings

Date: _____

5/26/06

BURKE, WARREN, MACKAY & SERRITELLA, P.C.

22ND FLOOR IBM PLAZA
330 NORTH WABASH AVENUE
CHICAGO, ILLINOIS 60611-3607
TELEPHONE (312) 840-7000
FACSIMILE (312) 840-7900
www.burkelaw.com

PATRICIA B. CARLSON
DIRECT DIAL NUMBER
(312) 840-7076
pcarlson@burkelaw.com

June 15, 2006

VIA MESSENGER

Mr. Eric L. Adams
JPMorgan Private Client Services
10 S. Dearborn, 10th Floor
Chicago, IL 60603

Re: Robert L. Kealy

Dear Mr. Adams:

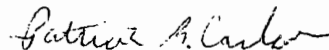
As we discussed, enclosed are the following documents:

1. Three copies of the Escrow Agreement for Robert Kealy;
2. Executed Shareholders Communication Act Form;
3. Executed JPMorgan Authorization form;
4. Private laws from 1845 and 1861 establishing the Catholic Bishop of Chicago as a corporation sole;
5. Declaration of Office executed by Francis Cardinal George on May 6, 1997 identifying him as the current Catholic Bishop of Chicago; and
6. Power of Attorney pursuant to which Francis Cardinal George, the current Catholic Bishop of Chicago, appoints Rev. John Canary as his attorney.

Please sign all three copies of the Escrow Agreement and return two of them to me. We will send you the check for the escrow account soon.

Call if you have any questions. Thank you so much for your assistance.

Very truly yours,



Patricia B. Carlson

PBC/sb
Enclosures

BURKE, WARREN, MACKAY & SERRITELLA, P.C.

Mr. Eric L. Adams

June 15, 2006

Page 2

bcc Rev. Edward Grace
John C. O'Malley
James A. Serritella

ESCROW AGREEMENT

This ESCROW AGREEMENT, dated June 15, 2006 ("Effective Date") is by and among ROBERT L. KEALY, individually (referred to herein as "Kealy"); THE CATHOLIC BISHOP OF CHICAGO, a corporation sole (referred to herein as the "Catholic Bishop"); and JPMORGAN CHASE BANK, N.A. as escrow agent ("J.P. Morgan").

WITNESSETH

WHEREAS, Kealy and the Catholic Bishop have executed an Exit Agreement ("Exit Agreement"), dated as of April 21, 2006, pursuant to which the Catholic Bishop shall place Ten Thousand Five Hundred Dollars (\$10,500) in an escrow account at J.P. Morgan, which amount (the "Escrow Funds") shall be paid under the circumstances enumerated in this Agreement;

WHEREAS, the parties intend that J.P. Morgan hold such funds in escrow pending the fulfillment of the conditions specified in this Agreement; and

WHEREAS, the escrow shall continue through the period ending upon the earlier of June 15, 2008, which is two years from the date of the Effective Date, the payment of all money from the Escrow Fund, or Kealy's death ("the Escrow Period");

NOW, THEREFORE, in consideration of the foregoing premises and for other good and valuable consideration (the sufficiency of which is hereby acknowledged by each of the parties), it is hereby covenanted and agreed by and among the parties hereto as follows:

1. Escrow Agent. Kealy and the Catholic Bishop appoint J.P. Morgan to act as the escrow agent (the "Escrow Agent") for purposes of this Agreement.

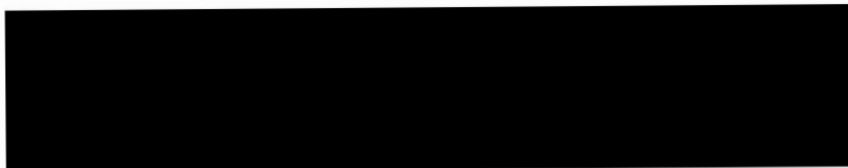
2. Investments. The following provisions govern the Escrow Agent's investment of the

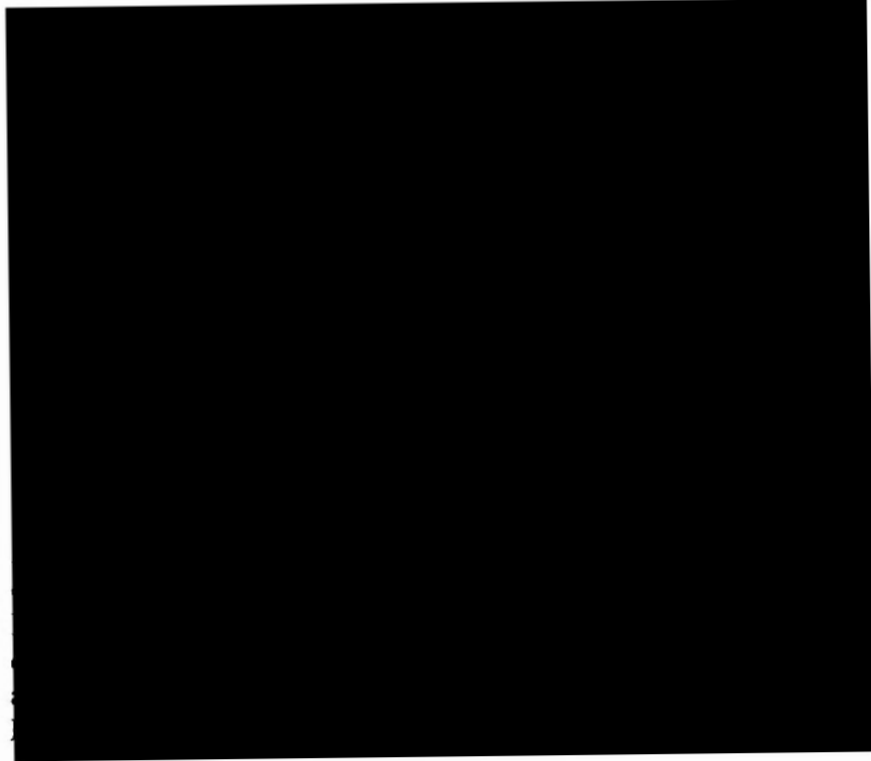
Escrow Funds:

- (a) The Escrow Agent agrees to invest and reinvest funds in J.P. Morgan Prime Money Market Fund #283, or a successor or similar fund.
- (b) The parties recognize and agree that the Escrow Agent will not provide supervision, recommendations or advice relating to either the investment of moneys held in the Escrow Account or the purchase, sale, retention or other disposition of any permitted investment.
- (c) Interest and other earnings on permitted investments shall be added to the Escrow Account. In the event that the Escrow Agent does not receive directions to invest funds held in the Escrow Account, the Escrow Agent shall invest such funds in J.P. Morgan Prime Money Market Fund #283 or a successor or similar fund.
- (d) The Escrow Agent is hereby authorized to execute purchases and sales of permitted investments through the facilities of its own trading or capital markets operations or those of any affiliated entity. The Escrow Agent shall send statements reflecting activity in the Escrow Account for the preceding period to each of the parties hereto on a semi-annual basis and on termination of the escrow.
- (e) The Catholic Bishop and Kealy acknowledge and agree that the delivery of the escrowed property is subject to the sale and the final settlement of permitted investments. Proceeds of a sale of permitted investments will be delivered on the business day on which the appropriate instructions are delivered to the Escrow Agent if received prior to the deadline for same day sale of such permitted investments. If such instructions are received after the applicable deadline, proceeds will be delivered on the next succeeding business day.

3. Release of Escrow Funds. The Escrow Agent shall release Escrow Funds under the following circumstances:

(a)





- (b) Upon the termination of the escrow, as defined in paragraph 5, the Escrow Agent shall pay the balance of the Escrow Fund, if any, to Kealy, if he is still living. If he is not alive when the escrow terminates, the Escrow Agent shall pay the balance of the Escrow Fund to the national office of the American Cancer Society.

4. Tax Matters. The following provisions govern tax matters:

- (a) Reporting of Income. The Catholic Bishop and Kealy each confirm the accuracy of the tax certification provided on the signature page, which shall be deemed a Substitute Form W-9 upon execution, or shall otherwise furnish the Escrow Agent with an original completed Form W-8 or Form W-9, as applicable. The Escrow Agent shall report to the Internal Revenue Service, as of each calendar year-end, and to Kealy all income earned from the investment of any sum held in the Escrow Account against Kealy, as and to the extent required under the provisions of the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code").
- (b) Preparation and Filing of Tax Returns. Kealy is required to prepare and file any and all income or other tax returns applicable to the Escrow Account with the Internal Revenue Service and all required state and local departments of revenue in all years income

is earned in any particular tax year as and to the extent required under the provisions of the Code.

- (c) Payment of Taxes on Interest. Any taxes payable on income earned from the investment of any sums held in the Escrow Account shall be paid by Kealy, whether or not the income was distributed by the Escrow Agent during any particular year as and to the extent required under the provisions of the Code.
- (d) Payment of Taxes on Payments from the Escrow Account. In the event any tax liability is imposed on any of the payments to Kealy set forth in paragraph 3 by any taxing authority, including, but not limited to, the Internal Revenue Service or the Illinois Department of Revenue, Kealy on behalf of himself, his executors, heirs and assigns agrees to pay promptly any tax liability and, to the extent not fully paid by Kealy, to indemnify, promptly reimburse, and hold the Catholic Bishop harmless for any and all liabilities for such taxes, including any interest or penalty with respect to such taxes. The Escrow Agent shall have no duty to pay any tax liability.
- (e) Unrelated Transactions. The Escrow Agent shall have no responsibility for the preparation and/or filing of any tax or information return with respect to any transaction, whether or not related to the Agreement, that occurs outside the Escrow Account.

5. Termination. This Agreement shall terminate upon the earlier of (a) the payment of all Escrow Funds under paragraph 3; (b) the date of Kealy's death and (c) June 15, 2008, which is two years from the date of the Effective Date.

6. Escrow Agent Fee. The Escrow Agent shall be entitled to charge an annual fee of \$1,500 as detailed on the attached Exhibit A. These fees shall be paid from the Escrow Account.

7. Concerning the Escrow Agent. Notwithstanding any provision contained herein to the contrary, the Escrow Agent, including its officers, directors, employees and agents, shall:

- (a) not be liable for any action taken or omitted under this Agreement so long as it shall have acted in good faith and without gross negligence;
- (b) have no responsibility to inquire into or determine the genuineness, authenticity or sufficiency of any securities, checks, or other

documents or instruments submitted to it in connection with its duties hereunder.

- (c) be entitled to deem the signatories of any documents or instruments submitted to it hereunder as being those purported to be authorized to sign such documents or instruments on behalf of the parties hereto, and shall be entitled to rely upon the genuineness of the signatures of such signatories without inquiry and without requiring substantiating evidence of any kind;
- (d) be entitled to refrain from taking any action contemplated by this Agreement in the event that it becomes aware of any disagreement between the parties hereto as to any facts or as to the happening of any contemplated event precedent to such action;
- (e) have no responsibility or liability for any diminution in value of any assets held hereunder which may result from any investments or reinvestment made in accordance with any provision which may be contained herein;
- (f) be entitled to compensation for its services hereunder as per paragraph 6, and for reimbursement of its out-of-pocket expenses including, but not by way of limitation, the fees and costs of attorneys or agents which it may find necessary to engage in performance of its duties hereunder, all to be paid from the Escrow Account, and the Escrow Agent shall have, and is hereby granted, a prior lien upon any property, cash, or assets of the Escrow Account, with respect to its unpaid fees and nonreimbursed expenses, superior to the interests of any other persons or entities;
- (g) be entitled and is hereby granted the right to set off and deduct any unpaid fees and/or nonreimbursed expenses from amounts on deposit in the Escrow Account;
- (h) be under no obligation to invest the deposited funds or the income generated thereby until it has received a Form W-9 or W-8, as applicable, from the Catholic Bishop and Kealy, regardless of whether such party is exempt from reporting or withholding requirements under the Internal Revenue Code of 1986, as amended;
- (i) The Escrow Agent and its directors, employees, agents and affiliates are hereby jointly and severally indemnified and saved harmless by the Catholic Bishop and Kealy from any and all losses, liabilities, claims, proceedings, suits, demands, penalties, costs and expenses, including without limitation fees and expenses

of outside and in-house counsel and experts and their staffs and all expenses of document location, duplication and shipment and of preparation to defend any of the foregoing ("Losses"), which may be incurred by it as a result of its execution, delivery or performance of this Agreement, unless such Losses shall have been finally adjudicated to have been primarily caused by the bad faith or gross negligence of the Escrow Agent. The provisions of this section shall survive the resignation or removal of the Escrow Agent and the termination of this Agreement.

- (j) in the event that (i) any dispute shall arise between the parties with respect to the disposition or disbursement of any of the assets held hereunder or (ii) the Escrow Agent shall be uncertain as to how to proceed in a situation not explicitly addressed by the terms of this Agreement whether because of conflicting demands by the other parties hereto or otherwise, be permitted to interplead all of the assets held hereunder into a court of competent jurisdiction, and thereafter be fully relieved from any and all liability or obligation with respect to such interpleaded assets. The parties hereto other than the Escrow Agent further agree to pursue any redress or recourse in connection with such a dispute, without making the Escrow Agent a party to same;

- (k) have only those duties as are specifically provided herein, which shall be deemed purely ministerial in nature, and shall under no circumstance be deemed a fiduciary for any of the parties to this Agreement. The Escrow Agent shall neither be responsible for, nor chargeable with, knowledge of the terms and conditions of any other agreement, instrument or document between the other parties hereto, in connection herewith, including without limitation the Exit Agreement. This Agreement sets forth all matters pertinent to the escrow contemplated hereunder, and no additional obligations of the Escrow Agent shall be inferred from the terms of this Agreement or any other Agreement. IN NO EVENT SHALL THE ESCROW AGENT BE LIABLE, DIRECTLY OR INDIRECTLY, FOR ANY (i) DAMAGES OR EXPENSES ARISING OUT OF THE SERVICES PROVIDED HEREUNDER, OTHER THAN DAMAGES WHICH HAVE BEEN FINALLY ADJUDICATED TO HAVE BEEN CAUSED BY THE BAD FAITH OR GROSS NEGLIGENCE OF THE ESCROW AGENT, OR (ii) SPECIAL, INDIRECT OR CONSEQUENTIAL LOSSES OR DAMAGES OF ANY KIND WHATSOEVER (INCLUDING BUT NOT LIMITED TO LOST PROFITS, EVEN IF THE ESCROW AGENT HAS BEEN ADVISED OF THE POSSIBILITY OF SUCH LOSSES OR DAMAGES AND REGARDLESS OF THE FORM OF ACTION;


- (l) have the right, but not the obligation, to consult with counsel of choice and shall not be liable for action taken or omitted to be taken by Escrow Agent in good faith in accordance with the advice of such counsel. If the Escrow Agent becomes involved in litigation on account of this Agreement, it shall have the right to retain counsel and shall have a first lien on the property deposited hereunder for any and all costs, attorneys' fees, charges, disbursements, and expenses in connection with such litigation; and shall be entitled to reimburse itself therefor out of the property deposited hereunder, and if it shall be unable to reimburse itself from the property deposited hereunder, the parties hereto jointly and severally agree to pay to the Escrow Agent on demand its reasonable charges, counsel and attorneys' fees, disbursements, and expenses in connection with such litigation. The Escrow Agent shall have the right to perform any of its duties hereunder through agents, attorneys, custodians or nominees without liability for the acts or nonaction of any such party selected with due care; and
- (m) have the right to perform any of its duties hereunder through agents, attorneys, custodians or nominees.
- (n) Notwithstanding any other provision of this Agreement, the Escrow Agent shall not be obligated to perform any obligation hereunder and shall not incur any liability for the nonperformance or breach of any obligation hereunder to the extent that the Escrow Agent is delayed in performing, unable to perform or breaches such obligation because of acts of God, war, terrorism, fire, floods, strikes, electrical outages, equipment or transmission failures, or other causes reasonably beyond its control.
- (o) Funds Transfer Agreement. In the event funds transfer instructions are given (other than in writing at the time of the execution of the Agreement), whether in writing, by telecopier or otherwise, the Escrow Agent is authorized to seek confirmation of such instructions by telephone call-back to the person or persons designated on Exhibit B hereto, and the Escrow Agent may rely upon the confirmations of anyone purporting to be the person or persons so designated. Each funds transfer instruction shall be executed by an authorized signatory, a list of such authorized signatories is set forth on Exhibit B. The undersigned is authorized to certify that the signatories on Exhibit B are authorized signatories. The persons and telephone numbers for call-backs may be changed only in writing actually received and acknowledged by the Escrow Agent. The parties to the Agreement acknowledge that such security procedure is commercially

reasonable. It is understood that the Escrow Agent and the beneficiary's bank in any funds transfer may rely solely upon any account numbers or similar identifying number provided by any party hereto to identify (i) the beneficiary, (ii) the beneficiary's bank or (iii) an intermediary bank. The Escrow Agent may apply funds for any payment order it executes using any such identifying number, even where its use may result in a person other than the beneficiary being paid, or the transfer of funds to a bank other than the beneficiary's bank, or an intermediary bank, designated.

Any banking association or corporation into which the Escrow Agent may be merged, converted or with which the Escrow Agent may be consolidated, or any corporation resulting from any merger, conversion or consolidation to which the Escrow Agent shall be a party, or any banking association or corporation to which all or substantially all of the business of the Escrow Agent shall be transferred, shall succeed to all the Escrow Agent's rights, obligations and immunities hereunder without the execution or filing of any paper or any further act on the part of any of the parties hereto; anything herein to the contrary notwithstanding

8. Notice. Any notice permitted or required to be given hereunder shall be delivered to the following addresses or any other addresses that the parties provide to each other in writing :

To: Robert L. Kealy

Mr. Robert L. Kealy


To: The Catholic Bishop of Chicago, a corporation sole

Vicar for Priests Office
645 N. Michigan Ave., Suite 543
Chicago, IL 60611

With a copy to:

James A. Serritella
Burke, Warren, MacKay & Serritella, P.C.
330 North Wabash, 22nd Floor
Chicago, IL 60611-3607

To: Escrow Agent

JPMorgan Chase Bank, N.A.
Attn: _____
10 South Dearborn, 10th Floor
Chicago, IL 60603

If mailed, the notice shall be deemed to be delivered when it is deposited in the United States mail, with postage thereon prepaid, addressed to the party at the address provided in the manner specified above. Notice by express mail is deemed delivered when it is transmitted to the express carrier.

9. Resignation or Removal of Escrow Agent. The Escrow Agent may resign as such following the giving of thirty (30) days prior written notice to the other parties hereto. Similarly, the Escrow Agent may be removed and replaced following the giving of thirty (30) days prior written notice to the Escrow Agent by the other parties hereto. In either event, the duties of the Escrow Agent shall terminate thirty (30) days after receipt of such notice (or as of such earlier date as may be mutually agreeable); and the Escrow Agent shall then deliver the balance of the moneys or assets then in its possession to a successor escrow agent as shall be appointed by the other parties hereto as evidenced by a written notice filed with the Escrow Agent.

If the other parties hereto have failed to appoint a successor prior to the expiration of thirty (30) days following receipt of the notice of resignation or removal, the Escrow Agent may appoint a successor or petition any court of competent jurisdiction for the appointment of a successor escrow agent or for other appropriate relief, and any such resulting appointment shall be binding upon all of the parties hereto.

10. Binding on Successors. This Agreement is binding upon and inures to the benefit of each of the parties and their respective successors, heirs, personal representatives, and assigns.

No party may assign its rights and responsibilities hereunder unless the prior written consent of the parties is obtained.

11. Attachment of Escrow Fund; Compliance with Legal Orders. Pursuant to the Exit Agreement, present or future interests in income or principal may not be voluntarily or involuntarily alienated or encumbered.

In the event that any escrow property shall be attached, garnished or levied upon by any court order, or the delivery thereof shall be stayed or enjoined by an order of a court, or any order, judgment or decree shall be made or entered by any court order affecting the property deposited under this Agreement, the Escrow Agent is hereby expressly authorized, in its sole discretion, to obey and comply with all writs, orders or decrees so entered or issued, which it is advised by legal counsel of its own choosing are binding upon it, whether with or without jurisdiction, and in the event that the Escrow Agent obeys or complies with any such writ, order or decree it shall not be liable to any of the parties hereto or to any other person, firm or corporation, by reason of such compliance notwithstanding such writ, order or decree be subsequently reversed, modified, annulled, set aside or vacated.

12. Amendment. This Agreement may be amended or modified or any provision of this Agreement may be waived only by a written instrument signed by all of the parties hereto.


13. Governing Law. This Agreement shall be construed in accordance with the laws of the State of Illinois, without reference to its choice of law provisions.


14. IMPORTANT INFORMATION ABOUT PROCEDURES FOR OPENING A NEW ACCOUNT. To help the government fight the funding of terrorism and money laundering activities, Federal law requires all financial institutions to obtain, verify, and

record information that identifies each person who opens an account. When an account is opened, we will ask for information that will allow us to identify relevant parties.

[Signature page follows]

IN WITNESS WHEREOF, the parties have hereunto signed and executed this Agreement at Chicago, Illinois.

Tax Certification: Taxpayer ID#: 

Name & Address: Robert L. Kealy


Customer is a (check one):

<input type="checkbox"/> Corporation	<input type="checkbox"/> Municipality	<input type="checkbox"/> Partnership	<input type="checkbox"/> Non-profit or Charitable Org
<input checked="" type="checkbox"/> Individual	<input type="checkbox"/> REMIC	<input type="checkbox"/> Trust	<input type="checkbox"/> Other _____

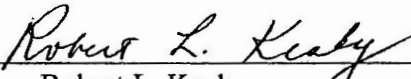
Under the penalties of perjury, the undersigned certifies that:

- (1) the entity is organized under the laws of the United States
- (2) the number shown above is its correct Taxpayer Identification Number (or it is waiting for a number to be issued to it); and
- (3) it is not subject to backup withholding because: (a) it is exempt from backup withholding or (b) it has not been notified by the Internal Revenue Service (IRS) that it is subject to backup withholding as a result of failure to report all interest or dividends, or (c) the IRS has notified it that it is no longer subject to backup withholding.

(If the entity is subject to backup withholding, cross out the words after the (3) above.)

Investors who do not supply a tax identification number will be subject to backup withholding in accordance with IRS regulations.

Note: The IRS does not require your consent to any provision of this document other than the certifications required to avoid backup withholding.



Robert L. Kealy

Dated: 5/15/06

Tax Certification: Taxpayer ID#: _____

Name & Address: Catholic Bishop of Chicago, a corporation sole
155 E. Superior St.
Chicago, IL 60611

Customer is a (check one):

Corporation Municipality Partnership Non-profit or Charitable Org
 Individual REMIC Trust Other _____

Under the penalties of perjury, the undersigned certifies that:

- (4) the entity is organized under the laws of the United States
- (5) the number shown above is its correct Taxpayer Identification Number (or it is waiting for a number to be issued to it); and
- (6) it is not subject to backup withholding because: (a) it is exempt from backup withholding or (b) it has not been notified by the Internal Revenue Service (IRS) that it is subject to backup withholding as a result of failure to report all interest or dividends, or (c) the IRS has notified it that it is no longer subject to backup withholding.

(If the entity is subject to backup withholding, cross out the words after the (3) above.)

Investors who do not supply a tax identification number will be subject to backup withholding in accordance with IRS regulations.

Note: The IRS does not require your consent to any provision of this document other than the certifications required to avoid backup withholding.

The Catholic Bishop of Chicago,
a corporation sole

By: Rev. John Canary

Dated: 5/23/06

Its: Vicar General

JPMorgan Chase Bank, N.A.,
as Escrow Agent

By: [Signature]
As Its: Vice President

Dated: 6/15/06



EXHIBIT A

SCHEDULE OF ESCROW AGENT FEES

Escrow Agent Services

New Account Acceptance Fee \$0
Payable upon Account Opening

Minimum Administrative Fee \$1,500
Payable Upon Account Opening and in Advance
each year in which we act as Escrow Agent

A New Account Acceptance Fee will be charged for the Bank's review of the Escrow Agreement along with any related account documentation. The account will be invoiced in the month in which the account is opened and annually thereafter and fees will not be pro-rated. Payment of the invoice is due 30 days following receipt.

The Administrative Fee will cover a maximum of ten (10) annual administrative hours for the Bank's standard Escrow services including account setup, safekeeping of assets, investment of funds, collection of income and other receipts, preparation of statements comprising account activity and asset listing, and distribution of assets in accordance with the specific terms of the Escrow Agreement. These fees cover a full year, or any part thereof, and thus are not prorated in the year of termination.

Extraordinary Services and Out-of-Pocket Expenses:

Any additional services beyond our standard services as specified above, such as annual administrative activities in excess of ten (10) hours and all reasonable out-of-pocket expenses including attorney's fees will be considered extraordinary services for which related costs, transaction charges, and additional fees will be billed at the Bank's standard rate.

Modification of Fees:

Circumstances may arise necessitating a change in the foregoing fee schedule. The Bank will attempt at all times, however, to maintain the fees at a level that is fair and reasonable in relation to the responsibilities assumed and the duties performed.


Disclosure & Assumptions:

- The above fees assume the funds will be held and invested in J.P. Morgan Prime Money Market Fund, or if directed otherwise, Escrow Agent shall execute purchases and sales of investments through the facilities of its own trading or capital markets operations or those of any affiliated entity.


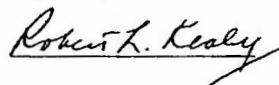
EXHIBIT B

**Telephone Number(s) and Signature(s) for
Person(s) Designated to give Funds Transfer Instructions**

If to Catholic Bishop:

<u>Name</u>	<u>Telephone Number</u>	<u>Signature</u>
1. Rev. Edward Grace	(312) 642-1837	
2. _____	_____	_____
3. _____	_____	_____

If to Kealy:

<u>Name</u>	<u>Telephone Number</u>	<u>Signature</u>
1. Robert Kealy		
2. _____	_____	_____
3. _____	_____	_____

**Telephone Number(s) for Call-Backs and
Person(s) Designated to Confirm Funds Transfer Instructions**

If to Catholic Bishop:

<u>Name</u>	<u>Telephone Number</u>
1. Rev. Edward Grace	(312) 642-1837
2. _____	_____

If to Kealy:

<u>Name</u>	<u>Telephone Number</u>
1. Robert Kealy	
2. _____	_____

Telephone call backs shall be made to each party if joint instructions are required pursuant to the agreement. All funds transfer instructions must include the signature of the person(s) authorizing said funds transfer and must not be the same person confirming said transfer. Inasmuch as you are the only employee in your office who can confirm wire transfers, we will call you to confirm any federal funds wire transfer payment order purportedly issued by you. Your continued issuance of payment orders to us and confirmation in accordance with this procedure will constitute your agreement (1) to the callback security procedure outlined herein and (2) that the security procedure outlined herein constitutes a commercially reasonable method of verifying the authenticity of payment orders. Moreover, you agree to accept any risk associated with a deviation from this bank policy.

Application For Annuity
(Please Print)



Hartford Life

Hartford Life Insurance Company
200 Hopmeadow Street
Simsbury, Connecticut 06089

1. First Annuitant
FULL NAME
Robert Louis Kealy
STREET ADDRESS
[REDACTED]
CITY STATE ZIP CODE

2. Second Annuitant (If any)
FULL NAME
STREET ADDRESS
CITY STATE ZIP CODE

Sex Date of Birth Tax ID/Social Security No.
 M [REDACTED] [REDACTED]
 F (mm/dd/yyyy)

Sex Date of Birth Tax ID/Social Security No.
 M
 F (mm/dd/yyyy)

3. Contract Owner
FULL NAME
Robert Louis Kealy, Same as above
STREET ADDRESS CITY STATE ZIP
IL

4. Type of Annuity (SELECTION REQUIRED)
 Life Only
 Full Cash Refund
 Certain ___ Years
 Years Certain and Life
 Life with Refund
 Other See attached Schedule A

5. Annuity Start Date 11/15/2016
(mm/dd/yyyy)

6. Frequency of Annuity payments:
 Weekly Bi-Weekly Monthly
 Annually Other See attached Schedule A

7. Income Payment Amount: \$ See attached Schedule A

8. Does the Proposed Annuitant intend the replacement or change of any Annuity or Life Insurance in force with any company with this application? No Yes (If yes, please give details in 9.)

9. Special Requests, Instruction and Details:

Dated at Palatine, Illinois this 19th day of June, (year) 2006
SIGNATURES: First Annuitant Robert L. Kealy Contract Owner Robert L. Kealy

AGENT'S STATEMENT: Do you have knowledge or reason to believe that replacement of existing life insurance or annuities is involved in this transaction? Yes No. If yes, provide details in "Remarks" below. Attach a separate page if necessary. If required by state regulation give the replacement notice to the Proposed Annuitant and complete a Comparison Statement.

Remarks: _____

AGENT'S CERTIFICATION: Please check the appropriate block:

- I was not in the presence of the Proposed Annuitant when this application was completed.
- I was in the presence of the Proposed Annuitant when this application was completed and I asked the proposed Annuitant each of the questions in this application, and record the answers as given. To the best of my knowledge and belief, the answers are complete and true.

