



Memo to File, RE: Phone conversation with [REDACTED] April 2, 2002 with Deacon Timoteo Lujan.

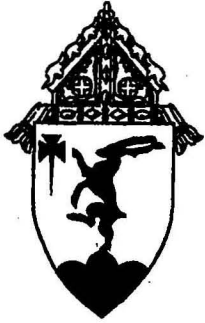
[REDACTED] phoned the Chancery today at 9:14am mst. Requesting to speak with me. I immediately took the call. He introduced himself to me, I let him know that I was aware of who he was and that I was aware of the circumstances regarding his recent communication with Mrs. June Kellen, Chancellor of the Diocese of Tucson. [REDACTED] seemed surprised that Fr. Burns was a priest of the Diocese of Gallup. He indicated that he had received information about this from Mrs. Kellen above. He also commented about the letter he sent to the attorney general of Arizona and how he had written a letter rescinding that. This was somewhat confusing and I am not sure what he was trying to say. I did not want to push the issue and turn the conversation into a discussion about litigation.

[REDACTED] was very cordial and friendly, the entire conversation was this way. He did not ask for anything nor did he make any threats about what he was or was not planning to do.

He expressed great surprise and concern that Fr. Burns had been in and around Thatcher without the knowledge or permission of either the Diocese of Gallup or Tucson. He went on to say the whole story told him by Fr. Burns about his assignment in Thatcher, Arizona was a lie to keep him (Fr. Burns) legitimately near him [REDACTED]. He asked where Fr. Burns was now, I answered truthfully, that Fr. Burns is retired in Wickenburg, AZ.

[REDACTED] then went into great detail regarding his current condition, he is seeing therapists and counselors. He has been unemployed since last September due to health problems. He is waiting for a liver transplant, he recounted again how deeply hurt he was and remains over what was done to him by Fr. Burns. I listened sympathetically assuring him of our prayers and willingness to help in some way. [REDACTED] found it important to relay to me that he was loyal to the Church and was still an active parishioner.

[REDACTED] commented frequently his high admiration and trust of Fr. O'Keefe who had been Pastor in St. Johns while he was a youth and also while Fr. Burns was abusing him. He lamented that he should have gone to Fr. O'Keefe in the beginning. He asked about Fr. O'Keefe. I asked him if he would be willing to hear from him (Fr. O'Keefe) he responded enthusiastically that he would very much like to hear from Fr. O'Keefe at any time and went on to give me his phone number and reasons why he would or would not be at home. In closing, I reassured [REDACTED] again that we deeply regretted the injury done to him by Fr. Burns and that we would keep him in our prayers.



DIOCESE OF TUCSON

192 SOUTH STONE AVENUE

P.O. Box 31 • Tucson, Arizona 85702-0031

520-792-3410 FAX 520-792-0291

MRS. JUNE KELLEN
CHANCELLOR

March 8, 2002



Dear [REDACTED]

Thank you for your call late this afternoon informing me of the inappropriate sexual behavior toward you in the summer of 1974, by a priest that you knew as Father Burns. You had stated that the priest you had known as Father Burns had been the pastor at St. Peter's Catholic Church in Springerville, Arizona in 1974, but went to Thatcher, Arizona in the summer of 1974.

I informed you that we did not have a Father Burns listed in Thatcher, which is a mission church of St. Rose of Lima Catholic Parish, Safford, Arizona, during the period of time in question nor had we shown a Father Burns at any time being assigned in the Safford area.

During our telephone conversation, I assured you that we would make every attempt to find out who this Father Burns could be.

I had asked you to document your experiences with this Father Burns and what had occurred in the summer of 1974. I await your documentation.

[REDACTED] I want you to know how truly sorry we are for what you have gone through and pray that our Lord will be with you and help you in your healing and recovery process.

Please be assured that we are looking into this matter.

Sincerely yours in Christ,


Mrs. June Kellen
Chancellor

cc: Rev. Van A. Wagner, Vicar General
Deacon Tim Lujan, Chancellor, Diocese of Gallup
Mr. Thomas Murphy, Esq.

**F
A
X**

Timotes @
DIOCESE OF GALLUP
OFFICE OF THE CHANCELLOR
P.O. BOX 1338
GALLUP, NM 87305-1338
(505) 863-4406/4407
(505) 722-9131 FAX

DATE: March 22, 2002 TIME: _____

TO:

FROM:

COMPANY NAME: Chancellor - Diocese of Tucson
ATTENTION: Mrs. June Kellen
FAX NO: [REDACTED]
ADDRESS: _____

MESSAGE:

attached is **CONFIDENTIAL**
for Mrs. June Kellen.

