

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

Coordinated Proceeding Special Title (Rule 1550(b))	}	JUDICIAL COUNCIL COORDINATION PROCEEDING NO.: 4297
THE CLERGY CASES II	}	Coordination Trial Judge: Hon. Emilie H. Elias, Los Angeles Superior Court, Central Civil West
	}	Hon . William C. Pate Ret. Court Appointed General Reference Pursuant to CCP Section 638(a).
	}	ORDER OF GENERAL REFERENCE FOR PUBLIC RELEASE OF CERTAIN ACCUSED OFFENDER FILES

TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

Whereas settlement plaintiffs and defendants in the Clergy Cases II, Judicial Council Coordinated Proceeding Number 4297 entered into a settlement agreement (SETTLEMENT AGREEMENT) containing a stipulation to have a jurist appointed as a general reference pursuant to *California Code of Civil Procedure Section 638(a)*, to make final and binding determinations regarding public disclosure of various documents pertaining to priests and other individuals accused of sexually molesting children.

Whereas on August 29, 2008 the Honorable Judge Emilie Elias, Judge of the Los Angeles Superior Court, and the Coordination Trial Judge for the Clergy Cases II Judicial Council

1 Coordinated Proceeding Number 4297 issued an order (ORDER OF REFERENCE)
2 pursuant to the SETTLEMENT AGREEMENT and CCP Section 638(a) appointing Judge
3 William C. Pate (Ret.) (JURIST).

4
5 Whereas on December 18, 2008 after conferring with Plaintiffs and Defendants Liaison
6 Counsel and other Counsel representing the parties to the Clergy Cases II proceedings,
7 and in conformance with the SETTLEMENT AGREEMENT and the ORDER OF
8 REFERENCE, the JURIST issued a Case Management Order (“CMO”) governing the
9 exchange of documents, notice to third parties, and time periods for objections to public
10 release of documents.

11
12 Whereas the CMO provided that defendants were required to make available to Plaintiffs’
13 Liaison Counsel by February 15, 2009 all documents for which no objection had been
14 made by defendants and for which no objection had been made by third parties.

15
16 Whereas Plaintiffs’ Liaison Counsel has confirmed that each of the below listed documents
17 were made available by Defendants on February 15, 2009 pursuant to the CMO.

18
19 Whereas pursuant to the CMO, SETTLEMENT AGREEMENT and the ORDER OF
20 REFERENCE defendants were required to provide notice to all accused offenders and
21 other third parties on or before February 15, 2009 that records pertaining to such
22 individuals would be made available to the public unless objection was made in a manner
23 consistent with the CMO. Whereas Defendants have represented that such notice has
24 been given by them.

25
26 This order acknowledges that JURIST may be required in the future to rule upon objections
27 on issues raised by any party related to previously produced documents, documents not
28 previously produced, as well as issues related to the information identified on the privilege

1 logs provided.

2 Whereas no objections have been received by Defendants' Liaison Counsel, Plaintiffs'
3 Liaison Counsel or the JURIST regarding publication of any of the below listed documents.

4
5 It is Hereby Ordered pursuant to the SETTLEMENT AGREEMENT, the ORDER OF
6 REFERENCE, and the CMO that the following documents may be made publicly available.

#	Name of Accused Offender	Source of File if Multiple Files	Bates Numbers of Documents To Be Made Public
1	Edito Amora		d'Amora-CDF 00001-70, d'Amora-CDF 00072-213, d'Amora-CDF 00215-287, d'Amora-CDF 00300, d'Amora-CDF 00303-304, d'Amora-CDF 00306-308
2	Gustavo Benson		Benson-TC 00001-6, Benson-TC 00038-43, Benson-TC 00045-112, Benson-TC 00114-228, Benson-TC 00230-234, Benson-TC 00245-247, Benson-TC 00250-254, Benson-TC 00256-257, Benson-TC 00263-265, Benson-TC 00270, Benson-TC 00274-275, Benson-TC 00282-283, Benson-TC 00290, Benson-TC 00294-307
3	James T. Booth		Booth-BBK 000002-45, Booth-BBK 00051-263

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

4	Paedar Brennan		Brennan-WOA 0000001-52, Brennan-WOA 0000055, Brennan-WOA 0000062, Brennan-WOA 0000067, Brennan-WOA 0000069, Brennan-WOA 0000073-76, Brennan-WOA 0000080, Brennan-WOA 0000085, Brennan-WOA 0000094-97, Brennan-WOA 0000105, Brennan-WOA 0000109-110, Brennan-WOA 0000114-117, Brennan-WOA 0000125-127, Brennan-WOA 0000134-142, Brennan-WOA 0000155-162, Brennan-WOA 0000168-178, Brennan-WOA 0000181-185, Brennan-WOA 0000187-188, Brennan-WOA 0000193-201, Brennan-WOA 0000204-208, Brennan-WOA 0000210-217, Brennan-WOA 0000229-233, Brennan-WOA 0000237-238, Brennan-WOA 0000243-245
5	Joseph V. Clarkin		Clarkin-CDF 00001-166
6	James Henry Cotter	San Diego Diocese of Buffalo	Cotter-CDF 00001-9 Dbuff 0001-118