Agent's Signature _____ Agent's Name (Please Print) James V. Ebel
Agent's Code _____ Field Office Clackamas, Oregon
Telephone Number where Agent can be reached if there is a question on this application: (800) 288-7005
Agent's Mailing Address: 8800 S.E. Sunnyside Rd., #101N. Area Code Clackamas, OR Number 97015
Street or P.O. Box City State Zip Code



Hartford Life

Hartford Life Insurance Company
200 Hopmeadow Street
Simsbury, Connecticut 06089

SCHEDULE A

Payments for Robert Louis Kealy:

\$500.00 monthly for life with 60 months guaranteed, beginning 11/15/2016

INFORMATION REQUEST FORM

FOR Robert Louis Kealy

1. Mailing Instructions:

Checks should be made payable to and mailed as follows:

, Mr. Robert Kealy

Payments should be sent by electronic funds transfer (EFT) in accordance with the following:

BANK NAME _____
ADDRESS _____
CITY _____
ACCOUNT NUMBER _____ () Checking () Savings

If using a Checking Account, please attach a "VOIDED CHECK" (this provides bank & routing numbers).

TRANSIT ROUTING NUMBERS

(if Savings Account) (this may be obtained from your bank)

2. Beneficiary Information

Beneficiary Name: American Cancer Society
Mailing Address: 1599 Clifton RD NE
Atlanta, GA 30329
SSN: _____ DOB: _____ Relationship: _____

Comments: _____

Beneficiary Name: _____
Mailing Address: _____
SSN: _____ DOB: _____ Relationship: _____

Comments: _____



No. [REDACTED]

Check Date: 06/20/2006

J P MORGAN CHASE BANK N A, ESCROW FOR ROBERT KEALY

Invoice	Date	Amount	Deductions	Net Amount Paid
061206	06/12/06	\$10,500.00	\$0.00	\$10,500.00
Totals		\$10,500.00	\$0.00	\$10,500.00

The Catholic Bishop of Chicago
Page 1 of 1

THE FACE OF THIS DOCUMENT HAS A COLORED BACKGROUND ON WHITE PAPER, A VOID PANTOGRAPH AND MICROPRINTING. THE BACK OF THIS DOCUMENT HAS A WATERMARK - HOLD AT AN ANGLE TO VIEW.

Bank One
Chicago, Illinois
2-1/710

The Catholic Bishop of Chicago
Operating Account
Chicago, Illinois 60690-1979

Check No. [REDACTED]

Check Date
06/20/2006

PAY Ten Thousand Five Hundred 00/100

Check Amount
\$ ****10,500.00
The Catholic Bishop of Chicago

TO THE ORDER OF J P MORGAN CHASE BANK N A
ESCROW FOR ROBERT KEALY

Thomas M. Brennan

[Signature]

BURKE, WARREN, MACKAY & SERRITELLA, P.C.

22ND FLOOR IBM PLAZA
330 NORTH WABASH AVENUE
CHICAGO, ILLINOIS 60611-3607
TELEPHONE (312) 840-7000
FACSIMILE (312) 840-7900
www.burkelaw.com

PATRICIA B. CARLSON
DIRECT DIAL NUMBER
(312) 840-7076
pcarlson@burkelaw.com

June 22, 2006

VIA FACSIMILE AND U.S. MAIL

Mr. Eric L. Adams
JPMorgan Private Client Services
10 South Dearborn, 10th Floor
Chicago, Illinois 60603

Re: Robert L. Kealy

Dear Mr. Adams:

Enclosed is a copy of Robert Kealy's drivers license. Please call if you need anything else.

Very truly yours,



Patricia B. Carlson

PBC:jjm
enclosure

Mr. Eric L. Adams

June 22, 2006

Page 2

bcc: Rev. Edward Grace ✓
John C. O'Malley
James A. Serritella

Illinois

Jesse White - Secretary of State

NUMBER

ISSUED

EXPIRES

[REDACTED]

04-03-06

11-15-08

ROBERT L KEALY

Birthdate

Male 5'10" 195 lbs BRN Eyes

Restrictions Type Class

***** COR D

Robert L. Kealy

DRIVERS
LICENSE



BURKE, WARREN, MACKAY & SERRITELLA, P.C.

22ND FLOOR IBM PLAZA
330 NORTH WABASH AVENUE
CHICAGO, ILLINOIS 60611-3607
TELEPHONE (312) 840-7000
FACSIMILE (312) 840-7900
www.burkelaw.com

PATRICIA B. CARLSON
DIRECT DIAL NUMBER
(312) 840-7076
pcarlson@burkelaw.com

June 23, 2006

VIA MESSENGER

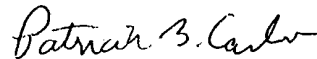
Mr. Eric L. Adams
JPMorgan Private Client Services
10 S. Dearborn, 10th Floor
Chicago, Illinois 60603

Re: Robert L. Kealy

Dear Mr. Adams:

Enclosed is a check for \$10,500 for the escrow for Robert Kealy and a copy of his passport. Please call if you have any questions.

Very truly yours,



Patricia B. Carlson

PBC/sb
Enclosures

Mr. Eric L. Adams

June 22, 2006

Page 2

bcc Rev. Edward Grace ✓
John C. O'Malley
James A. Serritella

VICAR FOR PRIESTS OFFICE

MEMO

To: Office of the Chancellor
From: Vicars for Priests Office
Re: Resigned Priest
Date: August 28, 2006

This packet contains the following information concerning:

ROBERT KEALY

Letter of resignation	<u>X</u>
Cardinal's letter of acceptance	<u>NA</u>
Resignation of pastorate, if applicable	<u> </u>
Exit Agreement	<u>X</u>
Escrow, if applicable	<u>X</u>
Copy of Exit Check 's	<u>X</u>
Request for laicization	<u> </u>

BURKE, WARREN, MACKAY & SERRITELLA, P.C.

22ND FLOOR IBM PLAZA
330 NORTH WABASH AVENUE
CHICAGO, ILLINOIS 60611-3607
TELEPHONE (312) 840-7000
FACSIMILE (312) 840-7900
www.burkelaw.com

PATRICIA B. CARLSON
DIRECT DIAL NUMBER
(312) 840-7076
pcarlson@burkelaw.com

September 1, 2006

VIA FEDERAL EXPRESS



Re: [REDACTED] / Robert Kealy

Dear [REDACTED]:

In reliance on the representations set forth in your September 1, 2006 letter, I am enclosing a copy of the fully executed settlement agreement in the above matter, along with a check for [REDACTED] made payable to "[REDACTED] and [REDACTED] as attorney for [REDACTED]." Please call if you have any questions.


Very truly yours,

A handwritten signature in cursive script that reads "Patricia B. Carlson".

Patricia B. Carlson

PBC:skb
Enclosure

BURKE, WARREN, MACKAY & SERRITELLA, P.C.


September 1, 2006

Page 2

bcc: Reverend Edward Grace
John O'Malley
John Smith
Christopher Spala
Matthew Kaminski



ARCHDIOCESE OF CHICAGO
VICAR FOR PRIESTS
645 NORTH MICHIGAN AVENUE, SUITE 543
CHICAGO, ILLINOIS 60611

Off: (312) 642-1837
Fax: (312) 642-4933

September 18, 2006

Mr. Robert Kealy



Dear Bob,

This letter will serve as a reminder that your car insurance covered by the Archdiocese of Chicago for a period of six months will be terminated as of October 22, 2006.

We hope this gives you sufficient time to make other arrangements for auto insurance.

I hope all is going well with you.

Sincerely,

Sister Pat Cummings, SSND
Sister Pat Cummings, SSND
Associate Director
Vicar for Priests

To: File
From: Sister Pat Cummings
Re: Contact with Bob Kealy
Date: October 19, 2006

I received the attached email from Karen Gorajski today.

In response to the email I contacted Bob and asked if he wanted to have his phone number given to bishop [REDACTED]

Bob was a bit hesitant. He indicated that the Bishop was kind and was a friend. However, at this time Bob suggested we forward only his email address to Bishop [REDACTED] ([REDACTED])

Bob was grateful for the contact prior to releasing any information.

I forwarded the information to Karen.

From: Karen Gorajski
To: Cummings, Miriam Patrick, Sr.
Date: 10/19/2006 3:26:22 PM
Subject: Re: Request of Bishop [REDACTED]

Sister Pat,

To make a long request short, Bishop [REDACTED] asked Bishop Goedert if he could have the phone numbers of Father Bob Kealy and Father [REDACTED].

Please advise if this information can be made available to Bishop [REDACTED]. If so, I would be happy to send it to him. I would likewise be happy to inform him of the inavailability of these numbers.

Thanks, again, for your kind help.

Karen

>>> Raymond Goedert 10/19/06 3:12 PM >>>

It's probably better if you go through the Vicar for Priests Office. I don't know if Bob and [REDACTED] want their numbers given out, and if so, to whom.

+Goedert

>>> Karen Gorajski 10/19/06 1:36 PM >>>

Bishop Goedert,

I am looking for your permission to request information for Bishop [REDACTED].

Bishop [REDACTED] has asked for phone numbers for Father Kealy and Fr. [REDACTED]. Bishop [REDACTED], I understand, spoke to you about this at the Province meeting.

I can request these numbers from the Vicar for Priests. Let me know if you suggest I do so.

Thanks.

Karen

Karen Gorajski
Administrative Assistant
Office of the Vicar General
Phone: (312) 751-8271
Fax: (312) 337-6379
kgorajski@archchicago.org

ARCHDIOCESE OF CHICAGO

Office of the Archbishop



Post Office Box 1979
Chicago, Illinois 60690-1979

DECLARATION

IN THE NAME OF THE MOST HOLY TRINITY. AMEN

- (1) Whereas Robert L. Kealy, born on November 15, 1946, was ordained a priest of the Archdiocese of Chicago on May 10, 1972 at St. Mary of the Lake Seminary, Mundelein, Illinois, and
- (2) Whereas Robert L. Kealy submitted a letter of resignation from the active ministry, effective April 22, 2006,

I, Francis Cardinal George, O.M.I., by the grace of God and the favor of the Apostolic See, Archbishop of Chicago, do hereby declare:

- a) that Robert L. Kealy has no authorization whatsoever to act as an agent of this Archdiocese;
- b) that he is no longer affiliated as a priest in any way with the Archdiocese of Chicago;
- c) that he is not to represent himself as a Roman Catholic priest with canonical faculties, nor is he to present himself as a 'Catholic priest in good standing';
- d) that the Archdiocese does not consider itself in any way responsible for the activities of Robert L. Kealy, and
- e) that the Archdiocese is not to be held liable for any scandal or harm to souls for which he has been or is responsible.

Handwritten signature of Francis Cardinal George in black ink.

Francis Cardinal George, O.M.I.
Archbishop of Chicago

Handwritten signature of Raymond E. Goedert in black ink, preceded by a plus sign.

+ Raymond E. Goedert
Most Rev. Raymond E. Goedert
Ecclesiastical Notary

October 26, 2006

AOC 016325

ARCHDIOCESE OF CHICAGO



MEMORANDUM

Office for the Protection of
Children & Youth
Jan Slattery, Director

Office of Assistance Ministry
Ralph Bonaccorsi, Director
Mayra Flores,
Assistant Director

Office for Child Abuse
Investigations and Review
Leah R. McCluskey, Director
Patricia J. Zacharias,
Assistant Director

Safe Environment Office
Womazetta Jones, Director

TO: Ralph Bonaccorsi, Assistance Ministry
Rev. Vince Costello, Vicar for Priests
Rev. Edward D. Grace, Vicar for Priests
Jimmy Lago, Chancellor
Leah McCluskey, Office of Professional Responsibility
John O'Malley, Legal Services
Rev. Daniel Smilanic, Archbishop's Delegate to the Review Board
Patricia Zacharias, Office of Professional Responsibility

FROM: Laura Neri-Palomino *LNP*
Office for Child Abuse Investigations and Review

DATE: March 1, 2007

RE: **[PFR-83] Kealy, Rev. Robert (Resigned)/Unidentified female**
Third-party allegation

Attached is a copy of a new allegation received by this office on 3/1/07.

Please advise this office of any information you may have in your files regarding Kealy, Rev. Robert/Unidentified female.

It is extremely important that you forward copies of any and all documentation pertinent to this case to this office within 5 business days of receipt of this memo to ensure that the investigation of this matter be properly handled.

Thank you.

Attachment

Cc: Francis Cardinal George, O.M.I.
Very Rev. John Canary, Vicar General
Rev. Dennis Lyle, Rector, Mundelein Seminary
Very Rev. James Presta, Vicar, St. Joseph Seminary

ARCHDIOCESE OF CHICAGO



MEMORANDUM

Office for the Protection of
Children & Youth
Jan Slattery, Director

To: File

From: Leah McCluskey, Office for Child Abuse Investigations
and Review

Office of Assistance Ministry
Ralph Bonaccorsi, Director
Mayra Flores,
Assistant Director

Re: Kealy, Rev. Robert [Resigned]/Unidentified female
[Third Party Allegation]

Date: March 1, 2007

Office for Child Abuse
Investigations and Review
Leah R. McCluskey, Director
Patricia J. Zacharias,
Assistant Director

This morning I received a phone call from an adult female who eventually identified herself as [REDACTED]. She was calling to obtain information on the reporting of the sexual abuse of a child [under the age of 18] by a priest.

I provided [REDACTED] with general background information on the Office for Child Abuse Investigations and Review and told her that I would be happy to provide any information and/or answer any questions she might have.

Safe Environment Office
Womazetta Jones, Director

[REDACTED] stated that she was calling on behalf of a female friend who is currently 23 years old and was approximately 12 years old when she was sexually abused by a priest in the Highland Park area. When asked, I provided [REDACTED] with information concerning reporting laws in Illinois. I also informed [REDACTED] that our Legal Services has an agreement with the State's Attorney's Offices in Lake and Cook County to report information of every allegation of the sexual abuse of a minor by a cleric. [REDACTED] was provided information regarding the Department of Children and Family Services [DCFS] as well as mandated reporting laws in Illinois. In response to the information provided on the State's Attorney's Office, [REDACTED] stated that her friend did not want to report this [the alleged abuse] to the police. [REDACTED] added that her friend has not told her family of the abuse and would be fearful if she would need to testify against the accused. I told [REDACTED] that I could not answer all of her questions accurately about the statute of limitations as well as possible prosecution of the

accused. When suggested, I provided [REDACTED] with the name and contact information for Shauna Boliker, Chief of the Sex Crimes Division in the Cook County State's Attorney's Office. [REDACTED] indicated that she would call Ms. Boliker to ask additional questions on behalf of her friend.

When asked, [REDACTED] identified the accused as Rev. Robert Kealy and stated that the alleged abuse took place at Immaculate Conception in Highland Park. [REDACTED] had expressed earlier in the phone conversation that she was aware that "the priest" had already been removed. When [REDACTED] identified Fr. Kealy, I informed her that Fr. Kealy was a withdrawn priest of the diocese prior to his resignation last year. I asked [REDACTED] if she was aware of any additional information regarding the abuse of her friend by Fr. Kealy. She stated that her friend was in sixth grade at the time of the abuse and that there were four incidents over the course of a one-month time period. As per [REDACTED] the abuse took place when the victim was participating in catechism classes at Immaculate Conception. [REDACTED]

[REDACTED] I then gave [REDACTED] the name and phone number of Kathleen Leggdas, LCSW and told her that she [Ms. Leggdas] would be able to provide information on referrals for therapy and other services provided by the Archdiocese of Chicago. I added that it would not be a requirement for her friend to meet with me [REDACTED]. However, I again told [REDACTED] that I would be interested in meeting with her friend when she was ready so that the abuse that she sustained could be documented. When asked, [REDACTED] confirmed that her friend does live out of state. I told [REDACTED] that I would be willing to travel to meet with her friend when she was ready and/or would arrange for her friend to come to Chicago so that we could meet. [REDACTED] stated that her friend's parents still reside in [REDACTED] and that as a result, she is in the area often.

[REDACTED] thanked me for the information, said that she would talk to her friend and then call me back. She indicated that she also had plans to call Ms. Boliker and Ms. Leggdas.

I again thanked [REDACTED] for calling and when asked, she provided her cell phone number of [REDACTED]. [REDACTED] stated that if necessary, a message could be left for her on her cell phone.

After speaking with [REDACTED], I called and attempted to reach Ms. Boliker. I left a message and asked for a return phone call.

[REDACTED]

From: Leah McCluskey
To: Leggdas, Kathleen
Date: 3/8/2007 10:39:38 AM
Subject: Re: Cell Phone

Wonderful! Thanks for the update Kathleen. Have a great day!

Leah

>>> Kathleen Leggdas 3/8/2007 10:36 AM >>>

You're welcome. I was just speaking with [REDACTED]. Her friend is going to call me back within the next half hour. I'll let you know . . . K

>>> Leah McCluskey 03/08/07 10:32 AM >>>

Great--thank you Kathleen.

Leah

>>> Kathleen Leggdas 3/8/2007 10:28 AM >>>

While I am helping in VAM Office, I will have the cell phone: [REDACTED]. I will also use this number so that victim/clients can reach me wherever I may be.

ARCHDIOCESE OF CHICAGO

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-751-5254, general
312-751-8307, fax

REVISED

Review Board
Saturday, March 17, 2007 9:00 am to 1:00 pm

MINUTES

Review Board Members Present:

[REDACTED]

Review Board Members Present Via Phone:

[REDACTED]

Review Board Members Absent:

[REDACTED]

Non-members present:

Leah McCluskey, Director, Office for Child Abuse Investigations and Review
Rev. Daniel Smilanic, Cardinal's Delegate to the Review Board

Handwritten initials, possibly "DM", in a circular scribble.

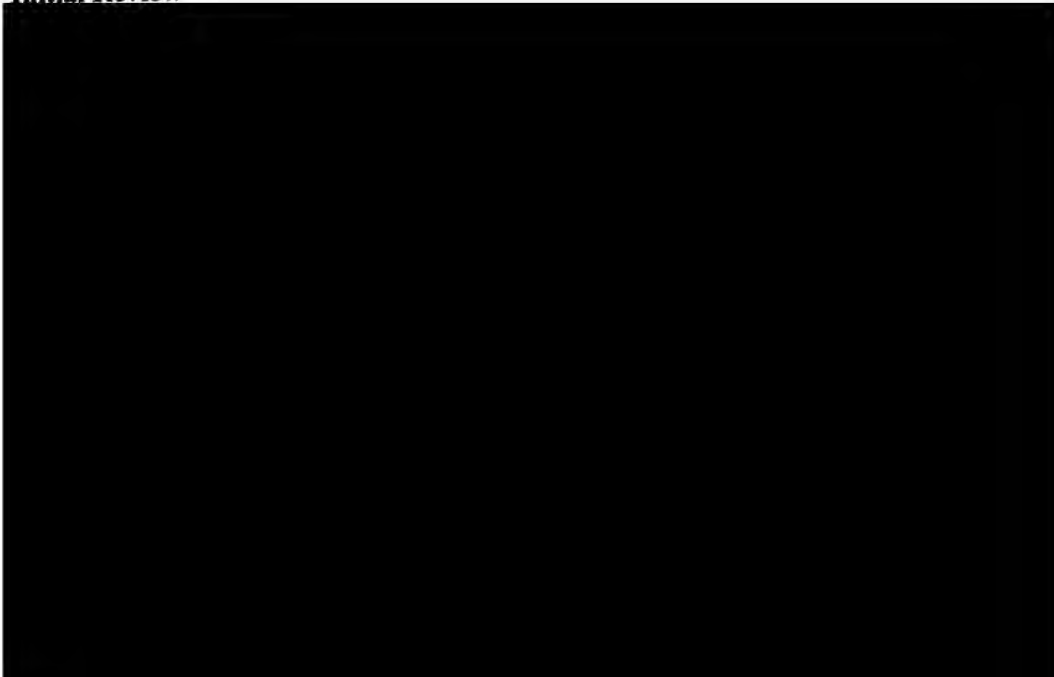
I. Approval of Minutes – January 20, 2007

- Minutes approved

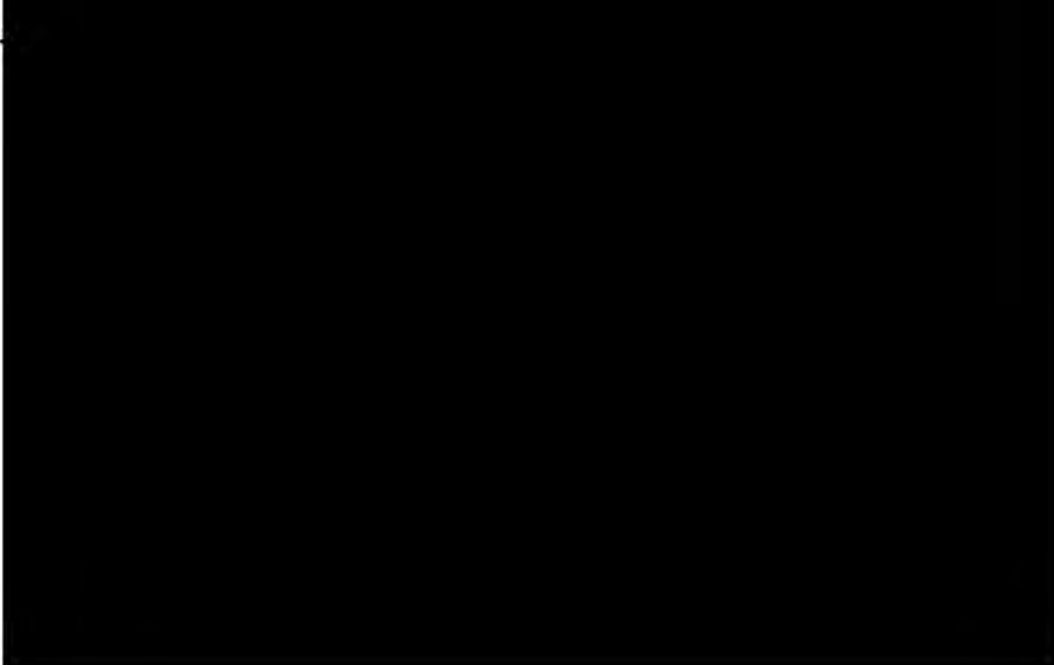
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

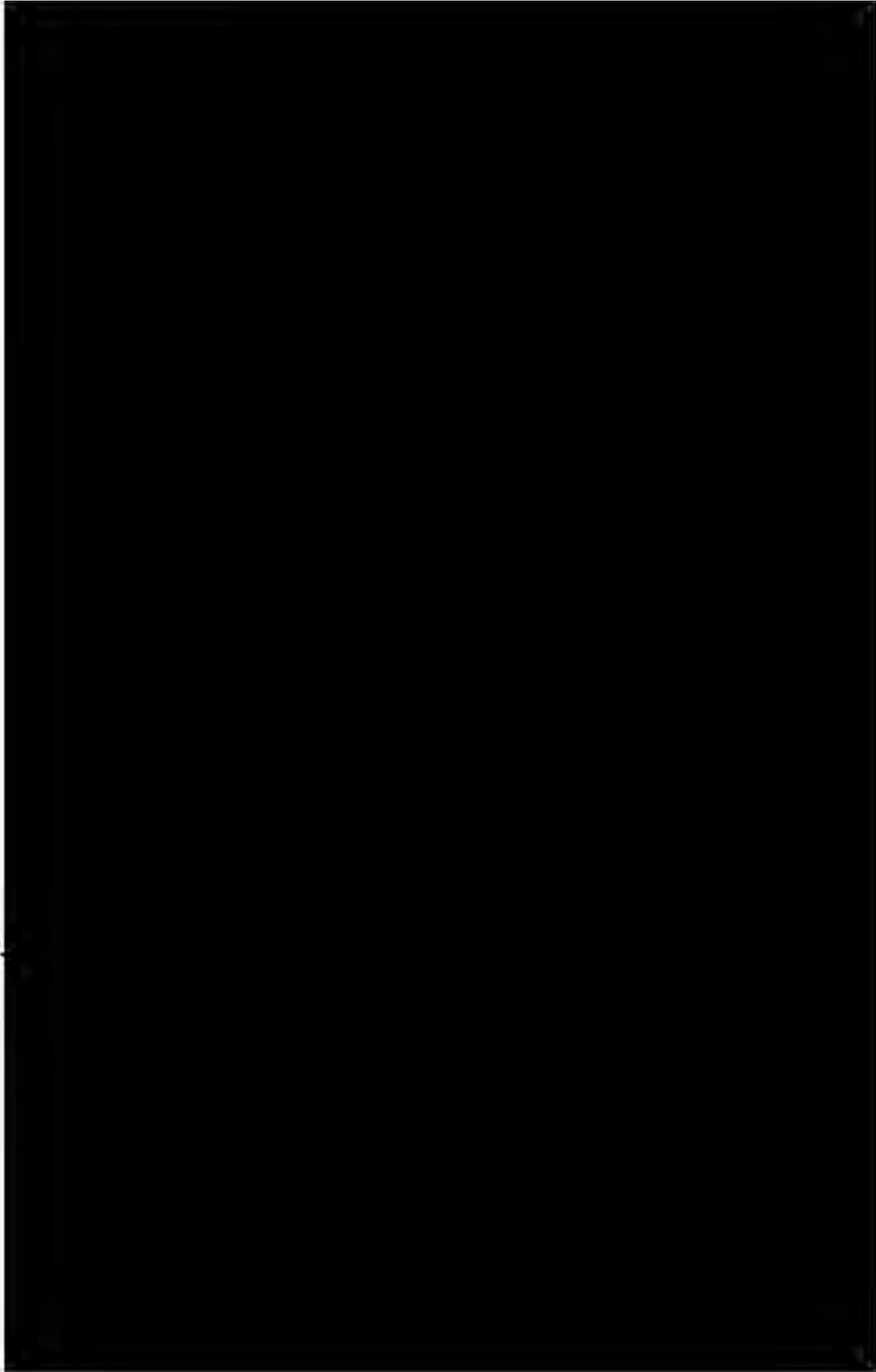
**II. Case Reviews
Initial Review**

A.



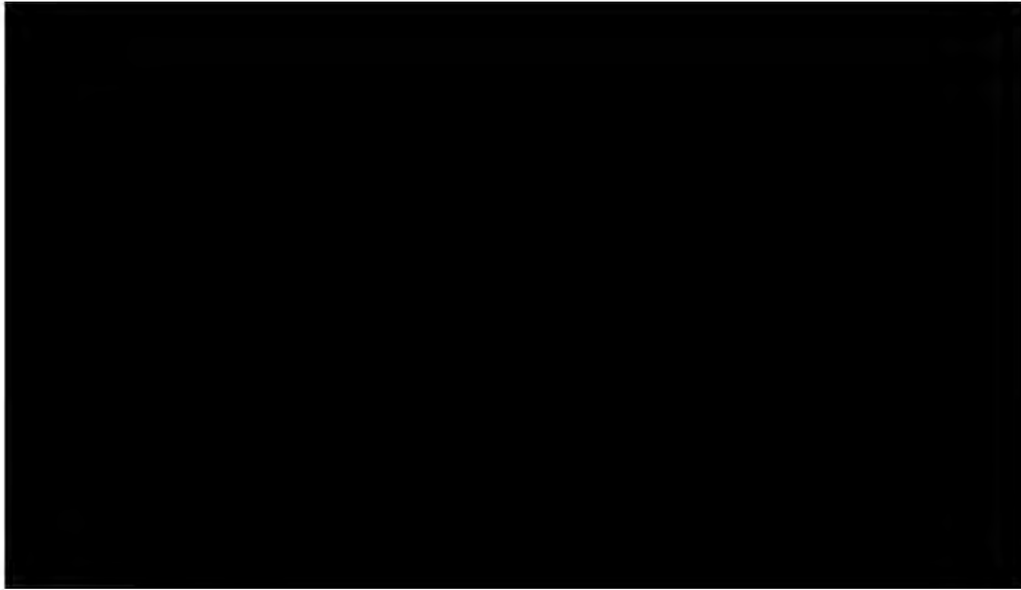
B.





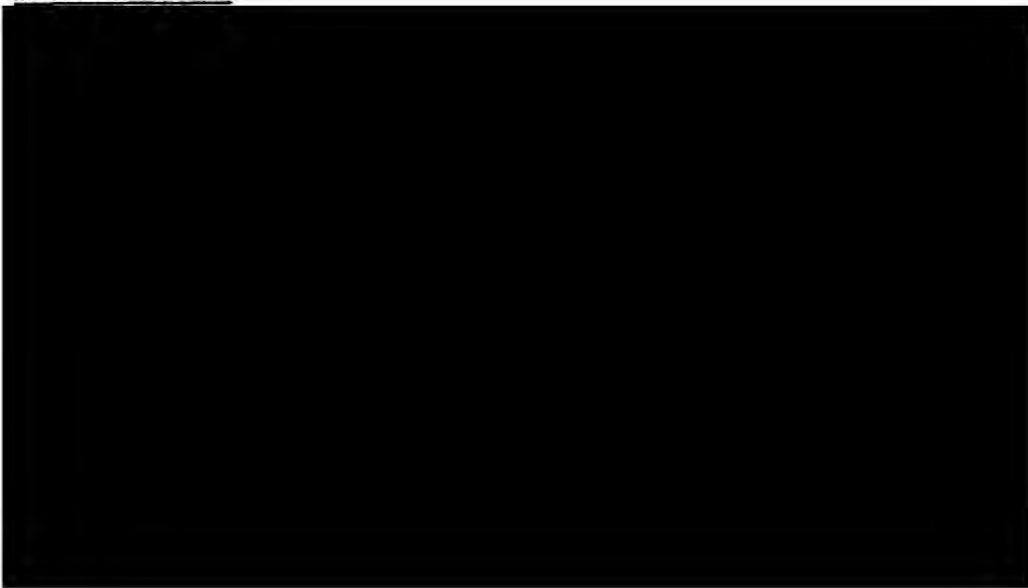
c.