I thank you.
Dean Timotes Lopez

Total Number of Pages Transmitted Including This Page 2 (Let us know if you do not receive all pages.)

Please Confirm Receipt of FAX By: PHONE FAX MAIL

Dear June:

[REDACTED]

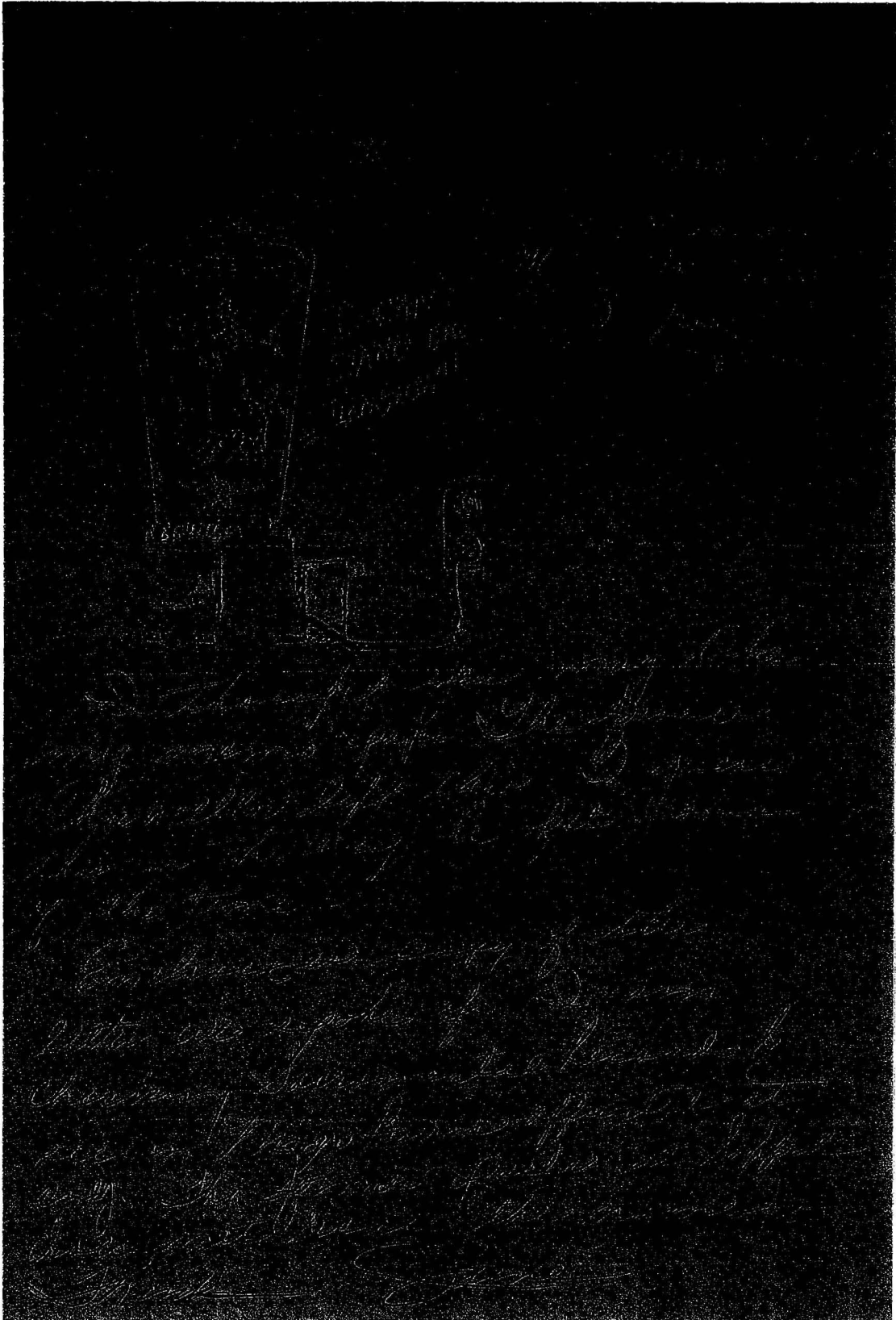
Since he addresses this last letter to you, as a reply to your letter to him, could you please answer him and include the following:

Father. James Burns is a priest of the Diocese of Gallup. The Diocese of Gallup expresses deep regret that this was done to you by one of their priests. They offer their prayers and ask your forgiveness. While Fr. Burns was assigned to the Arizona portion of the Diocese of Gallup, St. Peter's Church in Springerville, they have no record that he was officially assigned in any capacity to any parish or agency in or around Thatcher, Arizona which is in the Diocese of Tucson. Fr. Burns was removed as an active priest, by Bishop Pelotte, in the early 1990s. He has been denied the right to practice as a priest anywhere for any reason at any time.

We will then wait to see if [REDACTED] contacts us, if/when he does, we will deal with those issues as they arise.

Thanks.

Timo



Dear June:

[REDACTED]

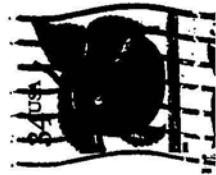
Since he addresses this last letter to you, as a reply to your letter to him, could you please answer him and include the following:

Father. James Burns is a priest of the Diocese of Gallup. The Diocese of Gallup expresses deep regret that this was done to you by one of their priests. They offer their prayers and ask your forgiveness. While Fr. Burns was assigned to the Arizona portion of the Diocese of Gallup, St. Peter's Church in Springerville, they have no record that he was officially assigned in any capacity to any parish or agency in or around Thatcher, Arizona which is in the Diocese of Tucson. Fr. Burns was removed as an active priest, by Bishop Pelotte, in the early 1990s. He has been denied the right to practice as a priest anywhere for any reason at any time.

We will then wait to see if [REDACTED] contacts us, if/when he does, we will deal with those issues as they arise.

Thanks.

Timo



Diocese of Tucson
 192 South Stone Avenue
 P.O. Box 31
 Tucson, Az. 85702-0031
 Attn: Mrs. June Kellen, Chancellor
 85702/0031



MAR 18 2002

BY: _____

March 16, 2002

①

Mrs. June Kellen, Chancellor
Diocese of Tucson
P.O. Box 31
Tucson, Az. 85702-0031

Dear Mrs. Kellen:

This is in response to letter received on 03-15-02 dated 03-08-02 in regards to a sexual experience confronted by Father Burns in the Summer of 1974.

I am a past resident of St. Johns, Arizona, graduated from St. Johns High School on May, 1974.

Apparently Father Burns contacted someone in St. Johns as to where I was working my summer job. He did find the work site I was at and asked if he could see me after work inviting me to dinner and a movie in Show Low, Az. and to discuss about attending Eastern Arizona College in Thatcher, Az. and about the possibility of working at his parish. I agreed and he picked me up about 6:00 p.m. and we went to Show Low for dinner and then to a movie at a movie (drive theater).

LA_2016_00_09_Burns_000455 The movie was some what of a PG movie consisting

DOG.BURNS.00463

③

I was very confused by the actions by a priest and knew that this just can't be true and did feel very uneasy about his behavior.

I told him that I couldn't because my mother would be upset about me getting home late having to get up at 6:00 a.m. in the morning the next day for work using that as an excuse not to go with him.

Ever since, I lived with the vivid memory of my past, especially hearing about situations of this type happening through out the nation and feel I do need to somewhat release my past experience to someone.

I have regular appointments with a therapist, [REDACTED] located at Southeast, Inc. Recovery and Mental Health Care Services since the latter part of year 2000 and constantly there after which is located at [REDACTED]

[REDACTED] his phone number is [REDACTED] if you need to

contact him. I also have had several appointments with a Psychiatrist with [REDACTED] and do have appointments scheduled with [REDACTED] and another Psychiatrist by the name of [REDACTED] since [REDACTED] has left the agency, both appointments on March 26th, 2002. I have been diagnosed as having Major Depressive Disorder and Posttraumatic Stress disorder and have not been employed since September 17th, 2000, along with other complications

and have been placed on long term disability from [REDACTED]

I believe this is something that I will be living with ~~the~~ for the rest of my life. This will never leave my mind. I have been diagnosed as physical / sexual abuse survivor and other chronic health issues I have to deal with on a daily basis.

Mrs. Kellen, I wish to thank you for giving me the opportunity to write this letter to you. I will also give a copy of this letter to [REDACTED] and [REDACTED]. I feel that I did have to let you know about this situation and at the time of writing it gave me time to release a little stress built within.