D.



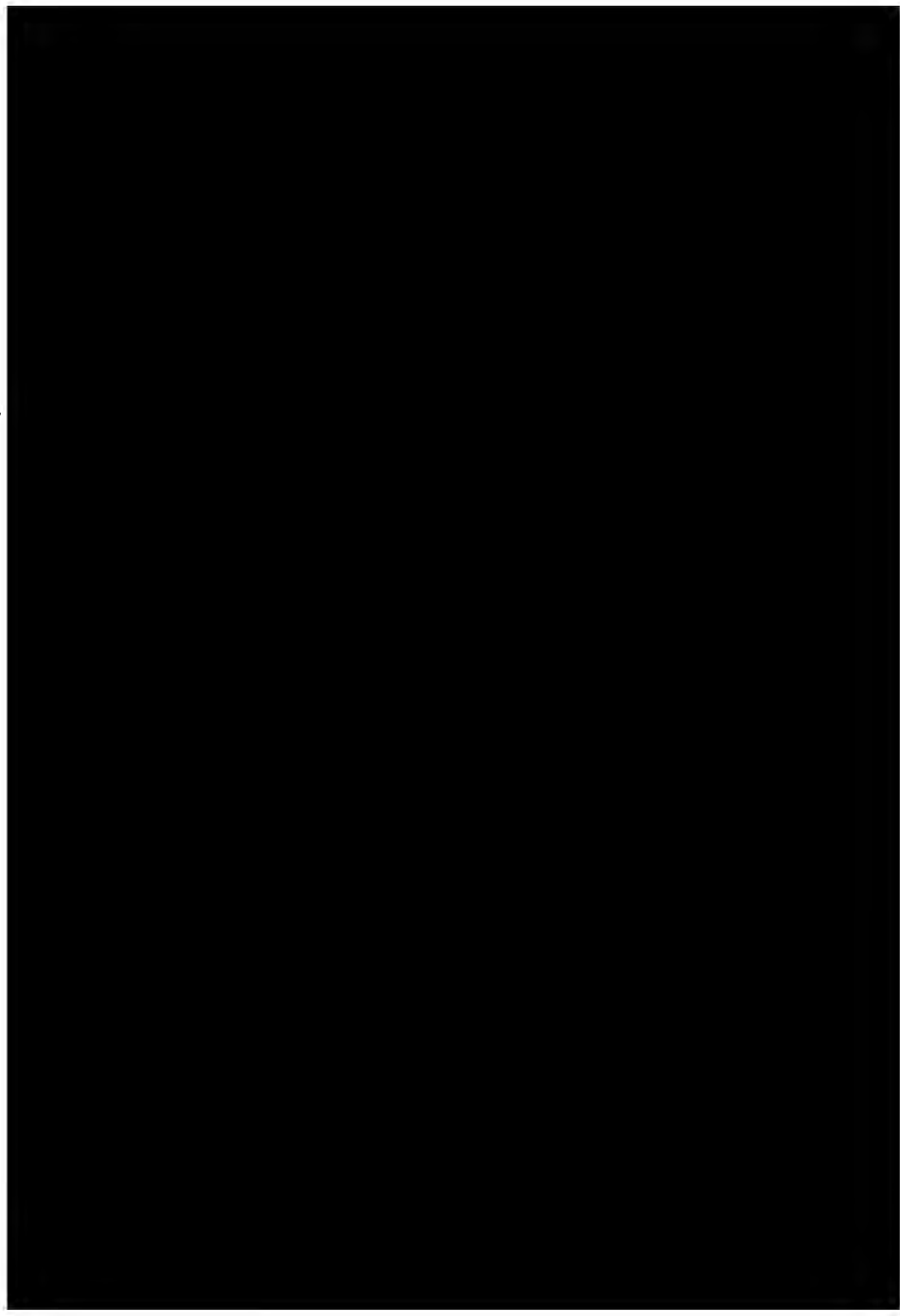
Review for Cause

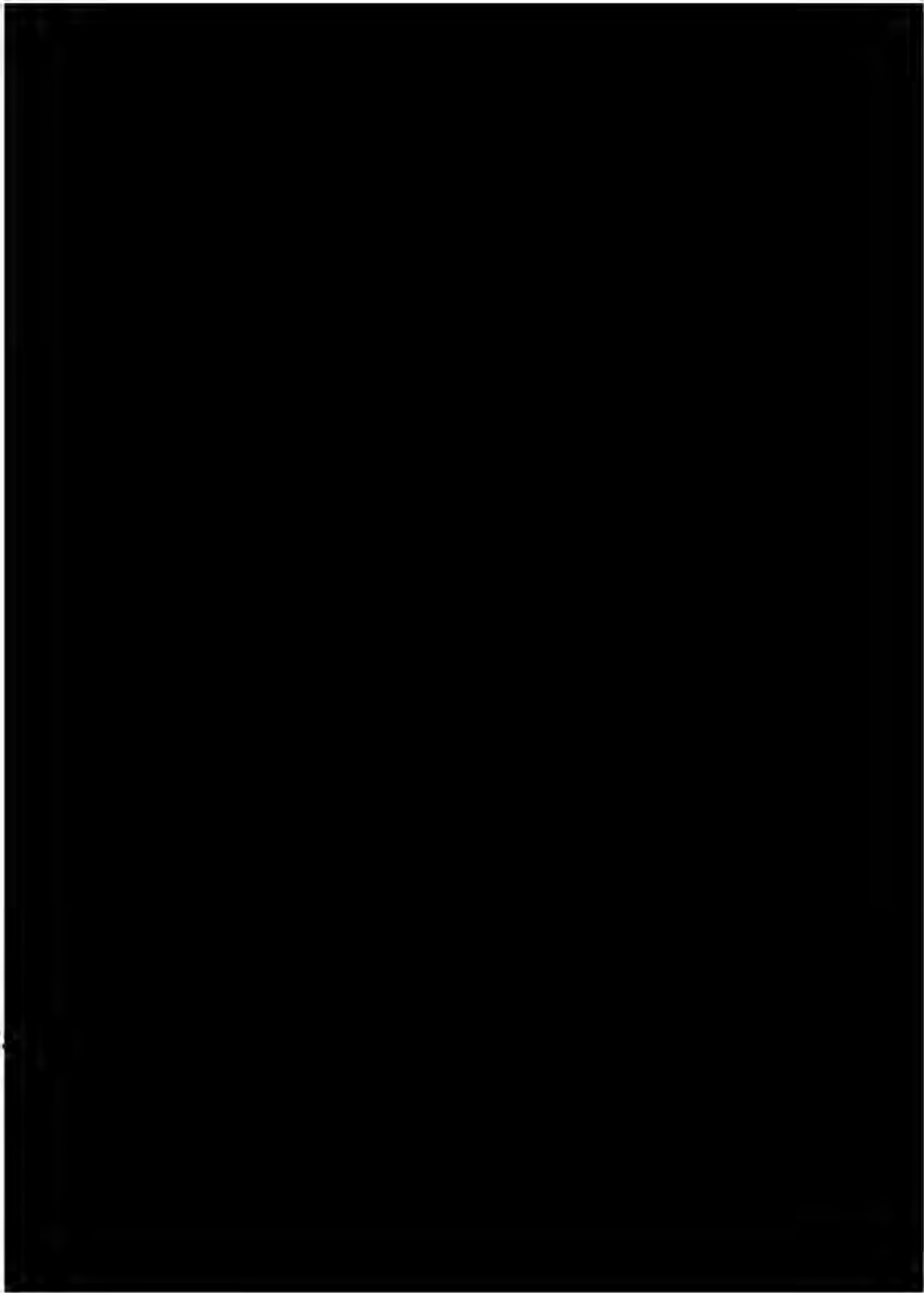
E.



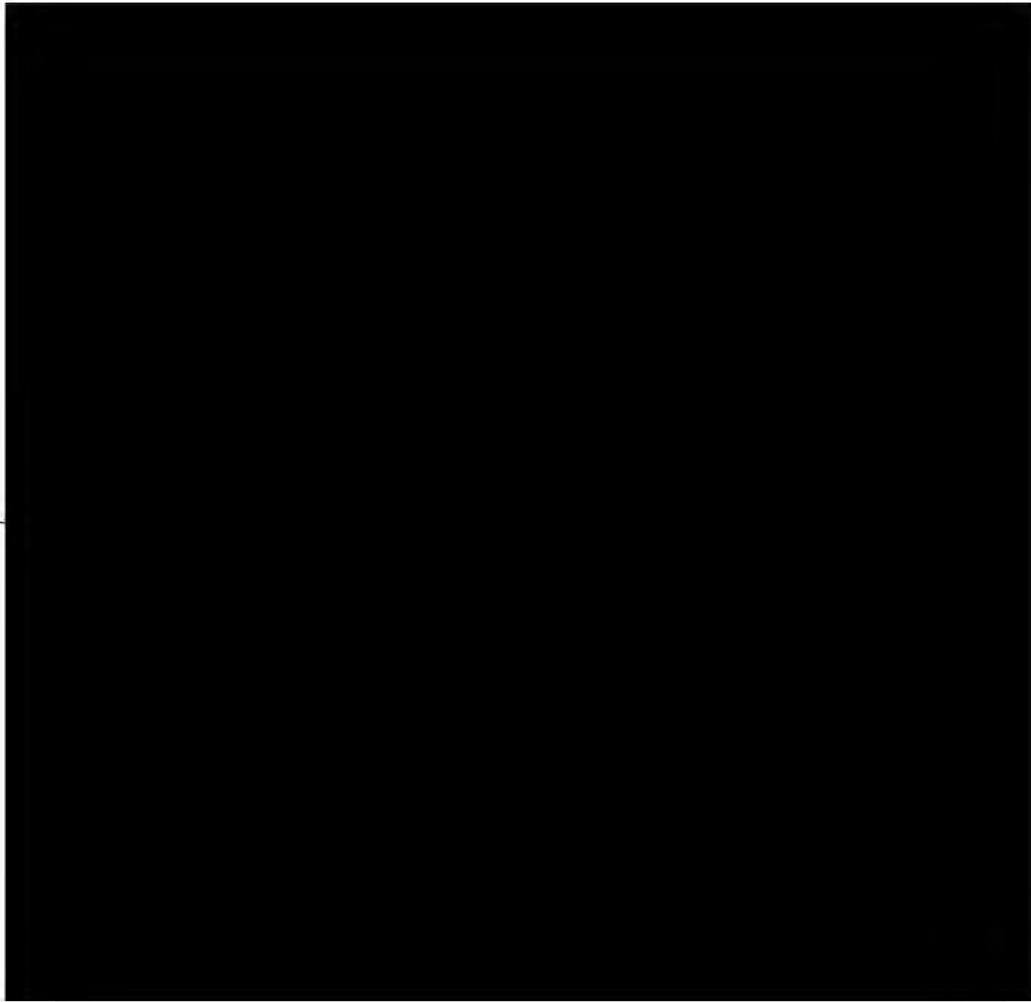
F.

G.





H.



Request for Supplementary Review

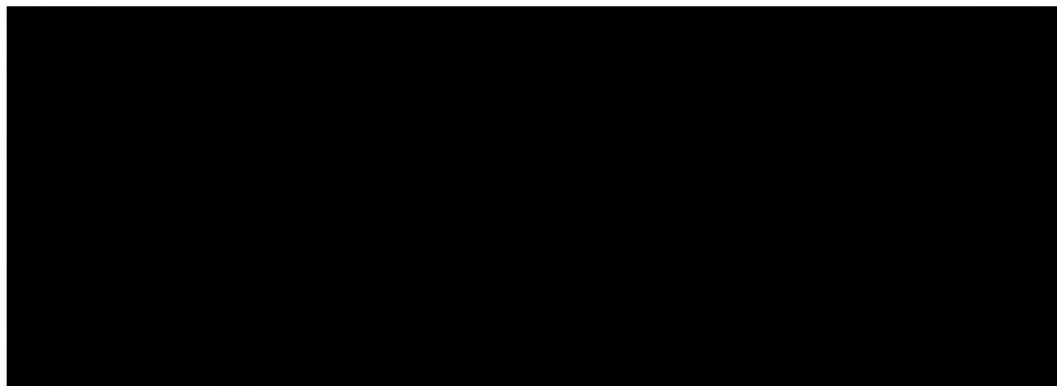
I.



III. Updates

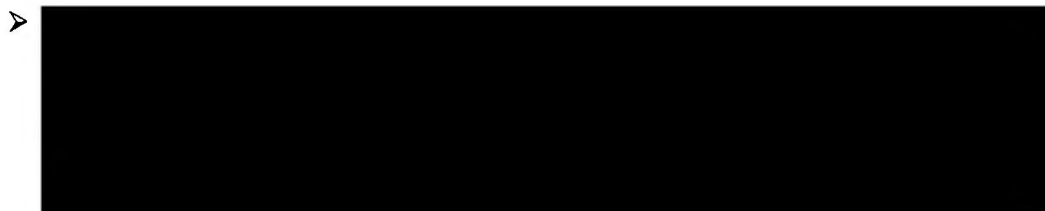
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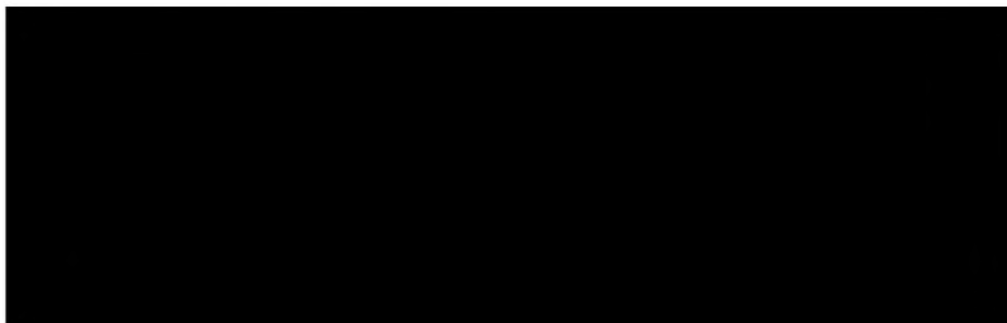
IV. For Discussion

- **Ad Hoc Committee Report:** Fr. Smilanic and Ms. McCluskey verbally provided information and overview; spoke of proposed “Compliance Supervisor” to oversee those priests who are to participate in what is currently known as the “Monitoring Program”; informed Board members of Supervision Committee that has been working on writing a proposal for Cardinal George to reflect the changes in what was known as “monitoring”



In the Matter of Rev. Robert L. Kealy [Withdrawn 2002/Resigned 2006] PFR 83

- Allegation made by Anonymous
- Much discussion; the question was asked, “Is there any action that needs to be taken for the safety of children?”
- The Board considered the matter and determined that nothing further needed to be done for the protection of children



Next scheduled meeting is Saturday, April 14, 2007 at 9:00 a.m.

Cc: Review Board Members
Francis Cardinal George, O.M.I.
Rev. Daniel A. Smilanic, Cardinal's Delegate to the Review Board
Jimmy Lago, Chancellor
Rev. Vincent Costello, Vicar for Priests
Rev. Edward D. Grace, Vicar for Priests
Rev. John Canary, Vicar General

ARCHDIOCESE OF CHICAGO

Office for the Protection of
Children & Youth
Jan Slattery, Director

Office of Assistance Ministry
Ralph Bonaccorsi, Director
Mayra Flores,
Assistant Director



Office for Child Abuse
Investigations and Review
Leah R. McCluskey, Director
Patricia J. Zacharias,
Assistant Director

Safe Environment Office
Womazetta Jones, Director

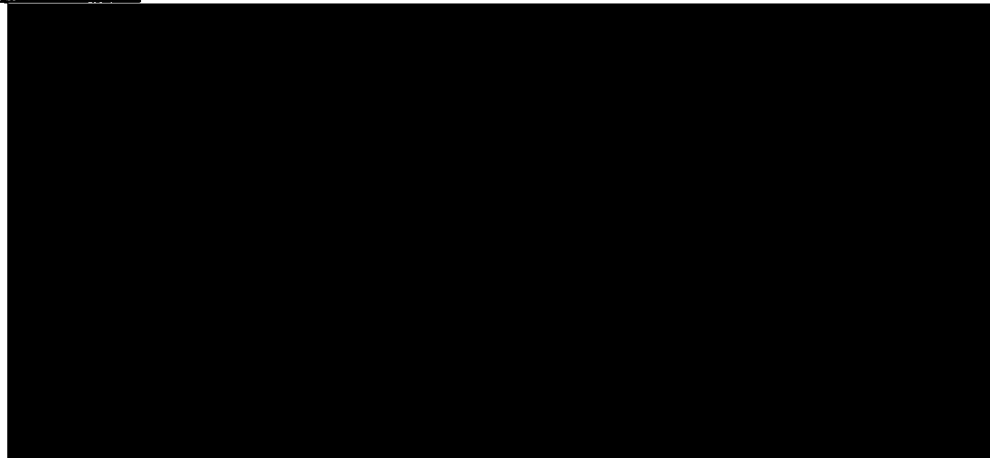
OFFICE FOR CHILD ABUSE INVESTIGATIONS AND REVIEW Saturday, March 17, 2007

AGENDA

- I. Approval of Minutes – January 20, 2007
- II. Case Reviews

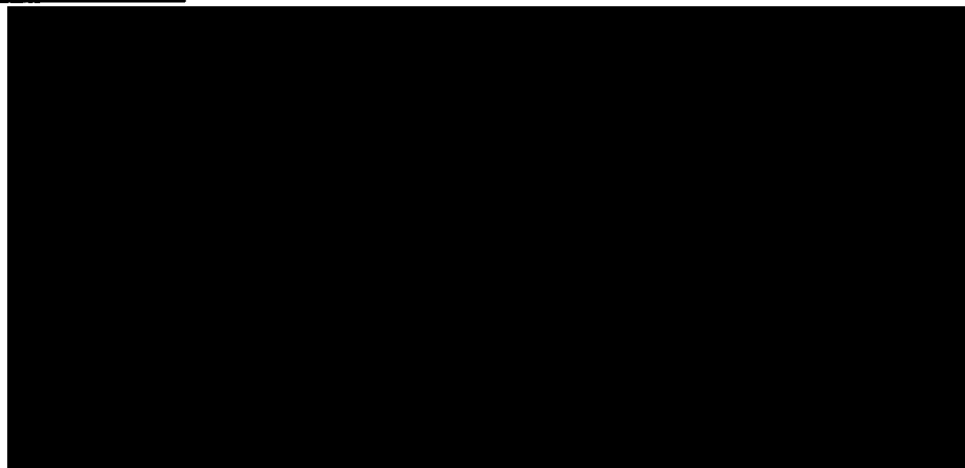
Initial Review:

- A.
- B.
- C.
- D.



III. Review for Cause:

- E.
- F.
- G.



H.



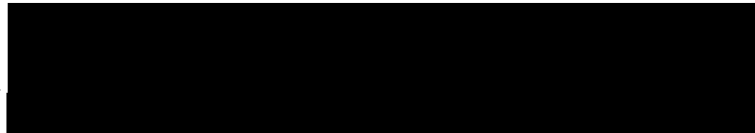
IV. **Request for Supplementary Review:**

I.

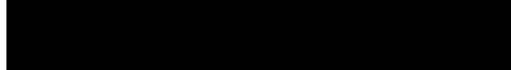


V. **Updates:**

➤



➤



VI. **For Discussion:**

➤



➤

➤ In the Matter of Rev. Robert L. Kealy (Withdrawn 2002/Resigned 2006) – PFR-83

- Allegation made by Anonymous

➤



The next Board Meeting is the in-service scheduled for Saturday, **April 14, 2007**

ARCHDIOCESE OF CHICAGO

Office of Legal Services

John C. O'Malley
Director



Post Office Box 1979
Chicago, Illinois 60690-1979

Tel: (312) 751-5379
Fax: (312) 751-5252
e-mail: jomalley@archchicago.org

April 5, 2007

PERSONAL AND CONFIDENTIAL

Ms. Shauna Boliker
Assistant State's Attorney
State's Attorney of Cook County
2650 South California, Room 11 D 10
Chicago, Illinois 60608

RECEIVED

APR 10 2007

ARCHDIOCESE OF CHICAGO
OFFICE OF PROFESSIONAL RESPONSIBILITY

RE: Unidentified Female
Our File #07 SC 032
Date of Birth: Unknown
Date of alleged abuse: Approx. 1996
Location of Incident: Immaculate Conception,
Highland Park, Illinois

Dear Ms. Boliker:

Please be advised the Archdiocese of Chicago's Office for Child Abuse Investigations and Review has received an allegation from [REDACTED] that an unidentified female, currently 23 years old, was sexually abused as a minor by Fr. Robert Kealy, an Archdiocesan priest. The alleged abuse took place at Immaculate Conception in Highland Park, Illinois, in approximately 1996 when the victim was 12 years old. Fr. Kealy is resigned and was withdrawn from ministry prior to his resignation.

If our office can provide any additional information, or be of any further help, please let me know.

Very truly yours,

Handwritten signature of John C. O'Malley in black ink.
John C. O'Malley
Director of Legal Services

JCOM:dd

cc: Ms. Leah McCluskey ✓
Mr. James A. Serritella
Ms. Elizabeth Yore

SCDirsv07SC032\SA Notification Re Unidentified Female

AOC 016341

FILE COPY

ARCHDIOCESE OF CHICAGO

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-751-5388
312-751-8307, fax

September 17, 2007

[REDACTED]

Dear [REDACTED]

I hope that this letter finds you doing well.

As we discussed though e-mails last week, I have enclosed with this letter information on the Office for Child Abuse Investigations and Review for your information. You will also find enclosed information about the Department of Children and Family Services [DCFS], the State's Attorney's Office, and a copy of archdiocesan policies concerning the receipt of allegations of the sexual abuse of minors by clerics [*§1100 Sexual Abuse of Minors: Policies for Education, Prevention, Assistance to Victims and Procedures for Determination of Fitness for Ministry*].

If you have any questions or concerns [REDACTED] please feel free to contact me at lmclcluskey@archchicago.org or at [312] 751-5205.

Sincerely,

A handwritten signature in black ink that reads "Leah McCluskey".

Leah McCluskey
Director, Office for Child Abuse Investigations and Review

Enclosures

AOC 016342

ARCHDIOCESE OF CHICAGO

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-751-5388
312-751-8307, fax

September 19, 2007

Rev. Robert Kealy

Dear Rev. Kealy,

Enclosed you will find a copy of *§1100 Sexual Abuse of Minors: Policies for Education, Prevention, Assistance to Victims and Procedures for Determination of Fitness for Ministry*. Additionally, I am enclosing the allegations of abuse made by [REDACTED].

Please feel free to contact Leah McCluskey at [312] 751-5205 with any other questions or concerns you may have regarding the process involving this office.

Sincerely,

A handwritten signature in black ink, appearing to read "Ambi Jeffries".

Ambi Jeffries
Secretary, Office for the Protection of Children and Youth

Enclosures

Cc: Patrick Reardon, Civil Attorney

Victim Statement Abstract:

This abstract replaces a series of e-mails between Leah McCluskey, of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review, and Victim JE dated between September 12 and September 19, 2007, in which Ms. McCluskey answers Victim JE's questions regarding the process for formalizing an allegation of minor sexual abuse against Fr. Robert Kealy.

From: Leah McCluskey
To: Leggdas, Kathleen
Date: 9/28/2007 10:52:03 AM
Subject: [REDACTED]

Kathleen,

I received a return message from [REDACTED] re: scheduling a time to meet with [REDACTED] [REDACTED] confirmed meeting in her office on Tuesday, October 9th at 11am [REDACTED] time [10am Chicago time].

Leah

From: Leah McCluskey
To: [REDACTED]
Date: 10/12/2007 2:53:23 PM
Subject: Friday

Hello [REDACTED]

I wanted to get back to you in response to your question from yesterday. Once of the offices that I work with provided me with the information that there are two areas that Kealy seems to be in/or has been in the recent past--one is an address for [REDACTED] and one is an address for [REDACTED]

I'm sorry that I don't have more definite information for you [REDACTED]. Due to the fact that Kealy is resigned from the priesthood, he does not have to tell us exactly where he is living. But I did want to share with you the information that we do have.

Have a good weekend [REDACTED]--and please continue to e-mail any time.

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
737 N. Michigan Ave., Suite 900
Chicago, Illinois 60611
Office: [312] 751-5205
Fax: [312] 751-5279
lmcccluskey@archchicago.org

File
COPY

ARCHDIOCESE OF CHICAGO

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-751-5388
312-751-8307, fax

October 17, 2007



Dear [REDACTED]

I hope that this letter finds you doing well.

Enclosed you will find a draft report of your allegation of sexual abuse against the former Rev. Robert Kealy. The report is based upon our meeting that took place on October 9, 2007. Thank you again for meeting with Ms. Kathleen Leggdas and me.

I ask that you review the report and make any changes necessary to ensure its accuracy. Please return the draft to me with any changes in the envelope provided. I will then return a final report to you for your signature. Once all signatures are provided, I will return a copy of the final report to you.

[REDACTED] in the interest of expediting this process, I ask that you please return the enclosed report with your changes by October 31, 2007. Please know that you may also respond by October 31st with a written request for a two-week extension to review the report, which then I would ask that you return it to me by November 14th. I have noted this time frame in light of presenting this matter to the Review Board as soon as possible so that this matter may continue forward.

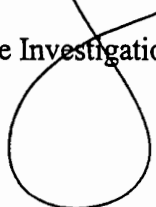
If you have any questions or concerns, please feel free to contact me at [312] 751-5205 or lmcluskey@archchicago.org.

Sincerely,

A handwritten signature in black ink, appearing to read "Leah McCluskey".

Leah McCluskey
Director, Office for Child Abuse Investigations and Review

Enclosure



AOC 016347

Victim Statement Abstract:

This abstract replaces a memorandum to file, prepared by Leah McCluskey of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review and dated October 30, 2007, of a meeting between Ms. McCluskey; Kathleen Leggdas, of the Office of Assistance Ministry, and Victim JE to formalize Victim JE's allegation of sexual abuse by Fr. Robert Kealy when Victim JE was a minor. According to the summary, Victim JE alleged she was abused when she was in the 8th grade at Immaculate Conception parish in 1995. The abuse consisted of four instances of Fr. Kealy removing Victim JE's clothes and touching Victim JE all over her body. According to Victim JE, Fr. Kealy also made Victim JE touch his naked body and engaged in sexual intercourse with her once.

Victim Statement Abstract:

This abstract replaces a letter written by Victim JE and addressed to Leah [McCluskey], which was received by the Archdiocese of Chicago's Office for Child Abuse Investigations and Review on October 30, 2007, in which Victim JE thanks Leah for her role in formalizing Victim JE's allegation of sexual abuse against Fr. Robert Kealy.

FILE COPY

ARCHDIOCESE OF CHICAGO

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-751-5254, general
312-751-8307, fax

October 31, 2007



Dear [REDACTED]


I hope that this letter finds you doing well.

Enclosed you will find a final report of your allegation of sexual misconduct against the former Rev. Robert Kealy. The report is based upon those revisions that we spoke about on the phone and those that you returned to me in the mail. Thank you so much for your additions and changes.

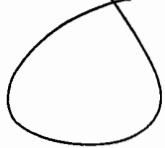
[REDACTED] in the interest of continuing to expedite this process, I ask that you please return the enclosed report with your signature to me by November 14, 2007. I will return a copy of the report to you once those parties indicated on the final page of the report sign it. In the event that I do not receive any response from you by November 14th, I will use the enclosed report and continue to proceed forward with this matter.

If you have any questions, please feel free to contact me at [312] 751-5205.

Sincerely,


Leah McCluskey
Office for Child Abuse Investigations and Review

Enclosure



From: Leah McCluskey
To: Grace, Edward
Date: 11/13/2007 2:57:16 PM
Subject: Allegation to Read

Hello Fr. Grace,

I do have an allegation ready to read to Robert Kealy. Could you please call him with a couple of dates? I am free:

Friday, 11/16 in the morning - OK
Monday, 11/19 in the afternoon - OK - OK Tues

< 1:00 -> 2:30 She now has meeting >
Then I'm on vacation and will not be back in the office until 12/3.

Thank you. Tues 11/20 all day

Leah

11/14/07
Leah Done Mast

From: Edward Grace
To: McCluskey, Leah
Date: 11/14/2007 11:09:06 AM
Subject: Re: Allegation to Read

Leah,

O.K. - I'll wait and see what Bob has to say.