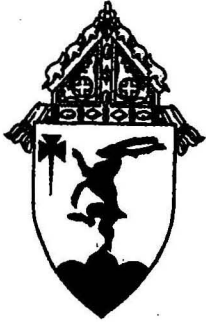
You do have my permission to contact [REDACTED] and [REDACTED] and I have my phone number and address if you do need to contact me for any more information.

I am still a practicing devout Catholic attending St. John Chrysostom Byzantine Catholic Church and St. Patrick's Catholic Church in Columbus.

Sincerely yours,

[REDACTED]

[REDACTED]



DIOCESE OF TUCSON

192 SOUTH STONE AVENUE

P.O. Box 31 • Tucson, Arizona 85702-0031

520-792-3410 FAX 520-792-0291

MRS. JUNE KELLEN
CHANCELLOR

March 26, 2002



Dear [REDACTED]

Easter greetings to you.

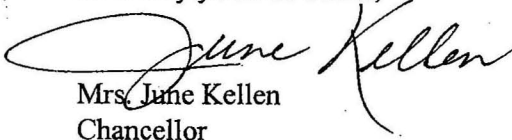
[REDACTED] as I promised to you, I was able to find out the name of the priest that is believed to be the person whom you had spoken and written about who had caused you great emotional pain for his unwanted sexual advances toward you in the summer of 1974.

Since the Diocese of Tucson had no record of a Father or Monsignor Burns in the Safford/Thatcher, Arizona area, I had solicited the help of Deacon Timothy Lujan, Chancellor of the Diocese of Gallup.

The Diocese of Gallup has shared the following message and information with me to pass along to you. **“Father James Burns is a priest of the Diocese of Gallup. The Diocese of Gallup expresses deep regret that this was done to you by one of their priests. They offer their prayers and ask your forgiveness. While Father Burns was assigned to the Arizona portion of the Diocese of Gallup, St. Peter’s Church in Springerville, they have no record that he was officially assigned in any capacity to any parish or agency in or around Thatcher, Arizona, which is in the Diocese of Tucson. Father Burns was removed as an active priest by Bishop Pelotte, in the early 1990’s. He has been denied the right to practice as a priest anywhere for any reason at any time.”** You may also want to contact the Diocese of Gallup on this issue.

On behalf of the Diocese of Tucson, again I express to you our deep sadness and regret of what had happened to you. Please be assured of our prayers for you that God will help to wipe this experience from your heart and mind and that the Holy Spirit may come into your heart to allow you to feel his love and grant you the peace that only he can give.

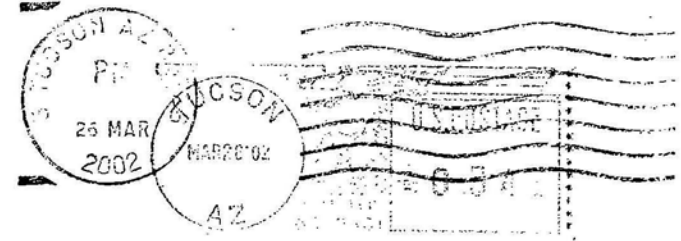
Sincerely yours in Christ,


Mrs. June Kellen
Chancellor

cc: ✓ Deacon Timothy Lujan, Chancellor, Diocese of Gallup
Rev. Van A. Wagner, Vicar General, Diocese of Tucson

Office of the Chancellor

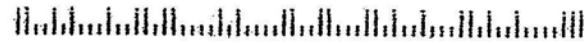
DIOCESE OF TUCSON
P.O. Box 31
Tucson, Arizona 85702-0031



CONFIDENTIAL

Deacon Timothy Lujan
Chancellor
Diocese of Gallup
P. O. Box 1338
Gallup, NM 87305-1338

87305+1338 12



Dear June:

[REDACTED]

Since he addresses this last letter to you, as a reply to your letter to him, could you please answer him and include the following:

Msgr. James Burns is a priest of the Diocese of Gallup. The Diocese of Gallup expresses deep regret that this was done to you by one of their priests. They offer their prayers and ask your forgiveness. While Msgr. Burns was assigned to the Arizona portion of the Diocese of Gallup, St. Peter's Church in Springerville, they have no record that he was officially assigned in any capacity to any parish or agency in or around Thatcher, Arizona which is in the Diocese of Tucson. Msgr. Burns was removed as an active priest, by Bishop Pelotte, in the early 1990s. He has been denied the right to practice as a priest anywhere for any reason at any time.