Ed

>>> Leah McCluskey 11/14/2007 11:01 AM >>>
Hello Fr. Grace,

60.

Thanks for the update. However, I now do have a meeting scheduled from 1:30p to 2:30p on Monday, 11/19. I am also free all day Tuesday, 11/20 now as well.

Leah

>>> Edward Grace 11/14/2007 11:00 AM >>>
Leah,

I left Bob a voice mail message asking him to call me. I mentioned I had information to share with him. The dates and times you mentioned are good for me. I will get back to you when I hear from Bob.

Ed

>>> Leah McCluskey 11/13/2007 2:57 PM >>>
Hello Fr. Grace,

I do have an allegation ready to read to Robert Kealy. Could you please call him with a couple of dates? I am free:

60.

Friday, 11/16 in the morning
Monday, 11/19 in the afternoon

ALSO A U DAY TUES. & A

Then I'm on vacation and will not be back in the office until 12/3.

Thank you.

Leah

ARCHDIOCESE OF CHICAGO

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-751-5388
312-751-8307, fax

November 16, 2007



Dear [REDACTED]

Enclosed you will find a finalized copy of your report with all of the necessary signatures.

If you have any questions please contact Leah McCluskey at 312-751-5205.

Thank you for your cooperation in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Ambi Jeffries".

Ambi Jeffries
Secretary, Office for the Protection of Children and Youth

Enclosures

Cc: Matthew Hunnicutt, Assistance Ministry
Rev. Edward Grace, Vicar for Priests
Rev. Daniel Smilanic, Canonical Services

Bc: Jim Serritella, Attorney
John Dmalley, Office of Legal Services

Victim Statement Abstract:

This abstract replaces a series of e-mails between Leah McCluskey, of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review, and Victim JE dated between October 11 and November 16, 2007, in which Ms. McCluskey answers Victim JE's questions regarding where Fr. Robert Kealy is currently living, when the draft report of Victim JE's allegation will be completed and when the allegation will be read to Fr. Kealy.

From: Leah McCluskey
To: Perz, Carolyn
Date: 11/16/2007 3:52 PM
Subject: Request for information

Carolyn,

When you have a chance, could you please contact the DRE at Immaculate Conception and ask if they keep records of kids enrolled in CCD? I am looking for a CCD class list from 1995...as well as a [REDACTED] list from 1997.

Thank you.

Leah

*There are 6 IC Churches in Chicago
emailed Leah 11/19*

Victim Statement Abstract:

This abstract replaces a memorandum to file, prepared by Leah McCluskey of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review and dated November 19, 2007, summarizing a phone call from Victim JE as a follow-up to a voicemail that Victim JE had left on November 16, 2007. Victim JE called to inquire as to Fr. Robert Kealy's response to her allegation of minor sexual abuse that was read to Fr. Kealy on November 16, 2007. Ms. McCluskey informed Victim JE that Fr. Kealy vaguely remembered her name and completely denied that allegation.

From: Leah McCluskey
To: Perz, Carolyn
Date: 11/21/2007 11:00 AM
Subject: Re: Request for information

PR 83

Sorry about that Carolyn...it would be whichever IC that Fr. Kealy was assigned to. It should be on his Vitae in his file. Could you please ask Ambi to look it up for you?

Thanks.

Leah

>>> Carolyn Perz 11/19/2007 2:17 PM >>>

Leah can you tell me which Immaculate Conception? There are 6 listed in the directory.

Carolyn

>>> Leah McCluskey 11/16/2007 3:52 PM >>>

Carolyn,

When you have a chance, could you please contact the DRE at Immaculate Conception and ask if they keep records of kids enrolled in CCD? I am looking for a CCD class list from 1995...as well as a [redacted] list from 1997.

Thank you.

Leah

*Hyland Park
[redacted] - DRE
847-433-2224 / left message to call me 11/21 12:02 PM
847-432-2277 St. James where she teaches
10/26 2:25 PM
She has + will fax.*

*Leah,
I don't know where she chose a name from.
I wouldn't confirm to her it was Kealy when she asked.*

Carolyn



RECEIVED

NOV 28 2007

ARCHDIOCESE OF CHICAGO
OFFICE FOR CHILD ABUSE
INVESTIGATIONS AND REVIEW


Immaculate Conception Parish
770 West Deerfield Road, Highland Park, Illinois 60035
Phone: 847-433-0130 - Fax: 847-433-0669

FAX TRANSMISSION

DATE: November 28, 2007 TIME: 2:15 PM

TO: Carolyn Perz, Office of Protection for Children

FAX NUMBER: 312-751-8307

FROM:  DRE Immaculate Conception
Parish, Highland Park, IL

22 No. Pages Sent (Including Transmission Form)

Unless you notify us to the contrary at (847)433-0130, it is assumed that this transmission was received in its entirety

*All this material is in regard to 

MESSAGE: I had to go through many old storage boxes as this material from over ten years ago was put away. The material I am faxing includes:

- 1)
- 2)
- 3)
- 4)
- 5)
- 6)



Affidavit
Robert L. Kealy
Page Two

same elevation as the outside sidewalk and parking lot, anyone walking by outside can look through the windows and see what is going on in the office.



The Religious Ed program was a strong, autonomous program. Although I exercised guidance of the overall direction of the program and I met with the Religious Education Board, the DRE was in charge of the program.

The DRE, [REDACTED], is a strong, "hands-on" type of director. She was on top of everything that was going on with the Religious Ed program. [REDACTED]



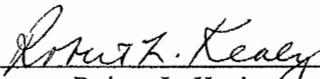
During Religious Ed classes there were adult aides who worked in the receptionist's office where they could see everyone who was coming or going. The staff was very observant. This was the late nineties and everyone was well trained in awareness of student safety.

The evidence demonstrates that [REDACTED] accusations could not be true.

Attached is a copy of the layout of the Parish Center building showing the relative position of the rooms. Also attached are photographs which show the priests' office and other areas of the parish center.

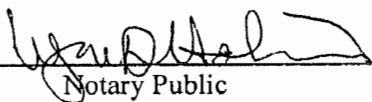
Affidavit
Robert L. Kealy
Page Three

I therefore sign this Affidavit consisting of three pages on this 29th day of
November, 2007.

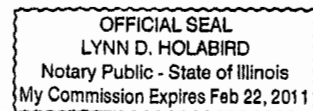


Robert L. Kealy

Subscribed and Sworn to before me
this 29 day of NOVEMBER, 2007



Notary Public



My Commission expires 2/22/2011

Affidavit

Page Two

[REDACTED]
[REDACTED] I am certain that Father Kealy never [REDACTED] for the following reasons:

1. Father Kealy almost never came into the building on Wednesday nights. The only time I can remember him being there was when we had local Jewish students visiting to attend Mass in church. After Mass, Father Kealy met with them and their teachers in church and then these guests visited our classrooms, accompanied by Father Kealy, for a few minutes. I say "minutes" because he never took off his coat in the building.
2. Any time Father Kealy did come into the building, it was noted by me, the teachers, and the parent office volunteers, because it was so rare and would have been discussed as a very unusual occurrence.
3. [REDACTED]
4. I am always talking to students, teachers and parents in the hallways before and after class and monitoring classroom activities during class time. I would have walked past the room where the alleged incidents took place, looking through its glass door, which is practically the whole door. Visibility is excellent from the hallway outside the door and from the windows at street level opposite the door.
5. [REDACTED]

Affidavit

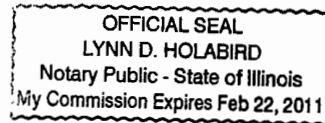
Page Three

I therefore sign this Affidavit consisting of three pages on this 29 day of November, 2007.

Subscribed and Sworn to before me

this 29 day of November, 2007.

Lynn D. Holabird
Notary Public



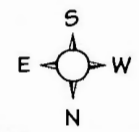
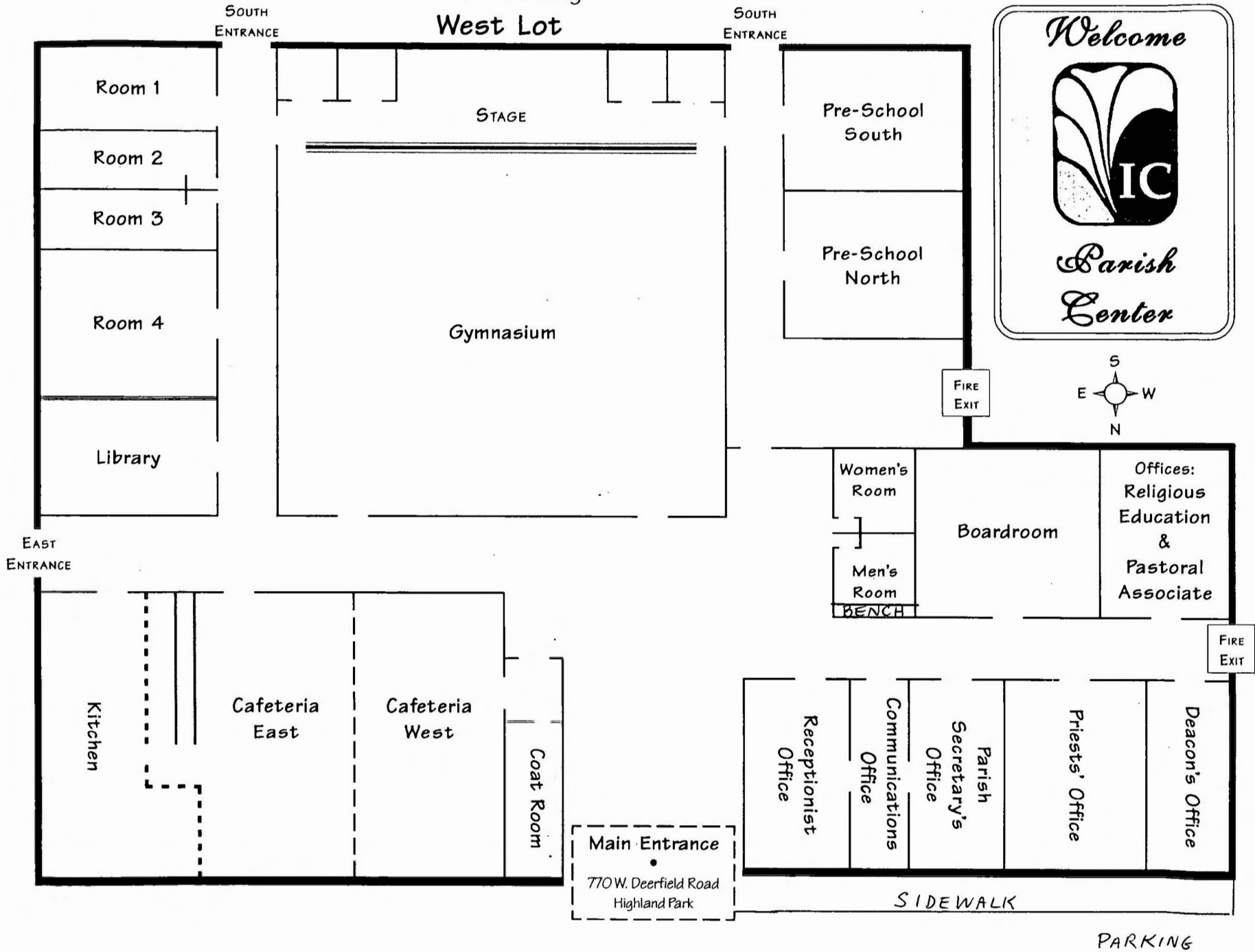
My Commission expires 2/22/2011

Kealy



response received on 12/3/07

Parish Parking
West Lot



FIRE EXIT

FIRE EXIT

Main Entrance
770 W. Deerfield Road
Highland Park

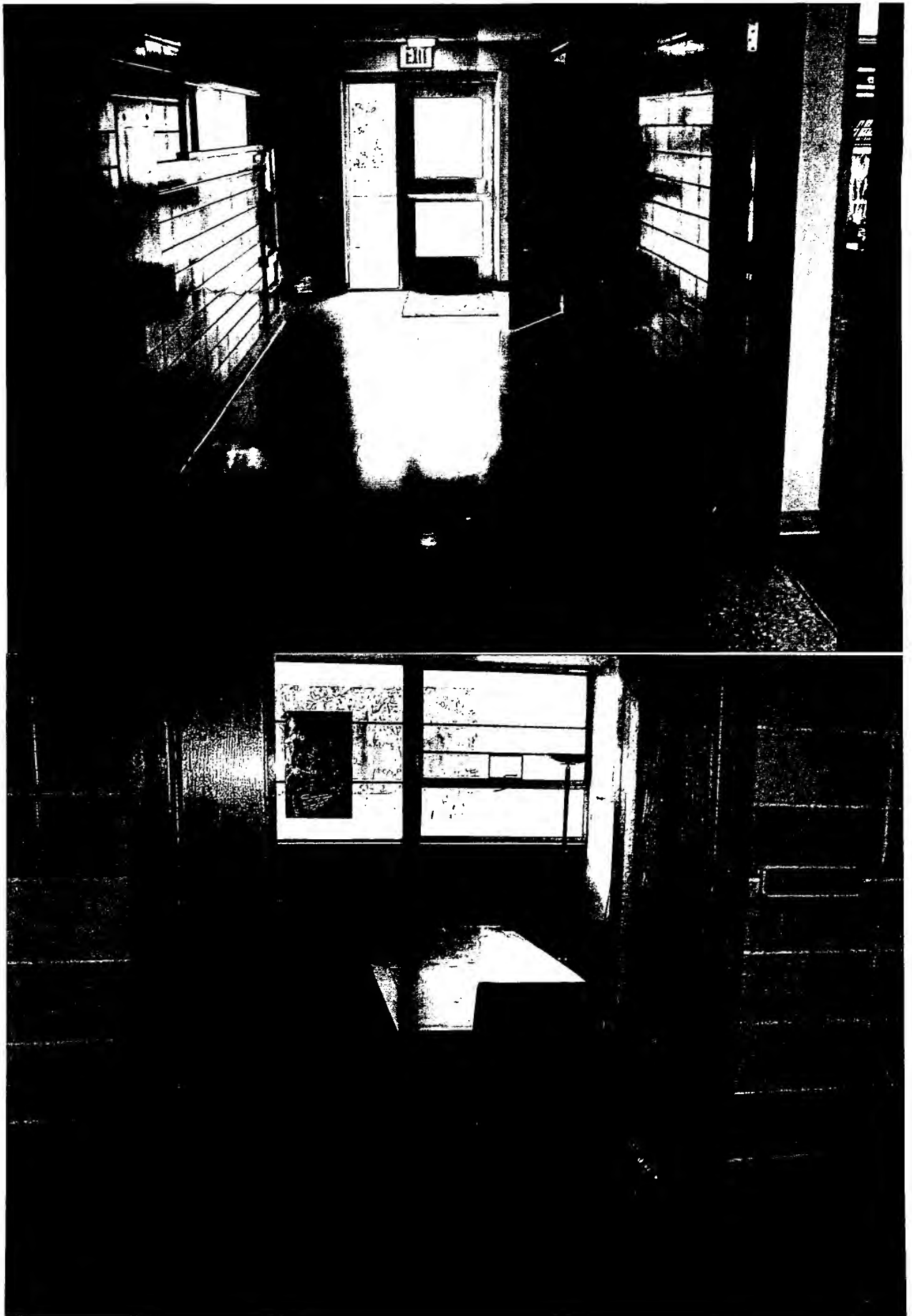
SIDEWALK

PARKING

PHOTOGRAPHS

- #1 Front lobby, showing Receptionist Office**
- #2 Hallway, facing West, showing bench and offices**
- #3 Hallway, facing West, showing full glass door in priests' office on the right**
- #4 View through door of priests' office, facing North, showing conference table and windows**
- #5 View through door of priests' office, facing northeast.**
- #6 From from priests' office, facing doorway to hall.**
- #7 View from desk in priests' office facing conference table**









PATRICK G. REARDON
ATTORNEY AND COUNSELOR AT LAW
SUITE 201
2200 W. LAWRENCE AVENUE
CHICAGO, ILLINOIS 60625

OFFICE 312-372-5716
773-271-5716
FAX 773-728-5734

December 5, 2007

Leah McCluskey
Office for Child Abuse Investigations and Review
737 N. Michigan Avenue - Suite 900
Chicago, Illinois 60690 - 1979

RECEIVED

DEC 03 2007

ARCHDIOCESE OF CHICAGO
OFFICE FOR CHILD ABUSE
INVESTIGATION AND REVIEW

Dear Ms. McCluskey,

Enclosed is are materials in response to the allegation of [REDACTED] against Robert Kealy. Though Mr. Kealy is not in ministry, he has chosen to respond in order to assist the Archdiocese is assessing its response to [REDACTED] and to assure that his reputation is not tarnished by her false accusations.

Mr. Kealy submits his own affidavit and the affidavit of [REDACTED], Director of Religious Education at Immaculate Conception Parish. He also attaches a group of seven photographs of the locations relevant to [REDACTED] statements.

Robert Kealy's affidavit speaks for itself and makes it clear that he entirely denies [REDACTED] false accusations. I believe that the other documentation completely corroborates his statements. Of course if you and the Board of Review have any additional question, please notify me any time and we will try to respond.

Thank you for your attention to this matter.

Sincerely,



Patrick G. Reardon

AOC 016372

ARCHDIOCESE OF CHICAGO

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



RECEIVED

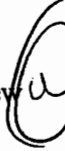
P. O. Box 1979
Chicago, Illinois 60690-1979
312-751-5388
312-751-8307, fax

DEC 9 7 2007

MEMORANDUM

ARCHDIOCESE OF CHICAGO
OFFICE FOR CHILD ABUSE
INVESTIGATIONS AND REVIEW

To: File – PFR- 83

From: Leah McCluskey, Office for Child Abuse Investigations and Review 

Re: **RESPONSE TO [REDACTED] ALLEGATION OF SEXUAL MISCONDUCT AGAINST REV. ROBERT KEALY [RESIGNED]**

Date: December 6, 2007

Date of Conference Call: November 16, 2007

Time of Conference Call: 3:00 pm

Participants in Conference Call

Mr. Robert Kealy
Patrick Reardon, Mr. Kealy's civil attorney
Rev. Edward Grace, Vicar for Priests
Leah McCluskey, Office for Child Abuse Investigations and Review

Conference Call

Rev. Edward Grace made arrangements for the November 16th Conference Call to begin at 3:00 pm. Mr. Kealy planned on being at Mr. Reardon's office and Fr. Grace and I planned on being in our respective offices for the meeting. It was agreed that I would begin the conference call by connecting everyone.

When I reached Mr. Reardon, he informed me that the meeting would begin later than 3:00 pm, as Mr. Kealy was not yet at his office. Mr. Reardon explained that he neglected to inform Mr. Kealy that he had moved offices and as a result, he [Mr. Kealy] was en route to the correct office at 3:00 pm.

By 3:25 pm, Fr. Grace, Mr. Reardon, and Mr. Kealy and I were connected on the conference call. When asked, it was agreed that I would send both Mr. Reardon and Mr. Kealy copies of the Archdiocese of Chicago's updated policies [*§1100 Clerical Sexual Abuse of Minors: Policies for Education, Prevention, Assistance to Victims and Procedures for Determination of Fitness for Ministry*] and [REDACTED] allegation.

I asked Mr. Kealy and Mr. Reardon if either of them had any questions prior to continuing. Both indicated that they did not. I proceeded by reading [REDACTED] allegation against Mr. Kealy in its entirety.

After ^{HEARING} reading the allegation, Mr. Reardon and Mr. Kealy expressed that he "...totally, absolutely, unequivocally..." denies the entire allegation. Mr. Kealy then spoke to some specific sections of [redacted] allegation. As per Mr. Kealy, his office in the school had a complete glass door and was located directly across from the office of the director of the CCD program. Mr. Kealy stated that as a result, it is not possible for the incidents alleged by [redacted] to have taken place [redacted].

[redacted] HE Mr. Kealy stated that Ms. [redacted] allegation is "...totally delusional..."

Mr. Reardon then asked if [redacted] provided the name of her CCD teacher during the described time period. I informed Mr. Reardon that [redacted] stated in the report that she does not remember the name of her teacher. Mr. Kealy then provided the information that [redacted] is the current DRE at Immaculate Conception.

WHO WAS THE DRE THEN,

Mr. Reardon asked me to explain Kathleen Leggdas' role again at the October 9, 2007 meeting. I informed Mr. Reardon that Ms. Leggdas was present on behalf of the Office of Assistance Ministry. Mr. Reardon then verbalized his opinions that some of Ms. Leggdas' questioning of [redacted] [as reflected in the allegation report] was inappropriate.

It was agreed that I would send copies of the allegation to Mr. Reardon and to Mr. Kealy. Mr. Reardon stated that he and Mr. Kealy would then decide if they would make a written response to [redacted] allegation or not.

Fr. Grace and I again thanked Mr. Kealy and Mr. Reardon for their time.

Robert Z. Kealy
Mr. Robert Kealy

12/17/07
Date

Leah McCluskey
Leah McCluskey, Director

1/2/08
Date

Edward P. Grace
Rev. Edward Grace, Vicar for Priests

1/4/08
Date

ARCHDIOCESE OF CHICAGO

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-751-5254, general
312-751-8307, fax

MEMO:

To: Rev. Ed Grace
Rev. Dan Smilanic

From: Santa Garcia

Re: Mr. Robert Kealy

Date: 1/10/08

Enclosed is a copy of the signed Mr. Robert Kealy Response for your perusal. Please contact Leah McCluskey at 312/751-5205 with any questions. Thank you.

Enclosures

OFFICE FOR CHILD ABUSE INVESTIGATIONS AND REVIEW

REVIEW BOARD MEETING

Saturday, January 19, 2008

AGENDA

I. **Approval of Minutes** – October 20, 2007; November 17, 2007

II. **Case Reviews**

Initial Review

A. [REDACTED]

B. In the Matter of Rev. Robert Kealy [Resigned] PFR-83

- Allegation made by [REDACTED]

C. [REDACTED]

D. [REDACTED]

E. [REDACTED]

Review for Cause

F. [REDACTED]

G. [REDACTED]

III. Canonical Updates

- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

IV. Other Matters:

- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

The next Board Meeting is scheduled for Saturday, February 16, 2008

Cc: Matthew Hunnicutt, Office of Assistance Ministry
Rev. Vincent Costello, Vicar for Priests
Rev. Edward Grace, Vicar for Priests
Rev. Daniel Smilanic, Cardinal's Delegate to the Review Board

ARCHDIOCESE OF CHICAGO

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-751-5254, general
312-751-8307, fax

Office for Child Abuse Investigations and Review

Review Board


Saturday, January 19, 2008 9:00 am to 1:00 pm

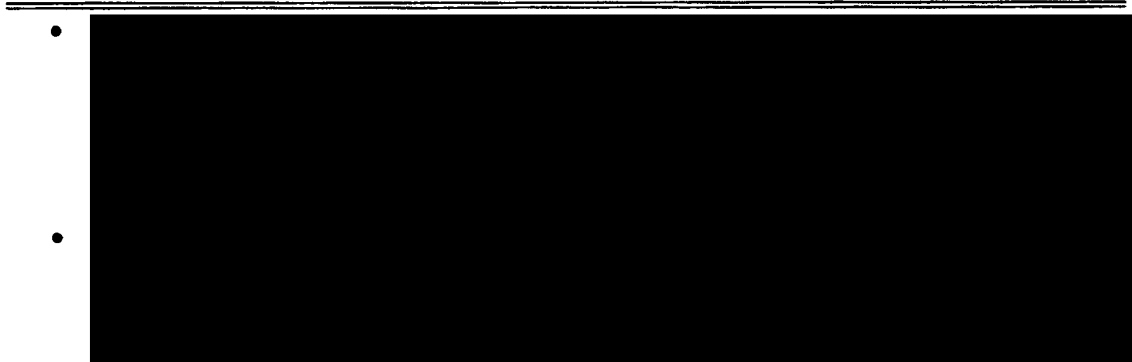
MINUTES

Review Board Members Present:



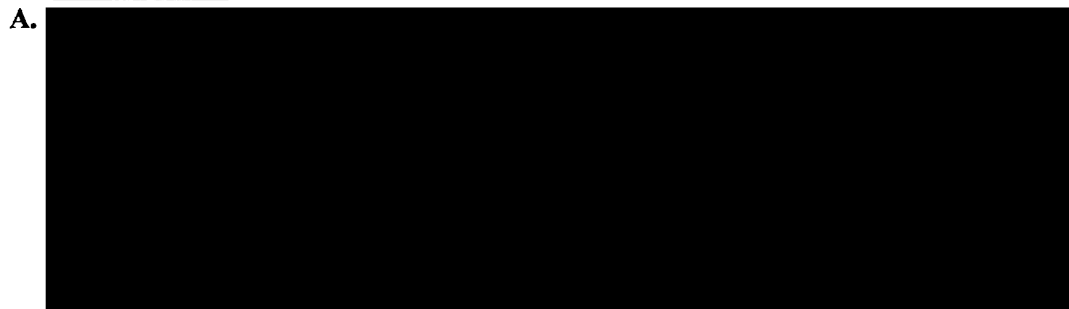
Non-members Present:

Leah McCluskey, Director, Office for Child Abuse Investigations and Review 
Rev. Daniel Smilanic, Cardinal's Delegate to the Review Board



- I. **Approval of Minutes** – October 20, 2007 [revised] and November 17, 2007
 - October 20, 2007 [revised] and November 17, 2007 minutes approved

- II. **Case Reviews**
Initial Review



B. In the Matter of Rev. Robert Kealy [Resigned 2006] – PFR - 83

The Review Board conducted an Initial Review of [REDACTED] allegation of the sexual abuse of a minor by Rev. Robert Kealy. A summary of the allegation is as follows: four incidents of abuse: [REDACTED]

Fr. Smilanic and Ms. McCluskey informed the Review Board that there is a pending Grand Jury investigation of this matter in Lake County. The clarification was made that the matter has not been taken to the Grand Jury, but that the Lake County State's Attorney's Office has opened an investigation into this matter.

When informed that the Lake County State's Attorney's Office has opened an investigation into this matter, the Review Board recommended that the Archdiocesan investigation should be deferred so as not to interfere with the investigation conducted by public authorities pursuant to Article §1104.9.1. (4) Questions for Review.

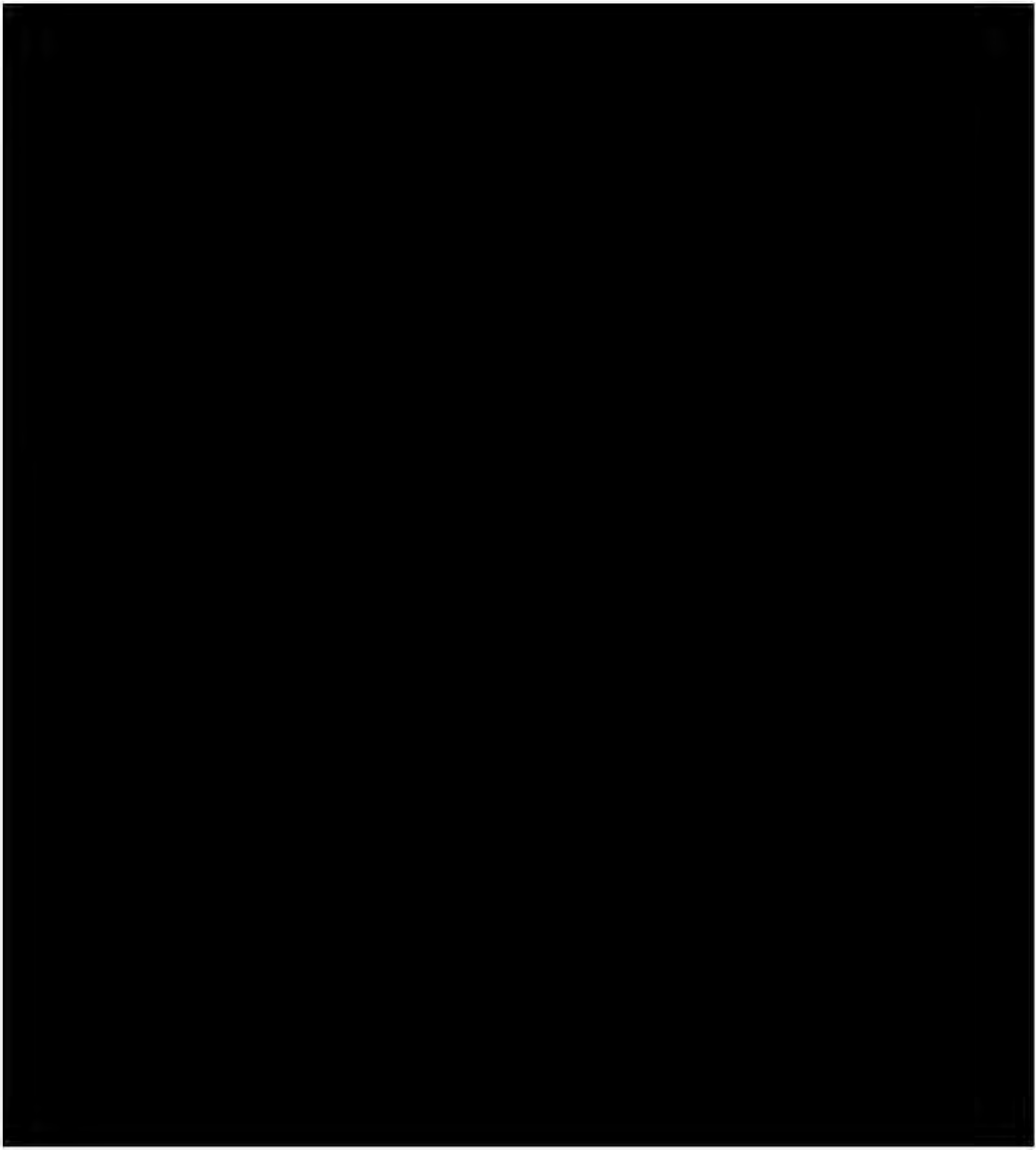
In a 9-0 vote in light of the information presented, the Board determined that this matter warrants additional investigation. The Board also directed Ms. McCluskey to do the following: do the following:

- Write a letter to the Lake County State's Attorney asking that she be notified when the Archdiocese of Chicago may continue forward with its investigation of this matter
- To inform [REDACTED] in writing that the archdiocesan investigation of this matter is unable to continue until notification is received from the Lake County State's Attorney's Office that its investigation is concluded

C. [REDACTED]

D.