We will then wait to see if [REDACTED] contacts us, if/when he does, we will deal with those issues as they arise.

Thanks.

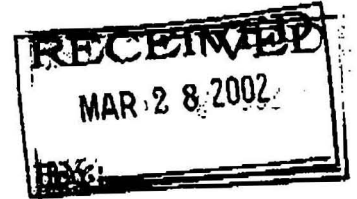
Timo

MEMORANDUM

To: +DEP [Signature]
From: Timo [Signature]
Date: March 5, 2002
Subject: While you were away, 2/28/02-3/11/02

- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted] do

• Mrs June Kellen, Chancellor for Tucson, called. It seems a certain [Redacted] a graduate of St. Johns High School, St. Johns Arizona has indicated that he was a victim of sexual misconduct by Fr. Burns at St. Peters in Springerville in 1974. However, [Redacted] He is currently in Columbus, Ohio. I advised [Redacted] who is in contact with our attorneys. [Redacted] has not contacted us yet regarding this. The reason June called is that [Redacted] also said Fr. Burns was in Thatcher, AZ. We have no record or knowledge of this as Thatcher is in the Diocese of Tucson. If he calls we will take a message until the attorney advises us what to say.



March 16th, 2002

Az State Attorney General Office
Janet Napolitano, Attorney General
1275 W. Washington Street
Phoenix, AZ 85007



Dear Attorney General:

I am sending this in writing on a past experience involving a Priest who at that time did say his assignment was in Thatcher, Arizona of an incident involving him in the summer of 1974.

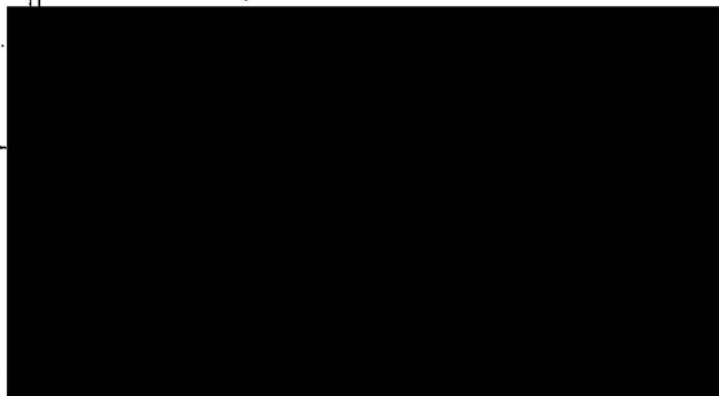
I have contacted the Diocese of Tucson and have received a response back from the office of the Diocese Chancellor.

I have since responded back and would like to pursue a lawsuit in this individual, known as Father Burns who was also previously assigned to the parish of St. Peter's Catholic Church located in Springerville, Arizona.

Please find enclosed correspondences in regards to this matter.

I would like ^{to} receive more information, forms,
etc on filing and proceeding with these charges,

Sincerely Yours,



CC: Mrs. June Kellen, Chancellor
Diocese of Tucson
P.O. Box 31
Tucson, AZ 85702-0031

Personel File

MAR 18 2002

BY: _____

March 16, 2002

①

Mrs. June Kellen, Chancellor
Diocese of Tucson
P.O. Box 31
Tucson, Az. 85702-0031



Dear Mrs. Kellen:

This is in response to letter received on 03-15-02 dated 03-08-02 in regards to a sexual experience confronted by Father Burns in the Summer of 1974.

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LA 2018010 09 00193_000464 The movie was some what of a PG movie consisting

(2)

of some foul language and at times showing breasts of women. He did make remarks as to such I would never expect from a priest, I being an altar boy under Father Alfred Tachias and Father Lawrence O'Keefe for many years till about June, 1974 when we celebrated our annual fiestas under Father O'Keefe, serving as MC as a special honor for the many years I served as an altar boy and for the invited priests and bishop from the Diocese of Gallup for a special mass for our fiestas celebration, having so much respect for priests.

During the movie, he began fondling me causing me to have an erection and at that time began giving me oral sex after unzipping my pants.

I felt VERY NERVOUS, which went on for about 5 to 10 minutes and zipped my pants back up.

After the movie, we left back toward St. Johns and after leaving the city limits of Show Low, he pulled over to a rest area. I told him I didn't want to do anything and felt very uncomfortable and then began our drive back to St. Johns. When we arrived in St. Johns, he drove through the back street of our home and asked me if I would like to go to his motel room located at Trail Riders Inn in St. Johns.

I was very confused by the actions by a priest and knew that this just can't be true and did feel very uneasy about his behavior.

I told him that I couldn't because my mother would be upset about me getting home late having to get up at 6:00 a.m. in the morning the next day for work using that as an excuse not to go with him.

Ever since, I lived with the vivid memory of my past, especially hearing about situations of this type happening through out the nation and feel I do need to somewhat release my past experience to someone.

I have regular appointments with a therapist, [redacted] located at Southeast, Inc. Recovery and Mental Health Care Services since the latter part of year 2000 and constantly there after which is located at [redacted] [redacted] his phone number is [redacted] if you need to contact him. I also have had several appointments with a Psychiatrist with [redacted] and do have appointments scheduled with [redacted] and another Psychiatrist by the name of [redacted] since [redacted] has left the agency, both appointments on March 26th, 2002. I have been diagnosed as having Major Depressive Disorder and Posttraumatic Stress disorder and have not been employed since September 17th, 2000, along with other complication

and have been placed on long term disability from
[REDACTED]

I believe this is something that I will be living with ~~this~~ for the rest of my life. This will never leave my mind. I have been diagnosed as physical / sexual abuse survivor and other chronic health issues I have to deal with on a daily basis.

Mrs. Kellen, I wish to thank you for giving me the opportunity to write this letter to you. I will also give a copy of this letter to [REDACTED] and [REDACTED]. I feel that I did have to let you know about this situation and at the time of writing it gave me time to release a little stress built within.

You do have my permission to contact [REDACTED] and [REDACTED] and [REDACTED] have my phone number and address if you do need to contact me for any more information.

I am still a practicing devout Catholic attending St. John Chrysostom Byzantine Catholic Church and St. Patrick's Catholic Church in Columbus.

Sincerely yours,
[REDACTED]

THE DIOCESE OF GALLUP
CHANCERY
Post Office Box 1338
Gallup, New Mexico 87301

1989

PLEASE TYPE OR PRINT YOUR REPLIES AND RETURN TO CHANCERY
TOGETHER WITH A RECENT PHOTOGRAPH OF YOURSELF THAT CAN BE
USED FOR PRINT. Thank you.

SSN* 046 24 9020

1/ NAME JAMES MATTHEW BURNS
First Middle Last

2/ DATE OF BIRTH 15 JUNE 1933
Day Month Year

3/ PLACE OF BIRTH BRIDGEPORT, CONN.

4/ PARENTS: Living _____
Mother: _____ Deceased
(Maiden Name)
Father: _____ Living _____
Deceased

5/ Name and Address of person to be notified in case of accident, sickness
or death:

P.O. Box 131 Wickenburg, AZ 85358 602-684-2733

(Notify CHANCERY whenever a change of address or name is made)

6/ Do you carry Accident or Life Insurance? Company's name and address:
NO

7/ Have you made a WILL recently? Is it in Chancery or where?
NOT RECENTLY NO

ECCLESIASTICAL STATUS

8/ Date and Place of Baptism 1933, St. James Church, Stratford, Conn.

9/ Date and Place of ORDINATION May 26, 1962 - Bridgeport, Conn.

By Whom Bishop Walter W. Curtis

For What Diocese Gallup

Parish at time of Ordination Our Lady of Guadalupe, Flagstaff, AZ

*Social Security Number

10/ Date of entrance into Diocese of Gallup 1953

11/ Date of Incardination 1961 By whom Bishop Espelage

12/ Have you been a member of a Religious Order or Community? NO

Give name and address of same _____

Are you still a member? _____

13/ Have you been secularized? NO Date of Rescript _____

14/ If you have not been incardinated, who is your present Bishop?