E.



Review for Cause

F.



G.



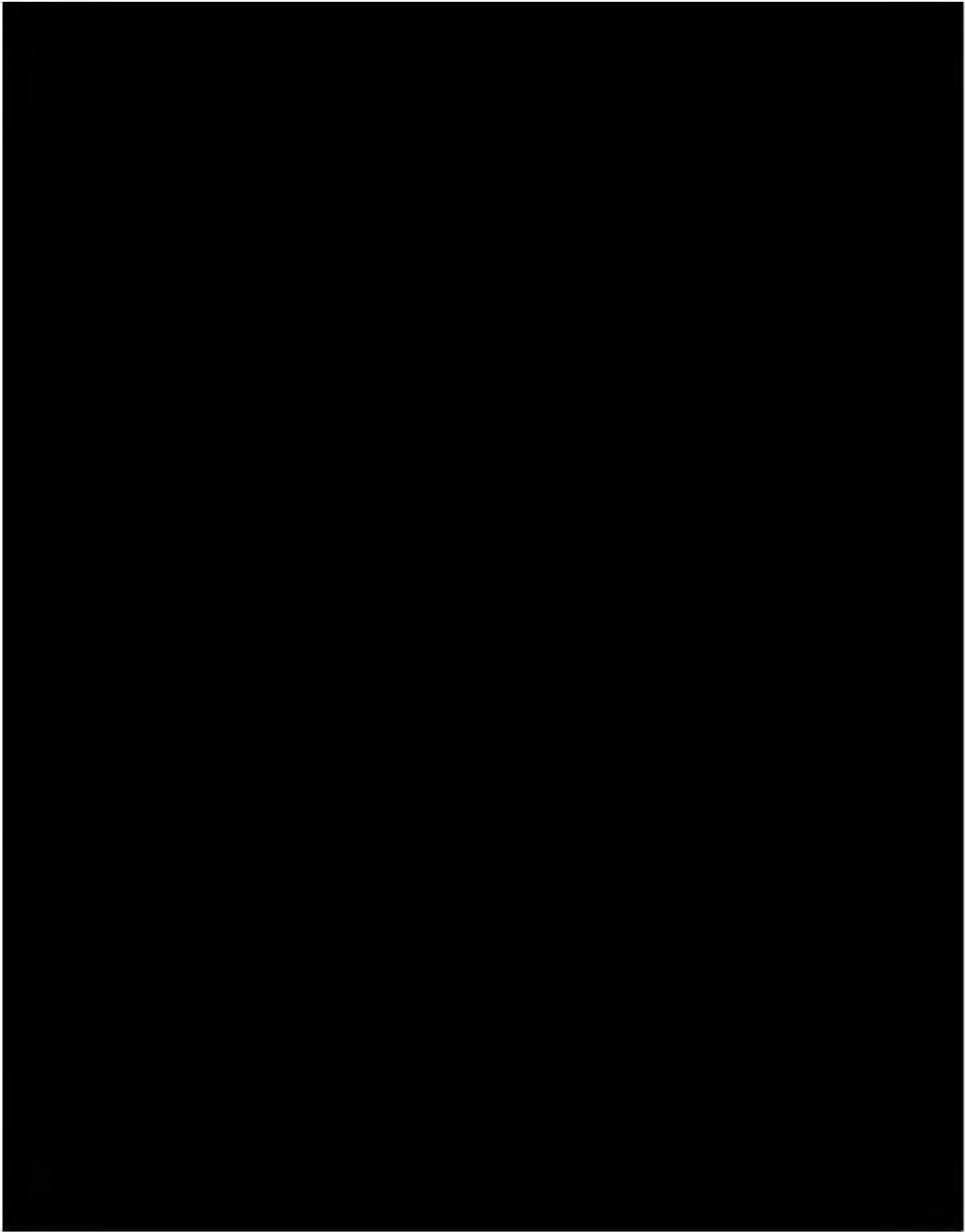
III. Canonical Updates

- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]

IV. Other Matters

- [Redacted]
- [Redacted]
- [Redacted]

-
-
-
-
-
-



Next scheduled meeting is Saturday, February 16, 2008 at 9:00 a.m.

RECEIVED

JAN 23 2008

ARCHDIOCESE OF CHICAGO
OFFICE FOR CHILD ABUSE
INVESTIGATIONS AND REVIEW

BURKE, WARREN, MACKAY & SERRITELLA, P.C.

22ND FLOOR, IBM PLAZA
330 N. WABASH AVENUE
CHICAGO, ILLINOIS 60611-3607

TELEPHONE (312) 840-7000
FACSIMILE (312) 840-7900
www.burkelaw.com

JAY R. FRANKE
DIRECT DIAL NUMBER: (312) 840-7092
E-MAIL: jfranke@burkelaw.com

January 22, 2008

VIA FEDERAL EXPRESS

Mr. Mark Pleasant
Special Investigator
Office of the Lake County State's Attorney
18 N. County St.
Waukegan, IL 60085

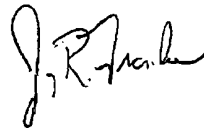
Re: [REDACTED] / Rev. Robert L. Kealy

Dear Mr. Pleasant:

Enclosed find materials regarding the above matter. We have agreed that we will hold this subpoena open pending further processing of the allegation by the Archdiocesan Office of Child Abuse Investigation and Review. However, the Archdiocese will not (as is its general policy) investigate a matter under review by a State's Attorney office, so the Archdiocese is not likely to generate more documents until your investigation is completed.

I will calendar a call to you in early February to ask about the status of your work. If there is anything further that we can do, please do not hesitate to ask.

Very truly yours,



Jay R. Franke

cc: John C. O'Malley (via facsimile)
Leah McCluskey (via facsimile)

ARCHDIOCESE OF CHICAGO

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-751-5254, general
312-751-8307, fax

January 23, 2008

RECEIVED

JAN 28 2008

ARCHDIOCESE OF CHICAGO
OFFICE FOR CHILD ABUSE
INVESTIGATIONS AND REVIEW

Cardinal Francis George, O.M.I.
Archbishop of Chicago
155 E. Superior Street
Chicago, Illinois 60611

Dear Cardinal George,

Please be advised that the independent Review Board met on January 19, 2008 and conducted an Initial Review of [REDACTED] allegation of sexual misconduct against the former Rev. Robert Kealy pursuant to Article §1104.9 of the Review Process for Continuation of Ministry. Mr. Kealy is a resigned priest of the Archdiocese of Chicago.

The Board made the determination that in light of the information presented, this matter warrants additional investigation. When informed that the Lake County State's Attorney's Office has opened an investigation into this matter, the Board recommended that the Archdiocesan investigation should be deferred so as not to interfere with the investigation conducted by public authorities pursuant to Article §1104.9.1. (4) Questions for Review. Once informed by the Lake County State's Attorney's Office of the end of its investigation, this and other additional information obtained will be presented to the Board along with all other information regarding this matter for a Review for Cause.

If you have any questions, please feel free to contact me at [312] 751-5205.

Sincerely,

Leah McCluskey

Director, Office for Child Abuse Investigations and Review

*Accept this
recommendation.
F. J. J.
Jan. 24, 2008*

ARCHDIOCESE OF CHICAGO

Vicar for Priests



645 N. Michigan Ave.
Suite 543
Chicago, Illinois 60611

(312) 642-1837
Fax: (312) 642-4933

MEMORANDUM

To: File
From: Ed Grace
Re: Robert Kealy
Date: February 5, 2008

Today Bob Kealy called and asked about the current status of the investigation into the recent allegation of sexual abuse made against him. I told Bob that, although I had not seen a written memo, my understanding was:

- The matter was presented to the Review Board at its most recent meeting
- The board found and the Cardinal accepted that the matter needed further investigation
- Our investigation would not go forward until the Lake County State's Attorney completed his investigation of the matter.

CC: Leah McCluskey

*Via Inter office mail
2/5/08. EG*

ARCHDIOCESE OF CHICAGO

FILE COPY

P7R-83

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-751-5254, general
312-751-8307, fax

February 6, 2008



Dear [REDACTED]

Please be advised that the independent Review Board met on January 19, 2008 and conducted an Initial Review of your allegation of sexual misconduct against the former Rev. Robert Kealy pursuant to Article §1104.9 of the Review Process for Continuation of Ministry. Mr. Kealy is a resigned priest of the Archdiocese of Chicago.

Cardinal George has accepted the Review Board's determination that in light of the information presented, additional investigation is warranted. Meaning, the Board determined that based upon the information presented for their review, there is cause to continue to investigate this matter.

The Cardinal also accepted the Board's recommendation that the Archdiocesan investigation of this matter is deferred so as not to interfere with the investigation conducted by public authorities pursuant to Article §1104.9.1 (4) Questions for Review. Once informed by the Lake County State's Attorney's Office of the end of its investigation, this and any additional information that you forward to my attention will be presented to the Board at a Review for Cause of this matter.

If you have any questions, please feel free to contact me at any time. I may be reached at [312] 751-5205. Also, please know that the staff of the Office of Assistance Ministry continues to be available to you and may be reached at [312] 751-8267.

Sincerely,

Leah McCluskey
Director, Office for Child Abuse Investigations and Review

Cc Matt Hunnicutt, Office of Assistance Ministry

Bcc: John O'Malley
James Serritella

FILE COPY P7R-83

ARCHDIOCESE OF CHICAGO

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-751-5254, general
312-751-8307, fax

February 6, 2008

Mr. Robert Kealy



Dear Mr. Kealy,

Please be advised that the independent Review Board met on January 19, 2008 and conducted an Initial Review of [REDACTED] allegation of sexual misconduct against you pursuant to Article §1104.9 of the Review Process for Continuation of Ministry.

Cardinal George has accepted the Review Board's determination that in light of the information presented, additional investigation is warranted. Meaning, the Board determined that based upon the information presented for their review, there is cause to continue to investigate this matter.

The Cardinal also accepted the Board's recommendation that the Archdiocesan investigation of this matter is deferred so as not to interfere with the investigation conducted by public authorities pursuant to Article §1104.9.1 (4) Questions for Review. Once informed by the Lake County State's Attorney's Office of the end of its investigation, this and any additional information that you forward to my attention will be presented to the Board at a Review for Cause of this matter.

If you have any questions, please feel free to contact me at any time. I may be reached at [312] 751-5205. Also, please know that Rev. Edward Grace, Vicar for Priests continues to be available to you and may be reached at [312] 642-1837.

Sincerely,

Leah McCluskey
Director, Office for Child Abuse Investigations and Review

Cc Rev. Edward Grace, Vicar for Priests
Patrick Reardon, civil attorney

Bcc: John O'Malley
James Serritella

From: [REDACTED]
To: "Edward Grace" <egrace@archchicago.org>
Date: 6/16/2008 2:43 PM
Subject: Re: PFR 83 Kealy - [REDACTED]

Father Grace,
I have started to contact the priests, left messages and have an appointment with Fthr. [REDACTED]. Thanks Rich Lapinski

Mon, 16 Jun 2008 11:20:55 -0500, Edward Grace wrote
> Rich,

>
> I have spoken with all three of the priests, giving them your name
> and asking their co-operation. - They are expecting your call.

>
> Ed Grace

>
> >>> <[REDACTED]> 6/11/2008 9:36 AM >>>

> Father Grace,
> I'll be contacting the priests you mentioned in the Kealy
> allegation. If you would like to call them and give them a heads up
> that's fine. I'll be calling late this week or early next week.

> Thanks, Rich Lapinski
>> Jim and All,
>>

>> The priests assigned to Immaculate Conception, Highland Park were:
>>

>> 1995
>>

>> Robert Kealy,
>>

>> John E. O'Brien (ordained - '50 - now retired)
>> Bishop Lyne Residence
>> 12230 S. Will-Cook Rd.
>> Palos Park, IL 60464
>> [REDACTED]
>>

>> Alec J. Wolff ('81)
>> Congregation of the Oratory of St. Philip Neri
>> 1590 Green Bay Rd.,
>> Highland Park, IL 60035
>> [REDACTED]
>>

>> Michael G. McGovern ('94)
>> Pastor, St. Mary Parish
>> 175 E. Illinois Rd.,
>> Lake Forest, IL 60045-1998
>> [REDACTED]
>>

>> Edward J. Kelly
>> Deceased 2/4/95
>>
>> 1996-1997
>>

>> Robert Kealy
>>
>> John E. O'Brien

>> See above

>>

>> Alec J. Wolff

>> See above

>>

>> If you are going to contact these men let me know and I will try

> and

>> contact them first to introduce you, unless you would rather I did

> not.

>>

>> Ed Grace

>>

>> >>> Jim Molloy <[REDACTED]> 6/3/2008 12:22 PM >>>

>> Father Grace,

>>

>> We are looking for the names of the priests who were assigned with

>> Father Kealy at Immaculate Conception (Highland Park) in 1995, 1996

>> and 1997. Rich Lapinski will be the investigator assigned to this

> matter.

>>

>> Thank you,

>>

>> Jim Molloy

>

> --

>

[REDACTED]

--

[REDACTED]



RECEIVED

JUL 14 2008

ARCHDIOCESE OF CHICAGO
OFFICE FOR CHILD ABUSE
INVESTIGATIONS AND REVIEW

OFFICE OF THE
STATE'S ATTORNEY
LAKE COUNTY, ILLINOIS
MICHAEL J. WALLER
STATE'S ATTORNEY

Lake County Building
18 N. County Street
Waukegan, Illinois 60085-4363
(847) 377-3000 Main/Felony Fax (847) 360-1538
Misdemeanor/Traffic Fax (847) 625-7129

June 17, 2008



Dear [Redacted]:

Thank you for taking the opportunity to meet with myself and Investigator Pleasant from the Lake County Children's Advocacy Center. The Lake County State's Attorney's Office has had an opportunity to review all the materials provided by the Archdiocese of Chicago regarding Rev. Robert L. Kealy. We also reviewed documentation specific to your allegations of sexual misconduct and interviewed you regarding Rev. Robert L. Kealy.

Based on your age at the time of first reporting in 2007; and the time frame of the sexual misconduct, pursuant to 720 ILCS 5/3-6; the case is criminally barred by the Statute of Limitations. For clarification, the Statute of Limitations that applies is the one that was in effect at the time of the incident, as well as the statute in effect on April 28, 2002, the day prior to your turning 19 years of age. Both of those limitations periods place your allegations outside of the extended limitations for criminal sexual assault to victims under the age of 18, 720 ILCS 5/3-6(i).

As a result, the Lake County State's Attorneys Office declines criminal prosecution of this matter based on the offense date being outside of the Statute of Limitations. This should not be construed as a comment regarding the veracity of the allegations made by you against Rev. Robert L. Kealy. I wish you the best of luck in your future endeavors.

Sincerely,

Patricia S. Fix
Chief, Felony Trial Division

cc: Leah McCluskey, Office for Child Abuse Investigations and Review ✓
John O'Malley, Director of Legal Services

Felony Review Division
Robert H. Babcox
Justice Center
20 S. County Street
Waukegan, IL 60085
(847) 377-3025
Fax - (847) 263-6179

Civil Division
18 N. County Street
Waukegan, IL 60085
(847) 377-3050
Fax - (847) 360-0661

Child Support Enforcement
33 N. County Street
Waukegan, IL 60085
(847) 377-3131
Fax - (847) 360-1097

Children's Advocacy Center
123 N. O'Plaine Rd.
Gurnee, IL 60031
(847) 377-3155
Fax - (847) 360-6850

Juvenile Trial Division
Robert W. Depke
Juvenile Justice Complex
24647 N. Milwaukee Avenue
Vernon Hills, IL 60061
(847) 377-7850
Fax - (847) 634-8831

From: Leah McCluskey
To: harvey@hillardheintze.com
Date: 7/9/2008 10:23:37 AM
Subject: Follow up on report

Hi Harvey,

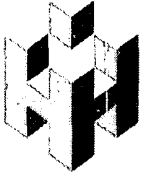
Hope that you had a relaxing holiday weekend.

I just wanted to touch base with you so see where you were at with the final report of the Kealy/ [REDACTED] matter. If it is at all possible, I would like to request to have it no later than July 23rd. Could you please let me know?

Thank you.

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
737 N. Michigan Ave., Suite 900
Chicago, Illinois 60611
Office: [312] 751-5205
Fax: [312] 751-5279
lmcluskey@archchicago.org



July 15, 2008

Ms. Leah R. McCluskey
Director
Office for Child Abuse Investigations and Review
ARCHDIOCESE OF CHICAGO
737 North Michigan Avenue, Suite 900
Chicago, Illinois, 60611

RECEIVED

JUL 15 2008

ARCHDIOCESE OF CHICAGO
OFFICE FOR CHILD ABUSE
INVESTIGATIONS AND REVIEW

Reference: PFR – 83: Fr. Kealy/[REDACTED]

Dear Ms. McCluskey:

On May 23, 2008 Hillard Heintze received a request for assistance in the matter of [REDACTED] allegation of sexual abuse of a minor against the former Rev. Robert Kealy while he was the pastor of Immaculate Conception in Highland Park, Illinois.

Following a review of the documents provided by the Office of Child Abuse Investigations and Review, Investigator Richard Lapinski was assigned to conduct interviews and site visits to determine facts of this allegation. This process is on-going. To date, interviews of several pertinent witnesses have been completed. Others, who may have direct knowledge of key components of the allegations, are still being sought.

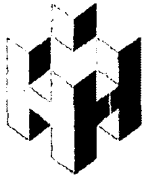
On June 3, 2008, Senior V.P. Harvey Radney initiated a limited background investigation of the accuser [REDACTED]. The scope of this limited background investigation included reviewing various on-line resources and multi-proprietary databases using personal identifier information. Federal and state civil, criminal and bankruptcy litigation records, as well as a review of recorded documents for liens and judgments were queried.

In summary, Hillard Heintze identified no record of a criminal history against [REDACTED]. Additionally, no current or past civil court proceedings, bankruptcies, liens, judgments or lawsuits against [REDACTED] were found. No other derogatory information was uncovered during the course of this investigation.

On June 18, 2008, Investigator Lapinski went to Immaculate Conception Parish Center in Highland Park and was given open access and tours of the facility by Fr. [REDACTED] and [REDACTED]. The priests' office [REDACTED] has a large glass window in the door that is approximately 5' by 3'. This door with glass can be seen in photos #5 and #6 submitted by Fr. Kealy. The only hallway in the office area of the parish center is directly outside this door. Any activity in the priests' office is visible from the hallway, except for a small area in the southwest corner of the office. [REDACTED]

10 SOUTH WACKER DRIVE
SUITE 1125
CHICAGO, ILLINOIS 60606
312.869.8500

AOC 016393



Fr. [REDACTED] was interviewed by Investigator Lapinski. While Fr. [REDACTED] never served at Immaculate Conception with Fr. Kealy he recalled Fr. Kealy from his visits to the parish for special events. Fr. [REDACTED] did not recall [REDACTED] or the [REDACTED] family. Fr. [REDACTED] stated he has no knowledge of the allegations but has never observed, or had reported to him, any unusual or deviant behavior by Fr. Kealy.

We still need to contact teachers who taught the CCD classes. Several names reviewed are [REDACTED]. Messages have been left for [REDACTED]. There has been no response at the time of this report. Efforts continue to locate others. These teachers remain a significant resource in this investigation in that they may be able to substantiate or refute [REDACTED].

Other concerns surrounding this investigation include the following:

- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- The area where the alleged incidents occurred appears to be an unlikely and improbable location for the described incidents.

Leah, we are still actively pursuing this investigation. Having someone from your office contact [REDACTED] to assist in obtaining contact information for former teachers at the CCD classes might prove helpful. We managed to find current information for the [REDACTED] family. Lapinski has spoken to the parents of [REDACTED] (who has since married) on three occasions asking her to call. So far she has not responded.

Respectfully,

Harvey Radney
HILLARD HEINTZE

10 SOUTH WACKER DRIVE
SUITE 1125
CHICAGO, ILLINOIS 60606
312.869.8500

From: Leah McCluskey
To: harvey@hillardheintze.com
Date: 7/18/2008 2:24:19 PM
Subject: Re: PFR - 83

Hi Harvey,

I called the main number for Immaculate Conception listed in the directory [847 433-0130] in attempts to reach [REDACTED], DRE. I wound up speaking with Deacon [REDACTED] who informed me is the new DRE of the parish, as [REDACTED] has left the position.

I explained who I was and that an investigative firm working with our offices had interviewed [REDACTED] in regards to a matter that allegedly occurred years ago [I wanted to demonstrate for Deacon [REDACTED] that this was not an allegation of current abuse in the parish]. I asked Deacon [REDACTED] if he knew if there was some sort of documented history of past CCD teachers at the parish. Deacon [REDACTED] did not seem to know of such a history, but said that he has been a parishioner there for 20 years and would be willing to have me "throw" some names at him to see if he knew them.

I told him that the names you had surfaced were:

[REDACTED]

The only name familiar to Deacon [REDACTED] was [REDACTED]. When asked, he provided me with her phone number from the parish directory: [REDACTED].

I gave Deacon [REDACTED] my name and phone number for reference. He asked that we call him any time if there is anything else that he might be able to assist with.

Hope that helps Harvey.

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
737 N. Michigan Ave., Suite 900
Chicago, Illinois 60611
Office: [312] 751-5205
Fax: [312] 751-5279
lmcccluskey@archchicago.org

>>> <harvey@hillardheintze.com> 7/18/2008 11:10 AM >>>

Leah that would be great. If we could locate and interview [REDACTED] CCD teacher it could be very helpful in determining the facts.

Harvey
Sent from my Verizon Wireless BlackBerry

-----Original Message-----

From: "Leah McCluskey" <lmcccluskey@archchicago.org>

Date: Fri, 18 Jul 2008 10:43:53
To: Harvey Radney <harvey@hillardheintze.com>
Subject: PFR - 83

Hello Harvey,

Just wanted to follow up with you after receiving your 7/15/08 report summary. Looking at the closing paragraph of your letter, I wanted to ask if you still needed someone from this office/me to contact [REDACTED] "to assist in obtaining contact information for former teachers at the CCD classes."

If you still need this assistance, please let me know and I would be happy to place a call to [REDACTED].

Thank you!

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
737 N. Michigan Ave., Suite 900
Chicago, Illinois 60611
Office: [312] 751-5205
Fax: [312] 751-5279
lmcccluskey@archchicago.org

From: "Harvey Radney" <harvey@hillardheintze.com>
To: "Leah McCluskey" <lmcccluskey@archchicago.org>
Date: 7/24/2008 1:26:28 PM
Subject: RE: Follow up

Roger...I'll get the [REDACTED] final report to you by 8/6/08 so Santa can put it in the packets.

Enjoy your vacation...wish it were me.

Harvey

-----Original Message-----

From: Leah McCluskey [mailto:lmcccluskey@archchicago.org]
Sent: Thursday, July 24, 2008 12:12 PM
To: Harvey Radney
Subject: RE: Follow up

Hi Harvey,

The Review for Cause of this matter is scheduled to be before the Board on 8/16/08. I leave for vacation on Tuesday, 7/29 and am assembling the packets for 8/16 before I leave. Santa will be mailing out the packets the morning of 8/7/08.

So if it would be possible, I would request a report of all information you have by 8/6 and I could review it via e-mail and forward it to Santa to put into the packets. I am out of town from 7/29 through 8/4 and then will be up at Mundelein at a conference from 8/5 through 8/7.

As always, thank you for all of your work on this.

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
737 N. Michigan Ave., Suite 900
Chicago, Illinois 60611
Office: [312] 751-5205
Fax: [312] 751-5279
lmcccluskey@archchicago.org

>>> "Harvey Radney" <harvey@hillardheintze.com> 7/24/2008 12:05 PM >>>

Hi Leah:

I had a due date for PFR-83 recorded on my notes as 8/16/08. We are still attempting to contact teachers who taught CCD classes at the school.

If you need the final report sooner, I'll get it to you ASAP.

Harvey

-----Original Message-----

From: Leah McCluskey [mailto:lmcccluskey@archchicago.org]
Sent: Thursday, July 24, 2008 11:51 AM
To: Harvey Radney
Subject: Follow up

Hi Harvey,

I just wanted to check to see where you were at with the final report for PFR - 83 Kealy/ [REDACTED] I have in my notes that we talked about 7/23/08 as a deadline--I can't remember if we talked about an alternate date.

Thank you!

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
737 N. Michigan Ave., Suite 900
Chicago, Illinois 60611
Office: [312] 751-5205
Fax: [312] 751-5279
lmcccluskey@archchicago.org

Office for Child Abuse Investigations and Review

**Review Board Meeting
Saturday, August 16, 2008 9:00 am to 1:00 pm**

MINUTES

Review Board Members Present:

[REDACTED]

Review Board Members Not Present:

[REDACTED]

Non-members Present:

Leah McCluskey, Director, Office for Child Abuse Investigations and Review
Rev. Daniel Smilanic, Archbishop's Delegate to the Review Board

I. Approval of Minutes

- June 28, 2008 - Minutes approved
- July 15, 2008 – Minutes approved

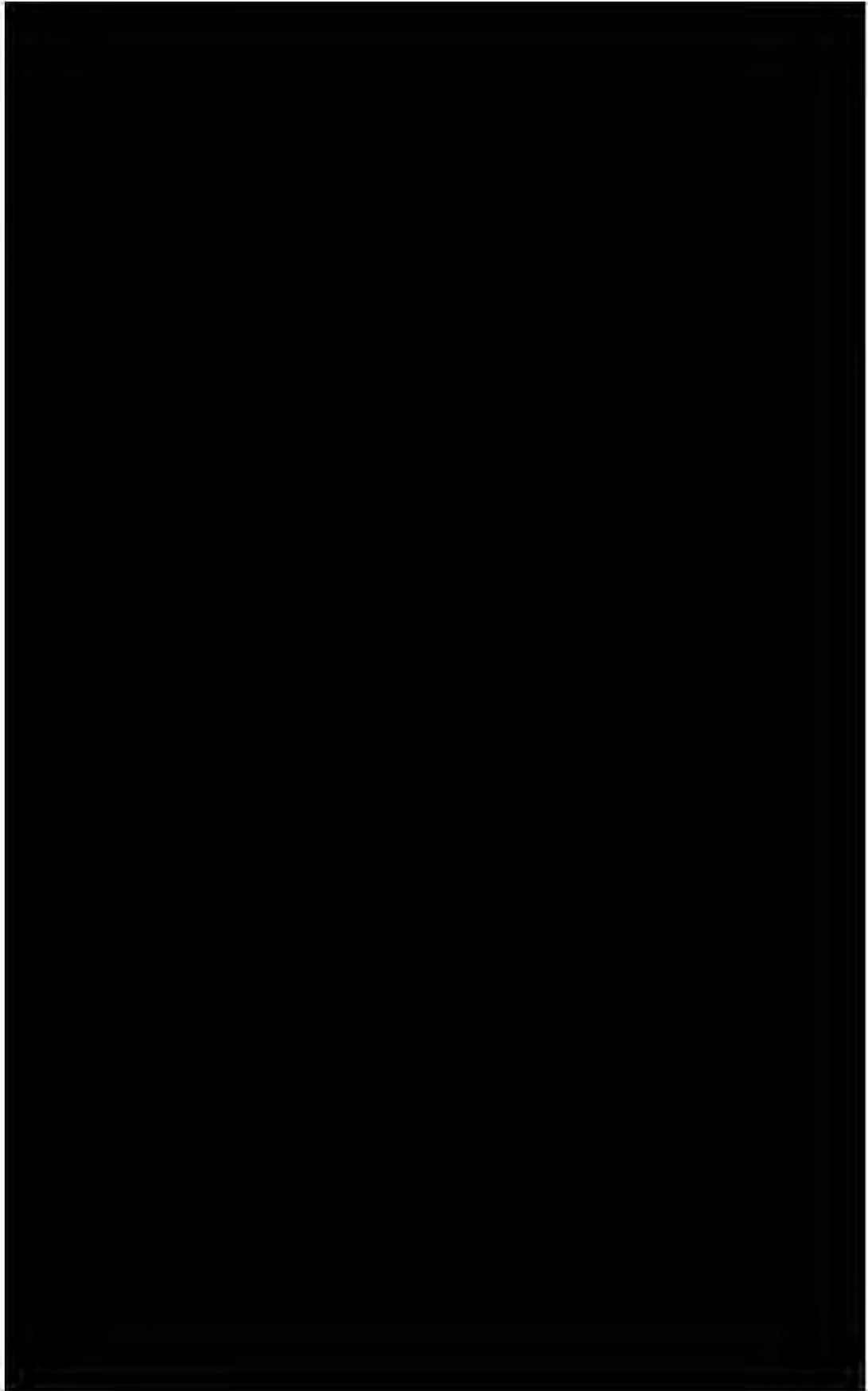
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

**II. Case Reviews
Initial Review**

- A. [REDACTED]

B.

C.



[REDACTED]

Review for Cause

D. [REDACTED]

E. [REDACTED]

F. In the Matter of Rev. Robert Louis Kealy [Withdrawn 2002] - PFR - 83
The Review Board conducted a Review for Cause of [REDACTED] allegation of the sexual abuse of a minor against the former Rev. Robert Kealy. A summary of the allegation is as follows: four incidents of abuse: [REDACTED]

[REDACTED]

The Board discussed the information presented to it. Discussion led to one member sharing the information that [REDACTED]

[REDACTED] When asked if any of the clerics knew Fr. Kealy, Fr. Smilanic stated that Fr. Kealy was one year ahead of him in the seminary. [REDACTED]
[REDACTED]

In an 8-0 vote in light of the information presented, the Board determined that there is insufficient reason to suspect that the former Fr. Kealy sexually abused [REDACTED]

III. Other Matters

[REDACTED]

Next scheduled meeting is Saturday, September 13, 2008 at 9:00 a.m.

ARCHDIOCESE OF CHICAGO

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-751-5254, general
312-751-8307, fax

August 18, 2008

RECEIVED

AUG 22 2008

ARCHDIOCESE OF CHICAGO
OFFICE FOR CHILD ABUSE
INVESTIGATIONS AND REVIEW

Cardinal Francis George, O.M.I.
Archbishop of Chicago
155 E. Superior Street
Chicago, Illinois 60611

Dear Cardinal George,

Please be advised that the independent Review Board met on August 16, 2008 and conducted a Review for Cause of [REDACTED] allegation of sexual misconduct against the former Rev. Robert Kealy pursuant to Article §1104.10 of the Review Process for Continuation of Ministry. Mr. Kealy is a resigned priest of the Archdiocese of Chicago.

The Board made the determination that in light of the information presented, there is insufficient reason to suspect that the accused engaged in the sexual abuse of [REDACTED] and that the file should be closed.

If you have any questions, please feel free to contact me at [312] 751-5205.

Sincerely,

A handwritten signature in black ink, appearing to read "Leah McCluskey".

Leah McCluskey
Director, Office for Child Abuse Investigations and Review

*I accept the
determination.
Fady
Aug 22 2008*

AOC 016405

RECEIVED

NOV 19 1964

INVESTIGATIVE AND CONTROL
OFFICE FOR CHILD ABUSE
DEPARTMENT OF JUSTICE

Wp

ARCHDIOCESE OF CHICAGO

FILE COPY

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-751-5254, general
312-751-8307, fax

August 26, 2008

Mr. Robert Kealy
[REDACTED]

Dear Mr. Kealy,

Please be advised that the independent Review Board met on August 16, 2008 and conducted a Review for Cause of [REDACTED] allegation of sexual misconduct against you pursuant to Article §1104.10 of the Review Process for Continuation of Ministry.

At a Review for Cause the Review Board determines, based on the information that has been gathered and made available to it, whether there is reasonable cause to suspect that the accused priest engaged in the sexual misconduct of a minor.

In the Review for Cause of this matter on August 16th, the Board determined that there is insufficient reason to suspect that you engaged in the sexual abuse of [REDACTED]. Cardinal George has accepted the Board's determination.

If you have any questions, please feel free to contact me at any time. I may be reached at [312] 751-5205. Also, please know that your Vicar for Priests Rev. Edward Grace continues to be available to you and may be reached at [312] 642-1837.

Sincerely,

Leah McCluskey
Director, Office for Child Abuse Investigations and Review

Cc Rev. Edward Grace, Vicar for Priests
Patrick Reardon, civil attorney

Bcc: John O'Malley
James Serritella

ARCHDIOCESE OF CHICAGO

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



FILE COPY
P. O. Box 1979
Chicago, Illinois 60690-1979
312-751-5254, general
312-751-8307, fax

August 26, 2008



Dear [REDACTED],

Please be advised that the independent Review Board met on August 16, 2008 and conducted a Review for Cause of your allegation of sexual misconduct against the former Rev. Robert Kealy pursuant to Article §1104.10 of the Review Process for Continuation of Ministry. Mr. Kealy is a resigned priest of the Archdiocese of Chicago.

At a Review for Cause the Review Board determines, based on the information that has been gathered and made available to it, whether there is reasonable cause to suspect that the accused priest engaged in the sexual misconduct of a minor.

In the Review for Cause of this matter on August 16th, the Board determined that there is insufficient reason to suspect that Fr. Kealy sexually abused you. Cardinal George has accepted the Board's determination.

If you have any questions, please feel free to contact me at any time. I may be reached at [312] 751-5205. Also, please know that the staff of the Office of Assistance Ministry continues to be available to you and may be reached at [312] 751-8267.

Sincerely,

A handwritten signature in black ink that reads "Leah McCluskey".

Leah McCluskey
Director, Office for Child Abuse Investigations and Review

Cc Matt Hunnicutt, Office of Assistance Ministry

Bcc: John O'Malley
James Serritella

AOC 016408

From: Kathleen Leggdas
To: Hunnicutt, Matthew; McCluskey, Leah
Date: 8/28/2008 10:10:22 AM
Subject: Re: [REDACTED]

Thank you for the information. I'll call [REDACTED] today just in case she has questions after the information sinks in and in case she needs a little support from us. I appreciate your efforts at helping her understand the determination. KL

>>> Leah McCluskey 8/28/2008 10:07 AM >>>
Matt and Kathleen,

I just hung up with [REDACTED]. I shared with her that I had written a letter and sent it to her last night with the Cardinal's decision that there was insufficient reason to suspect that the alleged abuse had taken place. [REDACTED] thanked me for calling and sharing the information with her. [REDACTED] Without her asking, I explained to her that there was no suggestion that she or anyone else had lied, hence the wording of "insufficient information..." [REDACTED] again thanked me for the phone call.

[REDACTED]
When I asked [REDACTED] she said that it was fine with her if I shared our conversation with Kathleen and if Kathleen checked in with [REDACTED] later today.

Thank you again to all of you. I told Matt and Mayra earlier that I am sorry that I did not think to talk with you all prior to sending the letter. Thank you for taking the time to address this with me this morning.

Leah

>>> Matthew Hunnicutt 8/28/2008 9:55 AM >>>

Hi Leah. Kathleen said she will be available to contact [REDACTED] later today, so please go ahead and ask [REDACTED] if that would be OK. Thanks.

CC: Flores, Mayra

ARCHDIOCESE OF CHICAGO


Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-751-5254, general
312-751-8307, fax

MEMORANDUM

To: File – PFR - 83

From: Leah McCluskey, Office for Child Abuse Investigations and Review 

Re: Kealy, Rev. Robert [Resigned] [REDACTED]

Date: September 23, 2008

On September 12, 2008, I received a voice mail message from [REDACTED]. [REDACTED] asked that I return her call, as she had questions concerning the possibility of [REDACTED] “appealing” the Review Board determination and Cardinal George’s decision related to [REDACTED] allegation of the sexual abuse of a minor against the former Rev. Robert Kealy. [REDACTED] added that she also wanted to know the “odds that the appeal would be recognized.” She stated that she could be reached at [REDACTED].

I returned [REDACTED]’s phone call on September 17, 2008 and left her a voice mail message, as she was not available. [REDACTED] returned my call later the same day.

As our discussion began, [REDACTED] first stated that if [REDACTED] chose to “appeal” the aforementioned decision made by the Cardinal, it would be only for external validation on [REDACTED] part. When asked, I provided [REDACTED] with a verbal explanation of a Supplementary Review. [REDACTED] then asked why Mr. Kealy received a copy of [REDACTED] report [of her allegation against him] and [REDACTED] did not receive a copy of Mr. Kealy’s response. I explained that the reasoning for this was a direct relation to canon law and the Cardinal’s decision that copies of files are not made out of concern for the integrity of the files. I offered to provide [REDACTED] with the contact information of Rev. Daniel Smilanic, the Cardinal’s Delegate to the Review Board and a canon lawyer, if she had additional questions about this. [REDACTED] declined to take Fr. Smilanic’s name or contact information.

[REDACTED] thanked me for the information and stated that this would be [REDACTED] decision [if she wished to request a Supplementary Review or not]. She added that she would call me with any additional questions.

ARCHDIOCESE OF CHICAGO


Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office




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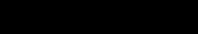
MEMORANDUM

To: Francis Cardinal George, O.M.I.



From: Leah McCluskey, Office for Child Abuse Investigations and Review 

Re: Kealy, Rev. Robert [Resigned]/

Date: December 9, 2008

I am forwarding to you an e-mail and attachments that I received today from 
 addressed to you. I spoke with  today after he called to ask
why I had not responded to his e-mail to me [attached]. It turns out that I never received
his e-mail due to an issue with archdiocesan e-mail, which is why  faxed
the documents to me today and asked that I give them to you.



I have copied Mr. Matt Hunnicutt on this memorandum and attachments to you, as it
seems that Assistance Ministry would be able to provide additional background on
 I would suggest that you
ask for Mr. Hunnicutt's assistance with a response to .

Please do not hesitate to contact me with any questions.

Attachments

Cc Matt Hunnicutt, Office of Assistance Ministry

AOC 016411

Victim Statement Abstract:

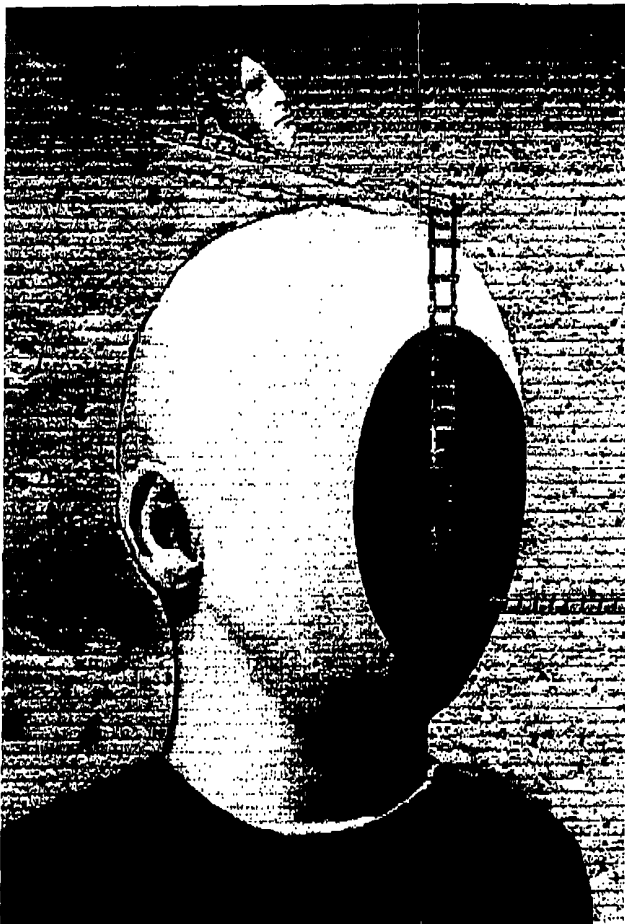
This abstract replaces a fax from Victim JD, received by the Archdiocese of Chicago's Office for Child Abuse Investigation and Review on December 9, 2008, which includes a copy of an e-mail sent by Victim JD to Leah McCluskey of the Office of Child Abuse Investigations and Review and addressed to Cardinal George, as well as an attachment referenced in the e-mail in which Victim JD details his experience as a victim of clergy child sexual abuse.

UNSPEAKABLE DAMAGE

THE EFFECTS OF CLERGY SEXUAL ABUSE:

A. W. Richard Sipe

October 26, 2007



There are severe and long-term consequences of sexual abuse by Catholic clergy. These results are so common either in combination or *en toto* that they are predictable in some form or other or to one degree or another in victims of clergy abuse. These elements have been identified from extensive research and observations of men and women survivors who were abused as children. I validate my observations as a result of the experience of counseling over 1,500 adults who have been abused as children, 500 of them by Catholic clergy or religious.^[1]

1. SEXUAL FOOTPRINTS: The consequences of abuse are both psychological and physical, but the vehicle of the damage and trauma is sexual. The abuse forms the basis for, and invariably causes sexual dysfunction of some kind: impotence, sexual aversion, hypersexuality, the development of paraphilias—frequently pornography, voyeurism, fetishes—or the perpetuation of abuse into a new generation. Studies demonstrate 20 percent of men who were

abused become abusers; and 80 percent of abusing men were themselves abused.

The life histories of many victims demonstrate some the consequence of molestation. Early promiscuity and sever sexual inhibition can both be consequences sequentially in the same victim resulting in a lifetime disruption in normal development and satisfaction. Some victims are able to enjoy sexual release, but they cannot incorporate the satisfaction into a close emotional relationship. They remain emotionally divided.

Confusion about one's sexual identity is one of the first and most painful penalties a male victim pays in the aftermath of sexual abuse by a priest. Sexual functioning, even if it does not get mired in paraphilias, is often impaired and crippled for normal functioning. The confusion of sex

with violence that results in sadomasochistic behaviors and rape are among some of the dire social consequences of abuse beyond personal tragedy.

Freud originally taught that premature sexual exposure and abuse was the genesis of all neuroses. He later modified his theory to state that actual abuse was not necessary, but that even infantile fantasies of sex with the forbidden could cause the same psychic result and trauma. One of the reasons for Freud's change of heart was because of the sheer number of the accounts of early abuse he heard. It was not popular in the 19th century to believe children when they contradicted or countered elders. This attitude plagues assault victims even today. Also, the social status of the family members who were the alleged abusers made Freud's conclusion impolitic and "doubtful." Nonetheless, Freud's original observations and conclusions, in spite of him, have withstood the test of time.^[2]

Freud was not alone in observing that premature sexual exposure was extremely detrimental to children and minors. Although this is commonplace knowledge in 2007, the harmfulness of early sex has been known for decades by educators, counselors, and informed adults. The Child Welfare Movement of the early 20th Century and the child protective laws enacted mid-century are results of that broad awareness.

No acknowledged or respected scientific expert proposes the idea that early sexual experience of a child with an adult is beneficial to the child. Also common wisdom of parents and educators have held for generations that children should be protected from sexual seduction and have instituted many safeguards in monitoring schedules, grade interaction, dress codes, and curfews, and common sense warnings to insure protection. Ironically religions, including the Roman Catholic Church throughout the 20th Century, have been first and foremost in insisting on the sexual abstinence and virtue of the young.

Even currently many people find it difficult to believe the enormous psychic consequences from what they would consider a "minor sexual infraction" or a minimal event of sexual touch. Freud as early as 1893 wrote, *For we very often find that the content and determinants of hysterical phenomena [read emotional reaction] are events which are in themselves quite trivial, but which have acquired high significance from the fact that they occurred at specially important moments when the patient's predisposition was pathologically increased.*^[3]

2. THE LEGACY OF ANXIETY: Anxiety overwhelms the victim. A host of addictive behaviors involving alcohol, drugs, sex or other acting out, out-of-control behaviors are endemic among many men and women who have suffered abuse. These are among the means victims use to mollify their confusion, the pain of trauma, and unconscious.

If child sexual abuse is not promptly and effectively treated, long-term symptoms can continue into adulthood. A whole range of emotional and behavioral problems can be traced to early abuse. The most common being anxiety or PTSD, sexual anxieties and disorders mentioned above, low self-esteem and poor body image, depression and thoughts of suicide.

These anxieties can lead specifically to phobias, generalized anxiety, panic episodes, obsessions, compulsions, and irrational anger perpetuated by the inability of their young personalities to absorb and master what has happened to them.

Seminarians traditionally learned about *Scrupulosity* when they were studying to hear confessions. People with scruples are tortured by unwanted thoughts (or impulse driven repetitive actions). These people often turned to a priest to counsel or absolve them of the thoughts, images, or desires they found troublesome or abhorrent. Frequently the ideation had to do with forbidden and intolerable sexual images or ideas.

Today this condition would be diagnosed psychiatrically as *Obsessive-Compulsive* disorder and its etiology is often tied up with early sexual abuse, because abuse impairs a child's sense of self-control and opens a person to addictive patterns of tension reduction.⁽⁴¹⁾

Sexual abuse by an adult, no matter how kindly cloaked is an assault. Inevitably most victims will experience sex with an adult as a genuine *Trauma*, because the occurrence does not fit into the psychic or social reality of the minor. The discordance of the relationship and exchange cannot be absorbed.

We have all learned a great deal about PTSD from treating war veterans who after coming through battle conditions, life threats, death or injury to companions (often seemingly unscathed) they have recurrent, distressing recollections, dreams, and emotional reactions. Unpredictable sights, sounds, or thoughts can reignite the trauma.

Some victims of clergy abuse have distressing reactions at the sight of a roman collar, a church, rosary, etc. or anything that may trigger a memory of abusive events. Diagnostically Post Traumatic Stress Disorder (PTSD) is a well-defined psychiatric condition that plagues countless victims of childhood abuse, in fact, studies indicate that between one third and one half of childhood victims of abuse develop symptoms of PTSD.⁽⁴²⁾

3. A LIFETIME OF DEPRESSION: Depression is a common affliction in the modern world. Some studies say there is a 50 percent chance of one lifetime incidence of major depression among the American population. But the abused have distinct and added burdens that propel them toward depression that tend to be recurrent and sustained: In the abused, the loss of innocence, the loss of confidence, the loss of faith, the loss self esteem, and the loss of their youth lay down deep roots to inevitable periods or long term states of depression that condemn the victim to a host of physical disabilities.⁽⁴³⁾

One, among many of the health threatening effects common in women who have been molested as youngsters is over-weight—often, morbid obesity. Therapy frequently reveals that the unconscious determination of this problem that has so many medical complications (diabetes and heart attacks chief among them) is a defense against being “attractive,” and again made vulnerable to abuse. A host of physical problems can be traced to early molest and other medical conditions are exacerbated by abuse.⁽⁴⁴⁾

The use of drugs and alcohol are also frequent means of self-medication for the victim, struggling to reduce the pain of the early trauma and in the process increasing the cycle of depression and compounding the physical health complications. It is a frequent and costly pattern.

4. TRUST-BETRAYED FOREVER: Betrayal so deep and so fundamental is the experience of a minor violated by the trusted that the incident(s) becomes a life-altering condition long after the real threat of abuse has past. Certainly this severe result prevails when the abuser is a parent who represents the whole world of security for a child; when the abuser is a parental figure that also represents God, the spiritual world, and the eternal the betrayal leaves the victim nowhere to turn. All supposedly secure and trustworthy persons and institutions become suspect.

This is what the minor victims experience—fundamental abandonment and aloneness. How can persons revive trust when they have been wounded so vitally at a stage in their life when they were intrinsically able to give themselves without reservation to trust an elder only to be unspeakably violated? Many can't ever recover confidence and trust in a world that betrayed their existence. They needed trust—as we all do—for a sense of survival. When the abusing elder is a parent, or even more spectacularly a representative of God, the loss of trust is nearly irretrievable.

Beyond loss of trust in the outside world, abuse betrayal attacks self-trust in a fundamental way—the loss of trust in one's memory and mind.^[8] A disruption of cognition and memory can occur during and after childhood abuse. Cognitive and neurological mechanisms that may underlie the forgetting of abuse have been scientifically identified.^[9]

5. RELATIONSHIPS IN RAGS: The person who has been abused in childhood is unable to weave her or his relationships out of whole cloth. The fibers of their personalities have been torn; their ability to establish solid relationships is in tatters. Most times they don't understand why they can't connect with other people in meaningful ways. They "beat themselves up" repeating over and over again destructive liaisons, or they remain alone. They can become abusive in some way to the friend they wish to be close with. Or they can repeat a burdensome dependency, constructed but unresolved in their childhood. No one can meet their needs because their needs are the deficits of a childhood lost. They are the phantom, wounded children in the skin of adequate appearing adults. At times these wounded people appear "fine," but they are psychic zombies who occupy a different world than those around them. Others constantly disappoint and mystify themselves and everyone else who could have meaning to them. Divorce, separations, alienation, antipathies, and hollowness mark the world they inhabit with family, friends, and co-workers.

Clinicians have come to recognize the severe damage that abuse does to the possibility of establishing sound and long lasting relationships. Some have identified this consequence as *Affect Phobia*.^[10] "When people are unable to use or respond to their affects in healthy ways, they can develop symptoms and/or engage in patterns of maladaptive behavior. This inability to respond adaptively to affect is usually unconscious, and is often referred to as "Psychodynamic Conflict," but a key point of our work is that it can also be thought of as an "Affect Phobia."

Experience with victims of sexual abuse by clergy demonstrates clearly and painfully that relationships, no matter how desirable, are approached as lethal. The fear leads unavoidably to psychic isolation.

6. NONE SO ISOLATED: The survivors of abuse have a lonely core that isolates them from themselves and everyone else. That core is unassailable because it is entrapped in an unspoken and unimaginable secrecy. They can't share because the secret is often hidden from them. Even if they have memory traces they cannot put them together in any coherent way that will make sense to anyone. Even if the memories are clear, indelibly burnt into their mind and heart, many men and women have no way to scale the wall of guilt and shame that surrounds their childhood secrets.

Victims, in their isolation, think that they are the only victim.

With their secrets they are isolated from anyone they could hope might understand what they have been through. They don't understand themselves. How can they believe what happened to them in secret when their experience of their whole world—family, school, friends, church—appear so unaware and oblivious of their darkness and trauma.

The survivors guard their secret even if it makes them ill. Unto death some victims hug their secret because they promised to keep it. Some children defend their abuser because the abuse is bound up with the promise of security and the feeling of being loved and special in spite of contrary evidence.

It takes victims of childhood sexual abuse years to straighten out their trauma experience. The mixed feelings of premature excitement, guilt transferred from the aggressor, the challenges of separating fantasies from reality are tasks far beyond the ego capacity of most minors. It takes the average victim of abuse 25 to 30 years to bring them to the realization that they were not at fault. The guilt they feel is not rightfully theirs but the property of the abuser. The anger they experience is justified. It takes time to learn that they have rights and power even in face of opposition from men and institutions they once considered invincible and infallible.

7. PERSONALITIES PERVERTED: *Perverted* may seem to be a strong word to describe the effect on the personality development of young persons who have been sexually abused. But the word is precise. Abuse twists the normal progression of personality growth and development.

Over and above the distortions of perceptions and reactions that anxiety and depression impose on the developing child, the behavior of an adult who acts in ways that are socially abhorrent and morally wrong challenge the child's conscience and judgment beyond reconcilable bounds. The clergyman presents himself, and is accepted, as a public moral arbiter. Yet this civic and religious leader draws the youngster into acts that are socially and morally unacceptable. And must remain hidden. The bond of secrecy forms a noose that chokes maturing expression.

The "poor little good child" frequently becomes the object of the adult predator. The child's malleability, need to please, and the satisfaction the child gets in giving pleasure makes the

youngster vulnerable to the adult who preys on minors. The abusing adult (priest, teacher, coach, or scout master) is skilled in establishing a friendship with the serious and dutiful child.^[10]

But the relationship is essentially conflicted and confusing. The child is seduced into a seemingly loving secure relationship that actually separates him or her from peers and family. The seducer grooms the child into a position of specialness that makes age appropriate friends and normal activities less attractive and inaccessible.

What is real? What is pretense? What seemed to be love and care turns out to be selfishness and exploitation. One who appeared to be giving and generous was actually self-seeking and hateful. The abusive bond of childhood can become the model for adult interactions predisposing one to a Schizoid-like personality pattern of interaction.

A child's conscience is formed not simply by education, but by adult example, experience, and relationships with others that have been meaningful to him or her.

Many abusers, even if they are clergymen, can be, and are deficient in their quality of conscience. We use to call these people "sociopaths." It is still a good descriptive word and goes to the heart of the priest with such a personality. (Now if a diagnostic term is used that person is identified an *Antisocial Personality*)

People are usually loath to judge their minister antisocial, because clergy do so many good and helpful things in the ordinary services they provide. In spite of that seemingly mitigating circumstance I prefer to understand many priests and bishops who abuse minors by the word *Sociopath*. It defines a person who fails to conform to lawful behaviors; he is a man who is often impulsive; who lacks remorse; lacks empathy because he is adept at conning others for his own pleasure or profit; he feels entitled, above the law; he can have a reckless disregard for the safety and welfare of others.^[11]

Priest sexual abusers are con artists. They are pretenders. They often offend in financial ways also. The priesthood provides them with a mask of moral rectitude and sanity. This personality type represents itself in every rank of the priesthood and propagates itself in many ways including through violating young boys and girls who learn their lessons too well. The progeny of these sociopath priests can express themselves in going on to abuse another generation of children, lie, steal or cheat their way into prison, or assume their own respectable masks to hide their real self—like their mentors

One of the most disastrous personality distortions is what is now termed the *Borderline Personality*. These people have a pervasive pattern of unstable interpersonal relationships. They fluctuate between idealizing and denigrating others, often to the extreme. They are saddled with an unstable self-image. They can mutilate themselves and threaten harm or suicide. They find themselves in the middle of outrageous angry outbursts. They feel "hollow;" at the same time, and perhaps because of their emptiness, they create havoc all around them.

needs love...I loved him/her...I am giving good instructions in sex...Priests are only human...I'm only giving them what they were asking for...She/he seduced me...etc.

Since the darkness of the doubling can't withstand the light of examination the split-priest often has to struggle with paranoid fears that he will be found out. He has to isolate himself ever more carefully from adult scrutiny and discovery.

8. SELF DESTRUCTION: Suicide is the ultimate act of self-destruction and there are untold numbers of men and women, violated as minors, who resort to this ultimate act of desperation. But there are other behaviors of self-torture and slow death that are the result of being sexually attacked and abused by a priest when one was a minor.

Here are some examples of the disastrous effects inflicted on the abused:

- Persons who can't continue their studies because the injury to self esteem is so fundamental that they simply are unable to muster the energy or confidence necessary to master tasks that are easily within their natural potential. Interference with education also limits earning potential.
- Persons who plunge into the world of crime because the abuse makes them feel that that is where they belong.
- Persons whose unconscious guilt over their sexual involvement (abuse by a priest or bishop) makes them feel that they are the ones who deserve punishment, so they unwittingly devise ways to defeat and humiliate themselves. They do not deserve success.
- Persons who get caught in their addictive self-medication to the degree that they run afoul of family, work, law, and impair their health and life.
- Some persons who overdose, who end up in fatal car accidents, who contract incurable diseases like AIDS, who get themselves murdered do not leave suicide notes, but their fate was sealed by their abuse. They are completing what the abusive priest or bishop began—the death of their sense of self-preservation.

Many bishops, religious superiors, and priests, abusers or not, tend to minimize the effects of abuse by a clergyman. "What's the big deal?...It was only a touch...It happened just once... They had sex with others... They knew what they were doing... Why can't they get over it?... They should just forget it... It was at least partially their fault... Christ stands for forgiveness... Why can't they forgive?...etc." I have heard every one of these justifications and more. None of these rationalizations diminish or remove the actual consequences of the inappropriate approaches and sexual interaction with a minor by a representative of religion. What is more, these attitudes demonstrate the ignorance—and blatant disregard of victims—of men in power. An unforgivable sin.

These people have been psychically injured during the earliest years of their development. Their early basic insecurity makes them particularly vulnerable to multiple kinds of psychic and physical injuries as they grow up.

Clergy pedophiles and abusers of minors prey on the vulnerable. Vulnerable families (the poor and dysfunctional), vulnerable circumstances (death or illness) or (the overly pious and dependent) can provide opportunities for clergy entrée into the homes and lives of the trusting-needy, making them targets for abuse.

The PERSONALITY OF THE PRIEST PREDATOR: A man with any type of personality, certainly including psychotic, can sexually abuse a minor.

No one has yet proposed that there exists one set type of person or priest who turns out to be an abuser of minors. There is no test able to predict future sexual abuse of a minor.

We have now, however, enough experience with clergy abusers that clinicians are able to outline a sketch of the priest who has abused. ¹¹³¹

He tends to be *Narcissistic*. That is he tends to have a sense of self-importance and entitlement; he sees himself as special; he tends to exploit others for his own gratification. Since his needs and pleasure comes first he lacks empathy for the feelings of others.