EDUCATIONAL RECORD

15/ Grade School Garden School Stratford, Conn 1948
Name Place Graduation Date

High School Stratford High Stratford, Conn 1952
Name Place Graduation Date

College Immaculate Conception Seminary, Conception, MO 1957
Name Place Graduation Date

Philosophical Studies Imm. Conception Seminary 1957
Where Dates

Theological Studies Immaculate Conception Seminary 1958-1962
Where Dates

16/ DEGREES: Please list and from where obtained:

B/A Philosophy

17/ My present major, official assignment is Pastor

at St. Joseph since July 1982
Month Year

18/ My other official assignments were (inside & outside the Diocese of Gallup):

Our Lady of Guadalup, Flagstaff, AZ from 62 to 63

Navivity, Flagstaff AZ from 63 to _____

Our Lady of Guadalupe, Holbrook, AZ from 63 to 64

St. Lawrence, Humbolt, Camp Verde, Meyer, Grand Canyon City from 64 to 65

St. Peter, Springerville, Quemada, Alpine from 65 to 72

Ft. Grant Reform School

(Other official assignments -- continued):

Ft. Grant Prison, Chaplain from 72 to 73

St. Mary of the Angels, Pinetop from 73 to 81

Immaculate Heart, Page AZ from 81 to 82

St. Joseph, Winslow 82 Present

18/ In addition to my official assignment(s), I am currently engaged in the following Priestly activities:

Vicar Forane - Navajo Deanery

Chairman, Golden Jubilee Committee

19/ Do you hold any office in the Diocese outside of parochial ministry?

Chairman Priest Council

20/ Name BUILDINGS erected under your management:

<u>NAME</u>	<u>PLACE</u>	<u>DATE</u>	<u>COST</u>
<u>St. Philip Benizi</u>	<u>Black Canyon City</u>		<u>100,000</u>
<u>St. Mary of the Angels</u>	<u>Pinetop (finished)</u>		<u>250,000</u>

21/ Please describe any special experience, training (e.g., degrees or non-degree studies) and talents that should be considered in assigning your work in the Diocese:

NONE

22/ How is your health at the present time? Good ___ Fair x Poor ___

Comment:

23/ My personal preference with regard to Parish work would favor my assignment to:

(Mark as #1 -- the parishes you have the deepest interest; #2 -- those in which you have a moderate interest; #3 -- those in which you have a little interest; #4 -- those in which you have no interest.)

- 2 No Special Preference
- 1 Arizona Parish
- 1 New Mexico Parish
- 2 Mission Parish
- 2 Town Parish
- 3 Bilingual Parish (Specify)
- 2 Changing Parish
- 2 Experimental Parish
- 2 Other(Describe)

24/ I am interested in the following SPECIALIZED fields:

Please mark according to your order of preference:

- #1 -- Deep interest
- #2 -- Moderate interest
- #3 -- Little Interest
- #4 -- No interest

- | | |
|--------------------------------|---------------------------------------|
| <u>1</u> Adult Education | <u>2</u> Newman Apostolate |
| <u>2</u> CANA | <u>3</u> Radio and TV |
| <u>2</u> CFM | <u>2</u> Religious Education(CCD) |
| <u>4</u> Chancery | <u>2</u> Retreats and Days of Renewal |
| <u>3</u> Catholic Charities | <u>2</u> Seminary |
| <u>1</u> Counselling | <u>3</u> Sacred Music |
| <u>4</u> Diocesan Mission Band | <u>3</u> Urban Affairs |
| <u>3</u> Ecumenism | <u>2</u> Vocation Work |
| <u>4</u> High School Teaching | <u>2</u> Youth Work |
| <u>4</u> Hospital Chaplain | <u>3</u> Migrant Workers |
| <u>2</u> Interracial Work | <u>2</u> Mexican-American Apostolate |
| <u>3</u> Journalism | <u>3</u> Further graduate work |
| <u>2</u> Liturgy | What field _____ |
| <u>4</u> Marriage Tribunal | |
| <u>4</u> Military Chaplain | Other (Specify): _____ |

25/ I am familiar with the following modern languages.
(Please indicate degree of fluency):

<u>LANGUAGE</u>	<u>HIGH</u>	<u>MODERATE</u>	<u>LOW</u>
English	x		
Spanish			x

26/ Would you welcome at this time the responsibility of the office of
Pastor of an existing parish: Yes n/a No _____

Would you welcome at this time the responsibility of the office of
Pastor of a parish to be formed: Yes _____ No _____

ADDITIONAL REMARKS

N.B. For your own future reference, an extra form has been enclosed
so that you may have a copy of the more important information
you have provided in this data form.

DATE 8/7/89

SIGNED Rev. James M Burns