The priest predator is an *Angry* man often with the face of a calm and gentle pastor.

Outward grace, superficial interaction, and social charm frequently cover the *Isolation* and friendlessness that an abuser feels. Of necessity (except when predators ban together to share their sexual predilection) a child sexual abuser has to hide his activity and his real self.

Sometimes the abusing priest may have been abused himself, and not rarely by a priest.

The hidden life of the priest abuser requires that he split his life into two parts: the acceptable and even exemplary public life has to be separated from (and reconciled with) the socially reprehensible and morally defective secret life he pursues.

A priest perpetrator is a torn man who can make himself feel comfortable. Priests who profess celibacy publicly and privately abuse minors know what they are doing. No matter how constrained or compelled, they make a choice. They are *Doubling*. Their priesthood, their way of life, all the benefits and security of their profession hang on their promise to be celibate. If they publicly renounce celibacy they lose everything. These men try to adapt a celibate requirement with their irreconcilable sexual urges. They pose good motives while participating in evil behavior. ¹¹³²

The rationalizations are legion. Here follows a sample of some justifications I have heard, recited by men with a straight face and a conviction that they really were celibate: "I work hard and I deserve it...Sex is natural...It doesn't hurt any body...I'm showing God's love...This child

Sexual abuse of a minor is rightfully called *Soul Murder*. Many bishops, religious superiors and priests still refuse to accept the full significance of the real consequences of molestation by clergy and persist in relegating all the disastrous effects of abuse to the category of "sin"—a willful defiance of moral laws so easily forgiven under the guise of virtue.

Roman Catholic church officials have cooperated in the process of abuse. They have selected and trained the perpetrators and protected them precisely because they minimized the effects of celibate violations, and by their neglect and inaction justified priests betraying the trust of their people. Even today the church does not take celibacy or its violation seriously in action.

Documents, apologies, and words remain empty when not translated into action. Who is accountable? When St. Peter Damian in 1051 addressed Pope Leo IX about the sexual abuse of boys he held superiors responsible for their subordinates' behavior and the harm done—he spoke a truth that prevails today.

October 26,2007

^[1] (Cf. Shanta R. Dube et.al. *Long Term Consequences of Childhood Sexual Abuse by Gender of Victim*. 2005. Am J of Preventative Medicine, pp. 430-438) also (Finkelhor, D. 1986. *A Source Book on Child Sexual Abuse*, Newbury Park CA, Sage Press)

^[2] (Cf. S. Freud. *The Aetiology of Hysteria*. 1896, Standard Edition, Vol. III.) also (J.M. Masson. *The Assault on Truth*. Ballantine; 20003 ed.)

^[3] (Cf. S. Freud, *The Mechanism of Hysterical Phenomena*. Standard Edition, Vol. III, p.38)

^[4] (Cf. *Obsessive Compulsive Related Disorders*. E. Hollander, the American Psychiatric Press, 1993) also (*The Obsessive Personality*. L. Salzman, Aronson, 1973)

^[5] (Cf. Finkelhor, D. "What's wrong with sex between adults and children?" In *Ethics and the Problem of Sexual Abuse*. American Journal of Orthopsychiatry, 49, Pp. 692-697. 1979)

^[6] (Cf. *Treating the Lifetime Health Effects of Childhood Victimization*. Kendall-Tackett, Ph.D., 2003)

^[7](Cf. Freyd, J. et. al. "*The Science of Child Sexual Abuse*," *Science*, 4, 22, 2005.)

^[8] (Freyd, Jennifer, *Betrayal Trauma: The Logic of Forgetting Childhood Abuse*. Harvard University Press, 1996)

^[9] McCullough, Kuhn, Andrews, Kaplan, Wolf, & Hurley. *Treating Affect Phobia*. Guilford Press. 2002

^[10] (Cf. Karl Menninger, "Poor Little Good Child" *A Psychiatrist's World: The Selected Papers*. New York: The Viking Press. 1959)

^[11] (The classic, and most excellent description of this personality is found in *The Mask of Sanity*, Hervey Cleckley. C.V. Mosby, St. Louis, first published it in 1964. It is still in print in a 4th edition.)

^[12] (Robert Jay Lifton describes this psychological dynamic that parallels what many priests employ. Cf. *The Nazi Doctors*, Basic Books, 1986).

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Causes & Effects of Abuse

Recent stories of interest

Abuse seen as cause of suicides

Sunday, June 12, 2005

By BILL ZAJAC - The Springfield, MA Republican

wzajac@repub.com

When James E. Thibault tried to kill himself three years ago, he left a note that shocked his brother.

Thibault, then 53, revealed to his brother for the first time he was sexually abused as a child.

Thibault's brother, Kickapoo Thunder of Chicopee, won't reveal the perpetrator's name, but said it was a man in training for the priesthood who was later accused by others once he served as a priest in the Roman Catholic Diocese of Springfield.

Thibault's obituary, prepared by his family, said: "Jim was a victim of sexual assault as a child by people claiming to be Christians. Like so many of our families who have been affected so tragically, Jim could no longer live with this burden and tragically ended his life."

"It explained a lot about the trouble and pain my brother experienced in his life," Thunder said.

Several weeks ago, Thibault's remains were found along the Connecticut River after what his brother and police believe was a successful suicide attempt.

Thunder believes the suicide was the result of the sexual abuse.

Although no hard data is available, Thibault is just one of hundreds of people nationwide and a handful in Greater Springfield whose deaths are linked to clergy sexual abuse, according to family members and victim advocates.

"Sexual abuse - clergy or otherwise - is a life-and-death issue," said Janet E. Patterson of Conway Springs, Kan., who has been an advocate for clergy abuse victims since her son, Eric, killed himself at 29 in 1999.

Patterson later learned that four other men allegedly abused by her son's accused abuser also killed themselves. There would have been a sixth if a story about Patterson's son and the other men hadn't been published. "Up until the story was revealed, he thought he was the only one," said Patterson.

Patterson, who speaks to many support groups, says it is rare for a clergy abuse survivor not to suffer suicide ideation.

"A friend of mine who is a victim once said she was going to take her secret of abuse to the grave, but then she discovered her secret was taking her to the grave," Patterson said.

David Clohessy, executive director of the Survivors Network of Those Abused by Priests, believes the Catholic church should try to determine how many deaths can be linked to clergy sexual abuse. He said it could be done through annual internal and external audits.

"Victims' families want their loved ones to be counted. They want something to become of their pain. Families feel the need to recognize their pain in some meaningful way," he said.

One father, Allen Klump, believing his ex-Marine son killed himself as a result of abuse by a priest in the Diocese of St. Louis, filed a wrongful-death lawsuit against the diocese two years ago. The suit is still pending, according to Klump's lawyer, Patrick W. Noaker.

Similar suits have been filed in other states, according to various news reports.

Patterson, Clohessy and others say isolation often leads to suicide.

"The most important thing an abuse victim can do is to get help in counseling and find support," said Clohessy.

The organization's Web site displays a suicide hotline number, (800) SUICIDE (784-2433) that will connect a caller to the certified crisis center nearest the caller.

"Once someone seeks help, it is hard to imagine that it won't get better ... Sometimes I can see survivors getting better in months, not years," Clohessy said.

The Rev. James J. Scahill of East Longmeadow, a vocal critic of the Roman Catholic Diocese of Springfield's response to the clergy abuse crisis, agrees with Clohessy.

"The challenge is to get someone to counseling. I'm not a counselor. I am a friend, an advocate. I am someone trying to keep someone's oars in the water," said Scahill, who has been approached for help by many sexual abuse victims.

He said clergy abuse has its own unique effects. "Not only did these young people suffer a molestation of the body, but there was also a slaying of the spirit," Scahill said.

Greenfield lawyer John J. Stobierski, who has represented 60 or so alleged clergy abuse victims, said many victims become so depressed and despondent that suicide seems the only way to escape their pain.

"I have been on the phone many late nights trying to keep survivors alive," Stobierski said.

"The number of victims who have been suicidal at one time or another is not trivial. There is suicide when someone consciously ends their suffering. And then there is suicide by those who do it slowly with drugs, alcohol, and engaging in other risky behavior," Stobierski said.

Some survivors call it suicide "on the installment plan." Raymond J. Chelte of Chicopee believes his son Raymond J. Chelte Jr. falls into that category.

He said his son fatally overdosed on drugs four years after he was one of 17 alleged sexual abuse victims of former priest Richard Lavigne who settled a suit with the Roman Catholic Diocese of Springfield for \$1.4 million in 1994.

Peter Bessone, an alleged victim of Lavigne who was part of the \$1.4 settlement with other Lavigne victims in the mid 1990s, said his cousin David Bessone committed suicide more than 20 years ago because of the abuse he suffered at the hands of Lavigne.

David Bessone, who was in his mid-20s when he died, never filed a suit or reported the abuse to diocesan authorities. "He didn't want anyone to know about it. He was too ashamed. He was a teacher and didn't want to jeopardize his job," Peter Bessone said.

Clergy abuse survivor Martin P. Bono of Chicopee said he believes the death of fellow clergy abuse victim Shawn M. Dobbert last summer was a suicide.

"I don't care what the medical examiner's report says, Shawn killed himself," said Bono.

The death of Dobbert, within hours of signing papers to settle a suit against the Springfield diocese, was ruled accidental by Berkshire County Medical Examiner Dr. Benjamin Glick.

Bono said his daily thoughts of suicide were intense and frequent during more than one year of litigation with the diocese.

"At one point I had to change the route I took to work because I was fearful I was going to jump off a bridge I crossed each day," Bono said. "I had so much pain that I couldn't tell my wife and kids. I cried five to six times a day. I felt isolated and angry and saw suicide as my ticket out of it."

Therapy was the key to feeling better about life, he said.

Upon settling his suit, Bono, with the diocese's financial support, established a resource center to help victims with everything from therapy to career counseling.

He said he stills thinks about suicide, but the feelings are less intense and less frequent.

Stobierski feels that most clergy abuse victims feel victimized twice.

"First, the priest molests them. Then, they feel victimized by an institution that covered up the abuse and has not dealt with them fairly as adults," he said.

For some, Patterson said, even therapy and support from loved ones and other victims isn't enough to save them.

"This is such a traumatic thing that some can't climb out of the black hole of depression," she said.

However, Stobierski said most of his 46 clients that settled suits with the diocese last summer are emotionally healthier today.

"For those who have received a small piece of justice from the church, they have been able to gain some control of the demons of clergy abuse. Most are in better place than where they were when they first came forward to deal with it," Stobierski said.

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From: Leah McCluskey
To: [REDACTED]
Date: 12/9/2008 2:11 PM
Subject: Confirmation
Attachments: Leah McCluskey.vcf

Dear [REDACTED],

I wanted to let you know that I did receive your fax and will ensure that the Cardinal receives it no later than the end of this week.

Thank you again for your call earlier and for faxing your letter and attachments.

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
737 N. Michigan Ave., Suite 900
Chicago, Illinois 60611
Office: [312] 751-5205
Fax: [312] 751-5279
lmcluskey@archchicago.org

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From: AOC SPAM Filtering <postmaster@archchicago.org>
To:
Date: 12/9/2008 1:15 PM
Subject: BANNED File type IN MAIL TO YOU (from <[REDACTED]>)

BANNED File Type

The Spam Firewall found
.zip
in an email to you.

The Spam Firewall has been set to block this type of file.

**** If you were expecting a Microsoft Office/ Microsoft Word Document ****

The sender may be using a newer version of Microsoft Office/Word.

*** **

Please contact the Sender and instruct them to Save the file as a
"Word 97-2003 Document" prior to sending the file.

ARCHDIOCESE OF CHICAGO

P7R-83

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-751-5254, general
312-751-8307, fax

FILE COPY

MEMORANDUM

To: Cardinal Francis George, O.M.I.
From: Santa Garcia, Secretary *SG*
Office for Child Abuse Investigations and Review
Date: December 10, 2008

Leah McCluskey asked me to mail you the attached paperwork for your file(s).
Please call Leah at 312/ 751-5205 with any questions you may have.

Attachment(s)

Cc: Matt Hunnicutt, Director of Office of Assistance Ministry

From: Leah McCluskey
To: Hunnicutt, Matthew
CC: Flores, Mayra
Date: 12/17/2008 12:10 PM
Subject: Fwd: Re: Confirmation/ [REDACTED]
Attachments: Leah McCluskey.vcf

Thank you Matt.

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
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>>> Matthew Hunnicutt 12/17/2008 11:46 AM >>>
I will respond. Thank you!

>>> Leah McCluskey 12/17/2008 11:34 AM >>>
Mayra and Matt,

I just received this e-mail from [REDACTED] Would one of you like to respond or would you like me to...?

Thank you.

Leah

Leah McCluskey, MSW, LSW
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Victim Statement Abstract:

This abstract replaces an e-mail from Leah McCluskey, of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review, to Victim JD on December 9, 2008, in which Ms. McCluskey acknowledges receiving Victim JD's fax of the same date and assures Victim JD that she will give the faxed materials to Cardinal George this week. Victim JD responds with his updated contact information on December 17, 2008.

From: Leah McCluskey
To: Matthew Hunnicutt
Date: 12/30/2008 7:49 PM
Subject: RE: [REDACTED]

Great. Thanks Matt. See you in the morning.

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
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>>> Matthew Hunnicutt 12/30/08 7:32 PM >>>

Leah: I had a long talk with [REDACTED] last week. I can update you tomorrow. But know that we are on top of it.

Mobile email powered by Nokia Intellisync

----- Original Message -----

From: "Leah McCluskey" <lmcccluskey@archchicago.org>
Date: 12/30/08 3:20 pm
To: "Mayra Flores" <mflores@archchicago.org> ; "Matthew Hunnicutt" <mhunnicutt@archchicago.org>
Subj: [REDACTED]
Matt and Mayra,

I picked up a message from [REDACTED] on 12/23 in the morning and he asked for a return phone call. I forgot to ask the two of you last Tuesday--could you please let me know if your office is working with [REDACTED] on something prior to me returning his call?

Thank you.

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
737 N. Michigan Ave., Suite 900
Chicago, Illinois 60611
Office: [312] 534-5205
Fax: [312] 751-5279
lmcccluskey@archchicago.org

From: Matthew Hunnicutt
To: Flores, Mayra
CC: Leggdas, Kathleen; McCluskey, Leah
Date: 1/7/2009 10:23 AM
Subject: [REDACTED] outcome
Attachments: [REDACTED] 01-07-08.doc

**** Confidential ****

Mayra: I have documented this in RADAR.

Matt Hunnicutt, M.A., L.C.S.W.
Director
Office of Assistance Ministry
Archdiocese of Chicago
(312) 534-8267

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From: Leah McCluskey
To: Hunnicutt, Matthew
Date: 1/7/2009 11:21 AM
Subject: Re: Your e-mail
Attachments: Leah McCluskey.vcf

Great. Thanks Matt.

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
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Chicago, Illinois 60611
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>>> Matthew Hunnicutt 1/7/2009 11:15 AM >>>
I got the sense that he's satisfied at this point. I think we're good. Thanks.

>>> Leah McCluskey 1/7/2009 10:58 AM >>>
Matt,

Thank you for the memo re: your conversation with [REDACTED] Should I still give him a call back--or do you think that your conversation with him covered everything?

Thanks.

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
737 N. Michigan Ave., Suite 900
Chicago, Illinois 60611
Office: [312] 534-5205
Fax: [312] 751-5279
lmclluskey@archchicago.org

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Victim Statement Abstract:

This abstract replaces a series of e-mails dated October 7 through October 26, 2010 between Victim JE and Leah McCluskey of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review, in which Ms. McCluskey provides details regarding the process of requesting a Supplementary Review in response to Victim JE's questions and a time to talk on the phone about this process is scheduled.

Victim Statement Abstract:

This abstract replaces a Memo to File, prepared by Leah McCluskey of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review and dated October 27, 2010, summarizing a phone call placed by Ms. McCluskey to Victim JE on October 26, 2010. Ms. McCluskey spoke with Victim JE about Victim JE's continuing difficulty with the Review Board determination of insufficient reason to suspect that sexual abuse occurred in her case. Ms. McCluskey agreed to inquire of the Review Board how recent changes to the policies would affect a request for a Supplementary Review in cases where the accused is resigned or laicized.

Victim Statement Abstract:

This abstract replaces a series of e-mails dated November 1 through November 15, 2010 between Victim JE and Leah McCluskey of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review, in which Ms. McCluskey requests to schedule a phone call with Victim JE to provide details regarding the new Review Board policy and process for requesting a Supplementary Review.

From: Leah McCluskey
To: Robinson, Ruth
Date: 11/16/2010 11:54 AM
Subject: Re: Phone call
Attachments: Leah McCluskey.vcf

Hi Ruth,

Thank you!

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
737 N. Michigan Ave., Suite 900
Chicago, Illinois 60611
Office: (312) 534-5205
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>>> Ruth Robinson 11/15/2010 2:54 PM >>>

Leah,
I just left a voice mail message for [REDACTED] around 2:45 or so. In it I requested that he call me back so that I could clarify and discuss his request.
Thanks,
Ruth

Ruth Robinson
Assistant Director
Office of Assistance Ministry
Archdiocese of Chicago
312-534-8256

>>> Leah McCluskey 11/15/2010 1:42 PM >>>

Hello Ruth,

As I shared with you earlier, I received a voice mail message today at 1:19pm from [REDACTED]. [REDACTED] identified himself as a victim of Kealy and also stated that he and Matt Hunnicutt met with Cardinal George three months ago.

[REDACTED]
[REDACTED] requested a return call and said that he may be reached at [REDACTED]

Thank you for agreeing to return [REDACTED]'s phone call. Please let me know if there is anything that I can assist with.

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
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ARCHDIOCESE OF CHICAGO

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-534-5254, general
312-751-8307, fax

Office for Child Abuse Investigations and Review

Review Board Meeting

Saturday, November 20, 2010 from 9:00 a.m. to 1:00 p.m.

MINUTES

Review Board Members Present:



Non-members Present:

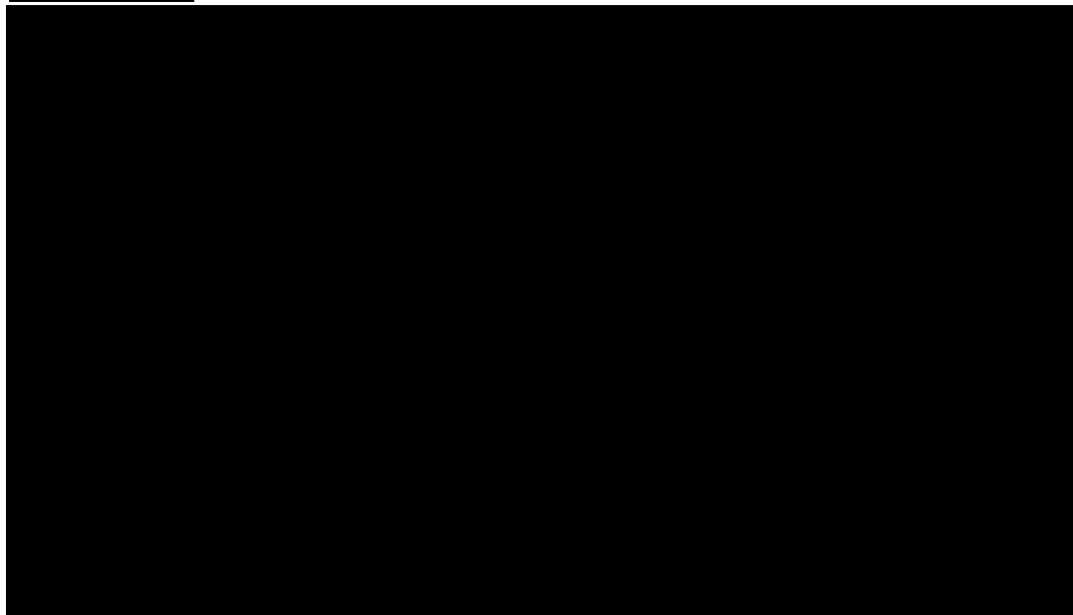
Leah McCluskey, Director, Office for Child Abuse Investigations and Review
Rev. Jeffrey Grob, Cardinal's Delegate to the Review Board

I. **Approval of Minutes** – September 18, 2010

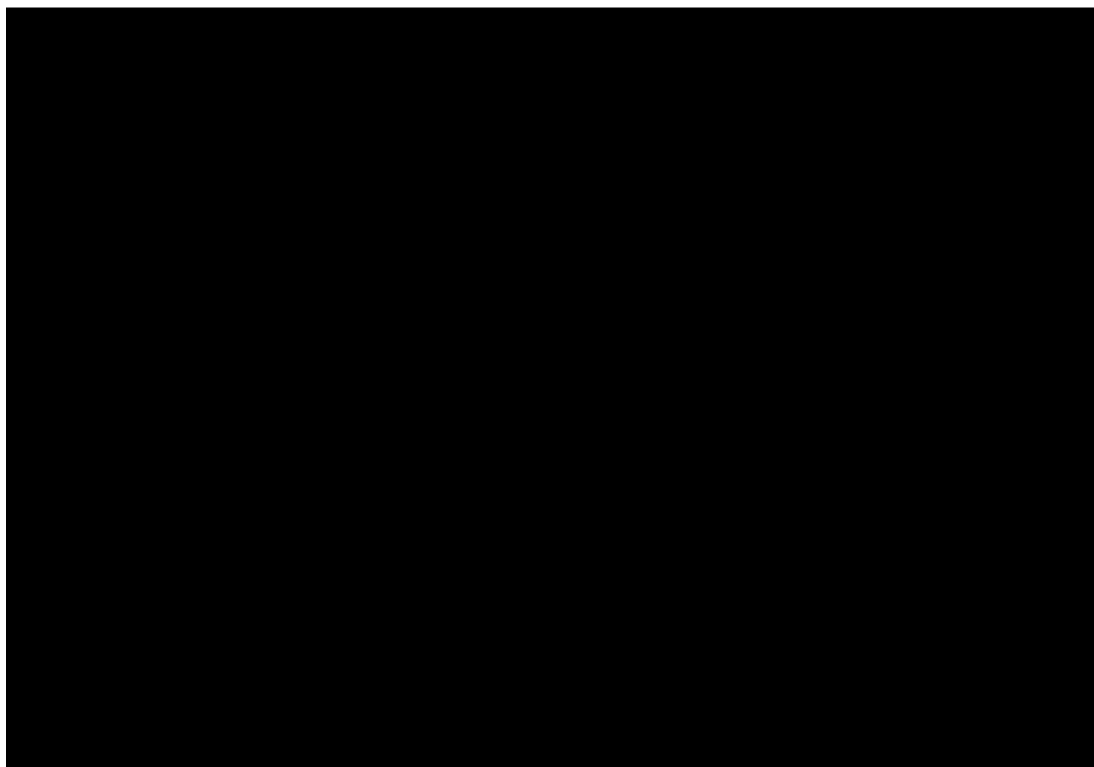
- Minutes approved

II. **Case Reviews** Initial Review

A.

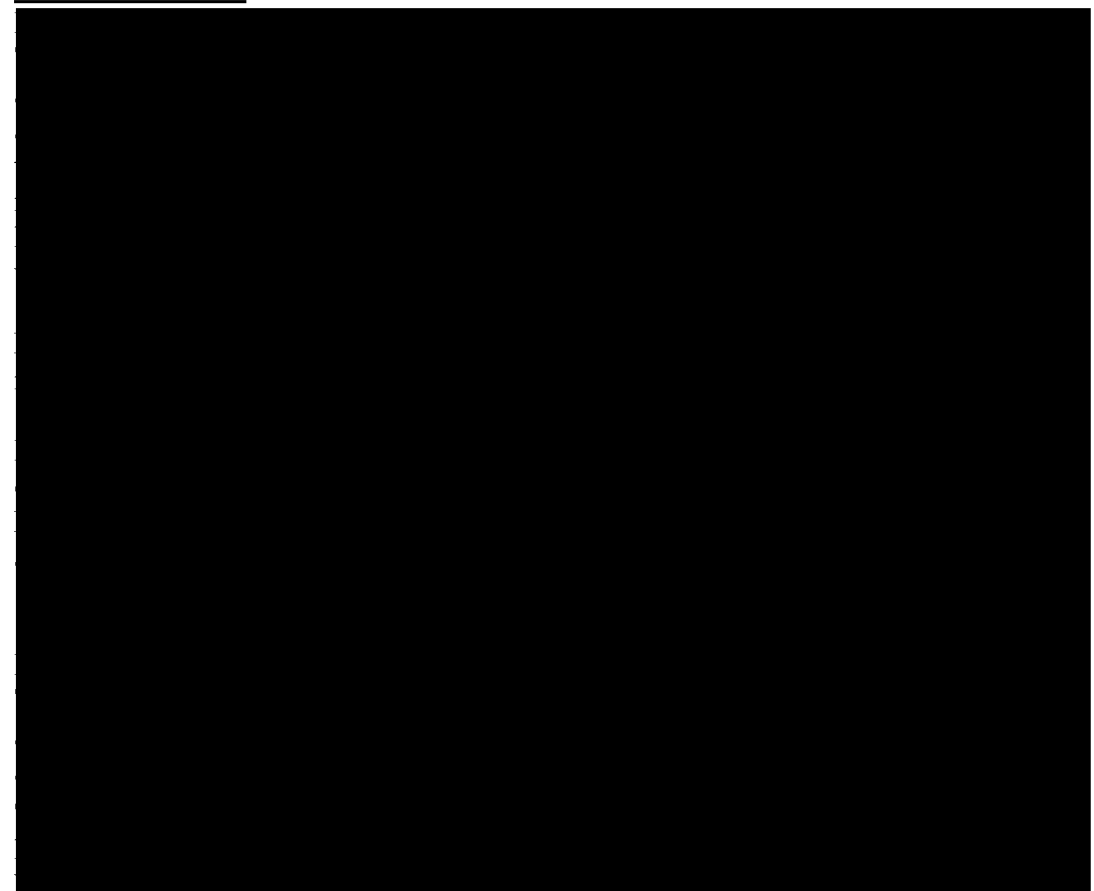


B.



Review for Cause

C.



D.



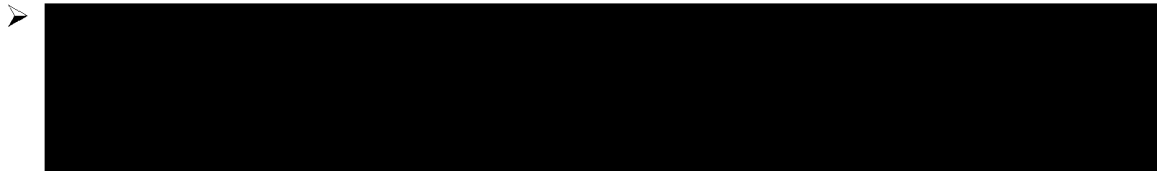
III. Request for Supplementary Review

E. **In the Matter of Robert Kealy (Resigned priest 2006) – PFR- 83**

The Review Board was presented with [REDACTED] request for a Supplementary Review of her allegation of the sexual abuse of a minor against Robert Kealy. A summary of the allegation is as follows: four incidents of abuse: [REDACTED]

The Board directed Ms. McCluskey to contact [REDACTED] and communicate that the Board is receptive to receiving the request for Supplementary Review, but the Board members have requested to know what the additional information is that [REDACTED] is prepared to share at this time. The Board directed that this matter be placed on the next scheduled Review Board agenda.

IV. Other Matters



- The Review Board meeting scheduled for December 11, 2010 was canceled

Next scheduled meeting is Saturday, January 15, 2011 from 9:00 a.m. to 1:00 p.m.

ARCHDIOCESE OF CHICAGO

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



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312-534-5254, general
312-751-8307, fax

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NOV 30 2010

ARCHDIOCESE OF CHICAGO
OFFICE FOR CHILD ABUSE
INVESTIGATIONS AND REVIEW

November 22, 2010

Cardinal Francis George, O.M.I.
Archbishop of Chicago
835 N. Rush Street
Chicago, Illinois 60611-2030

Dear Cardinal George,

Please be advised that the independent Review Board met on November 20, 2010 and was presented with [REDACTED] request for a Supplementary Review of the matter of her allegation of the sexual abuse of a minor against Robert Kealy pursuant to Article §1104.12 of the Review Process for Continuation of Ministry. Mr. Kealy is a resigned priest of the Archdiocese of Chicago.

The Review Board made the determination that in light of the information presented, this matter should be continued to the next scheduled Review Board meeting.

If you have any questions, please feel free to contact me at (312) 534-5205.

Sincerely,

Leah McCluskey
Director, Office for Child Abuse Investigations and Review

*I accept
this determination*

*F. George
Nov 24, 2010*

From: Leah McCluskey
To: [REDACTED]
Date: 11/23/2010 9:26 AM
Subject: Tuesday
Attachments: Leah McCluskey.vcf

Good Morning [REDACTED],

I hope that you are doing well.

As you know, the Review Board did meet last Saturday, November 20th. I presented to the Board your request for a Supplementary Review. The Board members asked that I inform you that they are receptive to your request, but before the Board can decide whether or not to re-open this matter, the members would need to know what the additional information is that you are prepared to share at this time. As we discussed [REDACTED], I am happy to schedule a time to meet in person or talk on the phone. If you prefer, I would also invite you to write to me (either e-mail or letter) in order to share the additional information.

[REDACTED] please let me know if you have any questions or concerns. I am in the office today and tomorrow--and we will be closed on Thursday and Friday for the Thanksgiving holiday.

Talk to you soon,

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
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Victim Statement Abstract:

This abstract replaces an e-mail, sent by Victim JD on November 29, 2010 to Ruth Robinson of the Archdiocese of Chicago's Office of Assistance Ministry, requesting that his message be forwarded to Leah McCluskey, of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review, and Cardinal George. Victim JD requests additional help from the Archdiocese in dealing with the aftermath of the minor sexual abuse of Victim JD by Fr. Robert Kealy. Ms. Robinson responds by offering her contact information should Victim JD wish to further speak with the Office of Assistance Ministry.

From: Leah McCluskey
To: [REDACTED]
CC: [REDACTED]
Date: 11/30/2010 9:21 AM
Subject: PFR - 83
Attachments: Leah McCluskey.vcf

Hello [REDACTED],

I spoke with [REDACTED] yesterday with regard to her request for a Supplementary Review of the matter of her allegation against Robert Kealy. The following is the e-mail that I received from her after we spoke before the end of the business day yesterday:

Hi Leah

[REDACTED]
[REDACTED] I am unclear if I need to give a brief statement about what I did not include in my allegation or if they want a detailed statement

[REDACTED]

Thanks
[REDACTED]

[REDACTED], I am sending this to you to ask if you could please respond to [REDACTED]'s question--and then I will communicate your response on behalf of the Board to her. For clarification purposes, I explained to [REDACTED] that I did not know how much "additional information" the Board would need that would determine whether or not the Supplementary Review would be granted.

Thank you.

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
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Victim Statement Abstract:

This abstract replaces a series of e-mails dated November 23 through December 3, 2010 between Victim JE and Leah McCluskey of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review, in which Ms. McCluskey informs Victim JE that the Review Board met on November 20, 2010 and was receptive to her request for a Supplementary Review but wanted to know what additional information Victim JE was prepared to share. Ms. McCluskey schedules a time to talk with Victim JE on the phone to answer any questions Victim JE might have about submitting additional information to the Board. Ms. McCluskey also contacts the chair of the Review Board in order to better explain to Victim JE the extent of the additional information that would assist the Board in making a decision whether to reopen Victim JE's allegation for a Supplementary Review.

Victim Statement Abstract:

This abstract replaces a series of e-mails dated December 10, 2010 between Victim JE and Leah McCluskey of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review, in which Victim JE informs Ms. McCluskey that she is working on writing a more detailed letter to the Review Board to assist in the Board's determination whether to reopen Victim JE's allegation for a Supplementary Review.

Victim Statement Abstract:

This abstract replaces a series of e-mails dated January 11 through January 14, 2011 between Victim JE and Leah McCluskey of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review. Victim JE questions whether she can still submit a statement to the Review Board when they consider her request for a Supplementary Review as to her allegation against Fr. Robert Kealy. Ms. McCluskey responds in the affirmative, and Victim JE sends her statement to Ms. McCluskey to present to the Review Board on her behalf.

From: Leah McCluskey
To: [REDACTED]
Date: 1/14/2011 11:58 AM
Subject: Your e-mail
Attachments: Leah McCluskey.vcf

Hello [REDACTED]

When I sent my last e-mail to you, I had not had the chance to read your e-mail in its entirety. I just wanted to respond to your request to let you know that I had received your e-mail.

I just had the opportunity to read your entire e-mail. I want to express my appreciation to you for sharing this additional and specific information. I cannot imagine how difficult it was for you to write, but I want to thank you for doing so--and for agreeing to allow me to share this information with the Review Board.

As I mentioned in my last e-mail, I am here all afternoon and will look forward to hearing from you.

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
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Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-534-5254, general
312-751-8307, fax

Office for Child Abuse Investigations and Review
Review Board Meeting
Saturday, January 15, 2011 from 9:00 a.m. to 1:00 p.m.

MINUTES

Review Board Members Present:



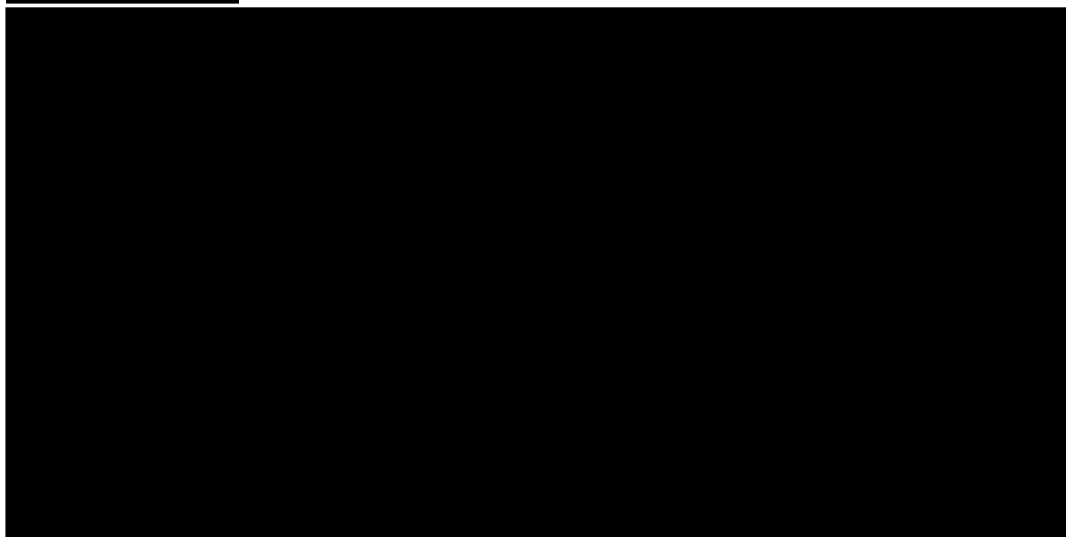
Non-members Present:

Leah McCluskey, Director, Office for Child Abuse Investigations and Review
Rev. Jeffrey Grob, Cardinal's Delegate to the Review Board

-
- I. Approval of Minutes – November 20, 2010**
- Minutes approved

II. Case Reviews
Review for Cause

A.



[REDACTED]

III. Request for Supplementary Review

B. In the Matter of Robert Kealy (Resigned priest 2006) – PFR- 83

The Review Board was presented with [REDACTED] request for a Supplementary Review of her allegation of the sexual abuse of a minor against Robert Kealy. A summary of the allegation is as follows: four incidents of abuse: [REDACTED]

[REDACTED]

Ms. McCluskey provided the Review Board with a verbal overview and update of the investigation of this matter.

In light of the information presented, the Review Board determined that this matter is not reopened for a Supplementary Review. The Board requested that Ms. McCluskey speak with the Office of Assistance Ministry about possible referrals for support services for [REDACTED]

IV. Other Matters

- [REDACTED]
- [REDACTED]

- The Review Board meeting scheduled for February 22, 2011 was canceled

Next scheduled meeting is Saturday, March 19, 2011 from 9:00 a.m. to 1:00 p.m.

ARCHDIOCESE OF CHICAGO

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
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312-534-5254, general
312-751-8307, fax

January 19, 2011

RECEIVED

JAN 26 2011

ARCHDIOCESE OF CHICAGO
OFFICE FOR CHILD ABUSE
INVESTIGATIONS AND REVIEW

Cardinal Francis George, O.M.I.
Archbishop of Chicago
835 N. Rush Street
Chicago, Illinois 60611-2030

Dear Cardinal George,

Please be advised that the independent Review Board met on January 15, 2011 and was presented with [REDACTED] request for a Supplementary Review of the matter of her allegation of the sexual abuse of a minor against Robert Kealy pursuant to Article §1104.12 of the Review Process for Continuation of Ministry. Mr. Kealy is a resigned priest of the Archdiocese of Chicago.

The Review Board made the determination that in light of the information presented, that this matter is not reopened for a Supplementary Review.

If you have any questions, please feel free to contact me at (312) 534-5205.

Sincerely,

A handwritten signature in black ink that reads "Leah McCluskey".

Leah McCluskey
Director, Office for Child Abuse Investigations and Review

I accept this determination.
F. J. Jony
Jan 20, 2011

AOC 016453

Victim Statement Abstract:

This abstract replaces a Memo to File, prepared by Leah McCluskey of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review and dated January 20, 2011, summarizing a series of phone calls between Ms. McCluskey and Victim JE between January 14 and January 19, 2011. Ms. McCluskey assured Victim JE on January 14, 2011 that, because Fr. Robert Kealy is a resigned priest, she would not be required to show him Victim JE's email of January 14, 2011 that Victim JE had agreed could be shared with the Review Board. On January 19, 2011, Ms. McCluskey informed Victim JE that the Review Board had decided not to reopen Victim JE's allegation against Fr. Kealy for a Supplementary Review.

Victim Statement Abstract:

This abstract replaces a series of e-mails dated January 19 through January 20, 2011 between Victim JE and Leah McCluskey of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review, in which Victim JE expresses her frustration that the Review Board did not find reasonable cause to suspect that sexual abuse occurred in her case.

Victim Statement Abstract:

This abstract replaces a Memo to File, prepared by Leah McCluskey of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review and dated January 26, 2011, summarizing a phone call placed by Ms. McCluskey to Victim JE on January 19, 2011. Ms. McCluskey informed Victim JE that the Review Board had decided not to reopen Victim JE's allegation against Fr. Kealy for a Supplementary Review.

Message: EMA/2013/90167

From: Leah McCluskey
To:
Cc: Maureen Murphy
Sent: 2/19/2013 at 12:58 PM
Received: 2/19/2013 at 12:58 PM
Subject: Your e-mail

Attachments: McCluskey, Leah.vcf (551 bytes)

Dear [REDACTED],

My name is Leah McCluskey and I am the Director of the Office for Child Abuse Investigations and Review at the Archdiocese of Chicago. It is in this office where we are forwarded all allegations of the sexual abuse of minors by priests, deacons, lay employees, and volunteers of this archdiocese.

[REDACTED] forwarded your February 17th e-mail to me. I also received a phone call from Cardinal George's office to let me know of the voice mail message that you left over the weekend. I want to thank you so much for your contacts with the archdiocese and want to thank you for all that you shared in your e-mail.

[REDACTED], I would very much like to speak with you about your reports of abuse. I would also like to share with you additional information about this office and my role. Please feel free to contact me by e-mail (lmcccluskey@archchicago.org) or phone (312 534-5205).

Thank you, again, [REDACTED]. I look forward to hearing from you.

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
737 N. Michigan Ave., Suite 1220
Chicago, Illinois 60611
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lmcccluskey@archchicago.org

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AOC 016457

ARCHDIOCESE OF CHICAGO


Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office




P. O. Box 1979
Chicago, Illinois 60690-1979
312-534-5254, general
312-751-8307, fax

MEMORANDUM






To: Rev. Kenneth Budzikowski, Vicar for Priests
Very Rev. John Canary, Vicar General
Christopher Cannova, Personnel Services
Colleen Dolan, Communications and Public Relations
Rev. Jeffrey Grob, Cardinal's Delegate to the Review Board
Jimmy Lago, Chancellor
Very Rev. Daniel Smilanic, Vicar for Canonical Services
Rev. Peter Snieg, Moderator of the Curia
Thomas Tharayil, Office of Assistance Ministry

From: Leah McCluskey, Office for Child Abuse Investigations and Review 

Re: PFR-083 Kealy, Robert Louis / 

Date: February 19, 2013

A new allegation was received by this office today.

- Accused – Robert Kealy
 - Current status – resigned
 - Current location – N/A
 - Location/assignment of accused at time of abuse – deacon at St. Norbert
- Alleged Victim – 
 - If minor, has DCFS been called? –  is currently over the age of 18
- Any other important actions taken – I responded to 's February 17, 2013 e-mail today and asked that she contact me. Per Mr. Kealy's Vitae, he was assigned to St. Norbert as a deacon from June 1971 through December 1971.  alleges abuse by Mr. Kealy in the late 1960s – early 1970s. 

Please review your files and forward any and all information/documentation that may be relevant to this matter to my attention within five business days of receipt of this memo.

If you have any questions or concerns, please contact me at (312) 534-5205 or lmcccluskey@archchicago.org.

Attachment

Cc John O'Malley, Legal Services

AOC 016458

Message: EMA/2013/90523

From: Leah McCluskey
To: Kenneth Budzikowski
Cc:
Sent: 2/19/2013 at 4:36 PM
Received: 2/19/2013 at 4:36 PM
Subject: Re: HP TRIM Electronic Record : ER/2013/42953 : PFR-083 Kealy, Robert Louis / [REDACTED], [REDACTED]

Attachments: McCluskey, Leah.vcf (551 bytes)

Thanks, Fr. Ken!

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
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>>> Kenneth Budzikowski 2/19/2013 1:50 PM >>>
Leah,

[REDACTED] claims the abuse began at Our Lady of Perpetual Help School in Des Plaines. Not sure if it makes any difference, but OLPH is in Glenview, not Des Plaines.

Fr. Ken

Rev. Kenneth A. Budzikowski
Vicar for Priests
Archdiocese of Chicago
980 N. Michigan, Suite 1525
Chicago, IL 60611
Phone: 312/534-1837
Fax: 312/642-4933
kbudzikowski@archchicago.org

>>> Leah McCluskey 2/19/2013 1:05 PM >>>
FYI.

Leah

-----< HP TRIM Record Information >-----

AOC 016459

Record Number : ER/2013/42953

Title : PFR-083 Kealy, Robert Louis / [REDACTED]

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
737 N. Michigan Ave., Suite 1220
Chicago, Illinois 60611
Office: (312) 534-5205
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AOC 016460

Message: EMA/2013/92642

From: Leah McCluskey
To: Daniel Smilanic
Cc:
Sent: 2/20/2013 at 10:55 AM
Received: 2/20/2013 at 10:55 AM
Subject: Re: HP TRIM Electronic Record : ER/2013/42953 : PFR-083 Kealy, Robert Louis / [REDACTED], [REDACTED]

Attachments: McCluskey, Leah.vcf (551 bytes)

Thank you, Fr. Smilanic. Fr. Ken sent a similar e-mail yesterday.

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
737 N. Michigan Ave., Suite 1220
Chicago, Illinois 60611
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>>> Daniel Smilanic 2/19/2013 4:38 PM >>>

Among other things, Our Lady of Perpetual Help is the parish in eastern Glenview, almost on Waukegan Road - not DesPlaines.

Fr. S

>>> Leah McCluskey 2/19/2013 1:05 PM >>>

FYI.

Leah

-----< HP TRIM Record Information >-----

Record Number : ER/2013/42953

Title : PFR-083 Kealy, Robert Louis / [REDACTED]

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
737 N. Michigan Ave., Suite 1220
Chicago, Illinois 60611
Office: (312) 534-5205
Fax: (312) 751-5279
lmcccluskey@archchicago.org

AOC 016461

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Message: EMA/2013/95839

From: Thomas Tharayil
To: Leah McCluskey
Cc:
Sent: 2/21/2013 at 11:10 AM
Received: 2/21/2013 at 11:10 AM
Subject: Re: Fwd: Hello

Attachments: TEXT.htm (4 KB)

Thanks Leah. Tom

Thomas P. Tharayil LCSW, BCD
Director, Office of Assistance Ministry
Archdiocese of Chicago

>>> Leah McCluskey 2/21/2013 9:44 AM >>>
Hi Tom,

Just wanted to send this your way as an FYI. [REDACTED]'s original allegation was against Robert Kealy, a resigned priest of the AOC. After speaking with [REDACTED] yesterday, she alleges physical and emotional abuse by nuns as well as sexual abuse by a lay [REDACTED] teacher. I will be opening and circulating those two additional files today.

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
737 N. Michigan Ave., Suite 1220
Chicago, Illinois 60611
Office: (312) 534-5205
Fax: (312) 751-5279
lmcccluskey@archchicago.org

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>>> Leah McCluskey 2/21/2013 9:37 AM >>>
Good Morning [REDACTED],

I hope that you are well.

I wanted to thank you again for your time on the phone yesterday. As we discussed, I am in the process of identifying the appropriate individual in the community of nuns who were at Our Lady of Ransom when you were a student there in the 1960s. I am also working on identifying the [REDACTED] teacher at Our Lady of Ransom during the time frame you identified. I will get back to you with this information once I have it.

I wanted to provide you with a link to the Office for Child Abuse Investigations and Review. The web site will provide you with additional information about this office and my role:

AOC 016463

<http://www.archchicago.org/departments/ocair/ocair.shtm>

As I mentioned in our phone conversation yesterday, I also wanted to provide you with the link to the Office of Assistance Ministry:

http://www.archchicago.org/departments/assistance_ministry/assistance_ministry.shtm

██████████, I hope that this information is helpful to you. Please do not hesitate to contact me with any additional questions or concerns. As we discussed, I ask that you please let me know if you would like to schedule a time to meet so that you may formalize your allegation against Robert Kealy.

Thank you again, ██████████.

Peace,

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
737 N. Michigan Ave., Suite 1220
Chicago, Illinois 60611
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Message: EMA/2013/175838

From: Peggy Lavelle
To: Leah McCluskey
Cc:
Sent: 2/21/2013 at 4:51 PM
Received: 2/21/2013 at 4:51 PM
Subject: Re: School records request

Attachments: TEXT.htm (1 KB)

Hi Leah

I'll get this to you tomorrow - today kinda backed up on me. I hope that's all right.

Thanks
peggy

>>> Leah McCluskey 2/21/2013 9:42 AM >>>
Hi Peggy,

I'm working on a new case and was wondering if I could get the school records for a former student from a closed school. The student's information:

██████████
DOB - ██████████
Our Lady of Ransom School
attended ██████████ (approximately 1964 - 1967)

Thank you!

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
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Chicago, Illinois 60611
Office: (312) 534-5205
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Message: EMA/2013/99709

From: [REDACTED]
To: [Leah McCluskey](#)
Cc:
Sent: 2/25/2013 at 9:35 AM
Received: 2/25/2013 at 9:35 AM
Subject: Re: Hello

Attachments: [Mime.822 \(5 KB\)](#)

My email is [REDACTED]. This will go to my phone while I am out of town. [REDACTED]

-----Original Message-----

From: Leah McCluskey
Sent: Thursday, February 21, 2013 9:37 AM
To: [REDACTED]
Subject: Hello

Good Morning [REDACTED],

I hope that you are well.

I wanted to thank you again for your time on the phone yesterday. As we discussed, I am in the process of identifying the appropriate individual in the community of nuns who were at Our Lady of Ransom when you were a student there in the 1960s. I am also working on identifying the [REDACTED] teacher at Our Lady of Ransom during the time frame you identified. I will get back to you with this information once I have it.

I wanted to provide you with a link to the Office for Child Abuse Investigations and Review. The web site will provide you with additional information about this office and my role:
<http://www.archchicago.org/departments/ocair/ocair.shtm>

As I mentioned in our phone conversation yesterday, I also wanted to provide you with the link to the Office of Assistance Ministry:
http://www.archchicago.org/departments/assistance_ministry/assistance_ministry.shtm

[REDACTED], I hope that this information is helpful to you. Please do not hesitate to contact me with any additional questions or concerns. As we discussed, I ask that you please let me know if you would like to schedule a time to meet so that you may formalize your allegation against Robert Kealy.

Thank you again, [REDACTED].

Peace,

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
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lmcccluskey@archchicago.org

This message is intended only for the use of the individual or entity to

AOC 016466

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ARCHDIOCESE OF CHICAGO

Office of Legal Services
John C. O'Malley
Director

e-mail: jomalley@archchicago.org



Post Office Box 1979
Chicago, Illinois 60690-1979

TEL (312) 534-5379
FAX (312) 534-5252

March 1, 2013

Ms. Shauna Boliker
First Assistant State's Attorney
Cook County State's Attorney Office
69 W. Washington, Suite 3200
Chicago, Illinois 60602

RECEIVED

MAR 04 2013

ARCHDIOCESE OF CHICAGO
OFFICE FOR CHILD ABUSE
INVESTIGATIONS AND REVIEW

RE: Kealy, Deacon Robert / [REDACTED] (File A)
Sr. [REDACTED] / [REDACTED] (File B)
Unknown [REDACTED] Teacher / [REDACTED] (File C)
Our File Number: 2013SC0007
Date of Birth: Unknown
Date of Incident: Mid-to-late 1960's; early 1970's
Location of Incident: St. Norbert (A); Our Lady of Ransom (B) and (C)

Dear Ms. Boliker:

Please be advised that the Archdiocese of Chicago's Office for Child Abuse Investigations and Review has received notice from [REDACTED] that she was sexually abused by then Deacon Robert Kealy and Sr. [REDACTED] at the above locations over a period of time. She also alleges physical abuse by a [REDACTED] teacher during the same time period. We have no additional information at this time.

Please let us know if you would like to contact [REDACTED], and we will provide contact information.

If our office can provide any additional information, or be of any further help, please let me know.

Very truly yours,

Handwritten signature of John C. O'Malley in black ink.
John C. O'Malley
Director of Legal Services

JCOM:tm

cc: Ms. Womazetta Jones, DCFS
Deputy Director of the Division of Child Protection
✓ Ms. Leah McCluskey
Mr. James A. Serritella

Victim Statement Abstract:

This abstract replaces a series of e-mails between Leah McCluskey, of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review, and Victim JF dated between February 21 and March 3, 2013, in which Ms. McCluskey follows up on a phone conversation with Victim JF on February 20 with additional information about the process of formalizing an allegation of minor sexual abuse against Fr. Robert Kealy and schedules a meeting with Victim JF and a representative of the Office of Assistance Ministry for March 7th or 8th.

ARCHDIOCESE OF CHICAGO

Office of Legal Services
John C. O'Malley
Director

e-mail: jomalley@archchicago.org



Post Office Box 1979
Chicago, Illinois 60690-1979

TEL (312) 534-5379
FAX (312) 534-5252

March 4, 2013

Ms. Shauna Boliker
First Assistant State's Attorney
Cook County State's Attorney Office
69 W. Washington, Suite 3200
Chicago, Illinois 60602

CORRECTION

RECEIVED

MAR 07 2013

RE: Kealy, Deacon Robert / [REDACTED] (File A)
Sr. [REDACTED] / [REDACTED] (File B)
Unknown [REDACTED] Teacher / [REDACTED] (File C)
Our File Number: 2013SC0007
Date of Birth: Unknown
Date of Incident: Mid-to-late 1960's; early 1970's
Location of Incident: St. Norbert (A); Our Lady of Ransom (B) and (C)

ARCHDIOCESE OF CHICAGO
OFFICE FOR CHILD ABUSE
INVESTIGATIONS AND REVIEW

Dear Ms. Boliker:

Please be advised that the Archdiocese of Chicago's Office for Child Abuse Investigations and Review has received notice from [REDACTED] that she was sexually abused by then Deacon Robert Kealy and an unknown [REDACTED] teacher at the above locations over a period of time. [REDACTED] also alleges psychological abuse by Sr. [REDACTED] during the same time period. We have no additional information at this time.

Please let us know if you would like to contact [REDACTED], and we will provide contact information.

If our office can provide any additional information, or be of any further help, please let me know.

Very truly yours,

Handwritten signature of John C. O'Malley in black ink.
John C. O'Malley
Director of Legal Services

JCOM:tm

cc: Ms. Womazetta Jones, DCFS
Deputy Director of the Division of Child Protection
Ms. Leah McCluskey
Mr. James A. Serritella

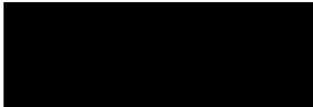
ARCHDIOCESE OF CHICAGO

Office for the Protection of Children and Youth
Office of Assistance Ministry
Office for Child Abuse Investigations and Review
Safe Environment Office



P. O. Box 1979
Chicago, Illinois 60690-1979
312-534-5254, general
312-751-8307, fax

March 19, 2013



Dear [REDACTED]

I hope that this letter finds you and your family doing well.

Enclosed you will find a draft report of your allegations of sexual abuse against Sr. [REDACTED], an unknown [REDACTED] teacher, and Robert Kealy. The report is based upon our meeting that took place on March 7, 2013. Thank you again for allowing Mr. Tom Tharayil and me to meet with you.

I ask that you review the report and make any additions and/or changes necessary to ensure its accuracy. Please return the draft to me with any changes. I will then return a final report to you for your signature. Once all signatures are provided, I will return a copy of the final report to you.

[REDACTED], in the interest of continuing to expedite this process, I ask that you please return the enclosed report with your changes by April 4, 2013. I have included a self-addressed, stamped envelope for you to return the report to me. Please know that you may also respond by April 4th with a written request for a two-week extension to review the report, to then be returned to me by April 18th. I have noted this time frame so that these matters may continue forward.

If you have any questions or concerns, please feel free to contact me at (312) 534-5205 or lmclluskey@archchicago.org.

Sincerely,

A handwritten signature in black ink, appearing to read "Leah McCluskey".

Leah McCluskey
Director, Office for Child Abuse Investigations and Review

Enclosure

AOC 016471

Victim Statement Abstract:

This abstract replaces a cover memo, prepared by Leah McCluskey of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review and dated March 19, 2013, and an attached transcript of a meeting between Ms. McCluskey; Tom Tharayil of the Office of Assistance Ministry; and Victim JF in which Victim JF details her allegation of sexual abuse by Fr. Robert Kealy when Victim JF was a minor. According to Victim JF, the abuse occurred when she was in the 4th grade at St. Norbert parish in Northbrook, Illinois, in approximately 1970, and consisted of weekly instances of Fr. Kealy reaching under Victim JF's skirt. Victim JF alleges that Fr. Kealy did this with numerous other girls as well, including Victim JF's sister.

Message: EMA/2014/42230

From: Leah McCluskey
To: Ruth Robinson, Thomas Tharayil
Cc:
Sent: 1/27/2014 at 11:29 AM
Received: 1/27/2014 at 11:29 AM
Subject: Re: PFR-083 Kealy, Robert Louis / [REDACTED]

Attachments: McCluskey, Leah.vcf (551 bytes)

Hi Ruth,

How about 11a today?

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
P.O. Box 1979
Chicago, Illinois 60690-1979
Office: (312) 534-5205
Fax: (312) 751-5279
lmcluskey@archchicago.org

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>>> Ruth Robinson 1/24/2014 4:34 PM >>>

Hi Leah,

I will be available throughout the day from 11:00 AM on Monday, 1/27/14. I will be available all day on Tuesday, 1/28/14, as well. Please let me know the time and the day that is most convenient for you.

Thanks,
Ruth

Ruth Robinson
Assistant Director
Office of Assistance Ministry
Archdiocese of Chicago
312-534-8256

>>> Leah McCluskey 1/24/2014 9:45 AM >>>

Hi Tom,

Sounds good.

Ruth - just let me know when you would like to call [REDACTED].

Leah

AOC 016473

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
P.O. Box 1979
Chicago, Illinois 60690-1979
Office: (312) 534-5205
Fax: (312) 751-5279
lmcccluskey@archchicago.org

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>>> Thomas Tharayil 1/23/2014 2:53 PM >>>

Hi Leah,

Since Ruth recalls having had contact with him, I would suggest that she be a part of this call with you. Thanks, Tom

Thomas P. Tharayil LCSW, BCD
Director, Office of Assistance Ministry
Archdiocese of Chicago
P.O. Box 1979
Chicago, Illinois, 60690-1979
(312) 534-8267

>>> Leah McCluskey 1/23/2014 2:11 PM >>>

Hi Tom,

As you know, I returned a call yesterday to [REDACTED] ([REDACTED]). [REDACTED] formalized his allegation against Robert Kealy in 2001 and the allegation was substantiated.

[REDACTED] spoke of seeing the media's coverage of the document release in the newspaper and wanted to know if his files were included. I informed [REDACTED] that Robert Kealy is not one of the 30 priests on the list of those priest files released and therefore, no information related to [REDACTED] was included in the release.

[REDACTED]

I told [REDACTED] that I would share his request with you and Ruth in the Office of Assistance Ministry. [REDACTED]

I would be happy to be a part of a phone call with you/Ruth to return [REDACTED]'s call.

Thanks.

Leah

Leah McCluskey, MSW, LSW
Director, Office for Child Abuse Investigations and Review
Archdiocese of Chicago
P.O. Box 1979
Chicago, Illinois 60690-1979
Office: (312) 534-5205
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Victim Statement Abstract:

This abstract replaces a series of e-mails between Leah McCluskey, of the Archdiocese of Chicago's Office for Child Abuse Investigations and Review, and Victim JE dated between January 27 and February 3, 2014, in which Ms. McCluskey answers Victim JE's questions regarding the release of documents by attorney Jeff Anderson and assures Victim JE that Fr. Robert Kealy was not one of the priests whose documents were released through the mediation process, and therefore Victim JE's identity and story are not contained in the set of documents released. Ms. McCluskey also forwards part of the e-mail chain to Tom Tharayil of the Office of Assistance Ministry in case Victim JE should contact that office.