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

7	Peter Covas		Covas-TC 001-103, Covas-TC 106-113, Covas-TC 115-124, Covas-TC 127-129, Covas-TC 133-135, Covas-TC 140-141, Covas-TC 151-171, Covas-TC 178-179, Covas-TC 196-266, Covas-TC 268-273, Covas-TC 276
8	James Creaton		Creaton-CDF 00001-13, Creaton-CDF 00016-36, Creaton-CDF 00039-93, Creaton-CDF 00096-115, Creaton-CDF 00118-157
9	John J. Daly		Daly-CDF 00001-7, Daly-CDF 00009-10, Daly-CDF 00013-40, Daly-CDF 00047, Daly-CDF 00052-53, Daly-CDF 00055, Daly-CDF 00066, Daly-CDF 00069-78, Daly-CDF 00081-82, Daly-CDF 00084-180, Daly-CDF 000182-184, Daly-CDF 000190-191, Daly-CDF 000199, Daly-CDF 000204, Daly-CDF 000252, Daly-CDF 000267-293
10	Luis Eugene DeFrancisco		DeFrancisco-RCBSD 0014-27
11	Donald F. Doxie		Doxie-BBK 000001-68, Doxie- BBK 000070-216, Doxie-BBK 000219-220
12	I. Brent Eagen		Eagen-WOA 0000001-364
13	Raymond Etienne		Etienne-TC0001-18
14	Herman Flynn		Flynn-TC 0001-31, Flynn-TC 0033, Flynn-TC 0035-85

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

15	Rudolph Galindo		Galindo-CDF 00012, Galindo-CDF 00016, Galindo-CDF 00019, Galindo-CDF 00045, Galindo-CDF 00063-84, Galindo-CDF 00089-105, Galindo-CDF 00108, Galindo-CDF 00111-113, Galindo-CDF 00117-124, Galindo-CDF 00131-135, Galindo-CDF 00138-160, Galindo-CDF 00164-167, Galindo-CDF 00169-182, Galindo-CDF 00187, Galindo-CDF 00189-190, Galindo-CDF 00194-196, Galindo-CDF 00206-216, Galindo-CDF 00219-225, Galindo-CDF 00228-254, Galindo-CDF 00256-258, Galindo-CDF 00261, 278- Galindo-CDF 00282, Galindo-CDF 000284-285, Galindo-CDF 00288, Galindo-CDF 00296, Galindo-CDF 00298, Galindo-CDF 00316-318, Galindo-CDF 00323, Galindo-CDF 00324-328, Galindo-CDF 00329-342, Galindo-CDF 00344, Galindo-CDF 00427, Galindo-CDF 00430, Galindo-CDF 00432, Galindo-CDF 00435-437, Galindo-CDF 00440, Galindo-CDF 00454-456, Galindo-CDF 00460
16	James Ganahl		Ganahl-RCBSD 0001-77, Ganahl-RCBSD 0079-91, Ganahl-RCBSD 0107, Ganahl-RCBSD 0138-144
17	Maximillian Gomez		Gomez-CDF 00001- 8, Gomez-CDF 00010-455, Gomez-CDF 00457, Gomez-CDF 00479, Gomez-CDF 00483, Gomez-CDF 00489, Gomez-CDF 00506-522, Gomez-CDF 00477

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

18	Dennis Raymond Jost		Jost-TC 00001-66, Jost-TC 00068, Jost-TC 00070-137, Jost-TC 00140-163, Jost-TC 00165-168, Jost-TC 00171, Jost-TC 00192, Jost-TC 00199, Jost-TC 00201, Jost-TC 00204-206, Jost-TC 00208, Jost-TC 00231, additionally first page of file produced is not bates stamped, is a summary of assignments and complaints
19	John C. Keith		Keith-SLLBV 0001-83, Keith-SLLBV 0087-130, Keith- SLLBV 0132-137, Keith- SLLBV 0139-140, Keith- SLLBV 0153-154, Keith- SLLBV 0156-157, Keith- SLLBV 0170, Keith-SLLBV 0185, Keith-SLLBV 0187
20	Patrick Kearney		Kearney-WOA 0000001-107
21	Robert S. Koerner	Oblates of Mary Immaculate San Diego	Koerner OBL-SET CCII 0001- 282, Koerner OBL-SET CCII 0284-286 Koerner BBK 000001-16, Koerner BBK 000018-19, Koerner BBK 000021-105, Koerner BBK 000107-108, Koerner BBK 000193-195, Koerner BBK 000204-210.
22	Albert (aka Adalbert) Kowalczyk		Kowalczyk-BBK 000001-22
23	William A. Kraft		Kraft-BBK 000001-705, Kraft-BBK 000709-712, Kraft-BBK 000714, Kraft-BBK 000717-729, Kraft-BBK 000756-889, Kraft-BBK 000942-1300, Kraft-BBK 001980-2049
24	Michael MacCourt		McCourt-WOA 0000001-10
25	Thomas Maloney		Maloney-WOA 0000001-103

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

26	Peter Joseph Marron and Michael Victor Marron		Marron Bros-RCBSD 001-6, Marron Bros-RCBSD 035-43
27	Malachy McGinn		McGinn-BBK 000001-39
28	Patrick McNamara		McNamara-RCBSD 0001- 145, McNamara-RCBSD 0387-396
29	Robert Nikliborc		Nikliborc-BBK 000002-29, Nikliborc-BBK 000031-140
30	Joseph R. Nunez		Nunez-CDF 00001-353
31	Michael O'Connor		O'Connor-BBK 000001-88
32	Michael Raymond O'Donohoe		O'Donohoe-BBK000001-82, O'Donohoe-BBK000084, O'Donohoe-BBK000086, O'Donohoe-BBK000087, O'Donohoe-BBK000090

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

33	Patrick O'Keefe	San Diego	<p>O'Keefe-WOA 0000001-4, O'Keefe-WOA 0000006-17, O'Keefe-WOA 0000020, O'Keefe-WOA 0000022-26, O'Keefe-WOA 0000029-31, O'Keefe-WOA 0000000-82, O'Keefe-WOA 0000000-115, O'Keefe-WOA 0000118-124, O'Keefe-WOA 0000146, O'Keefe-WOA 0000148, O'Keefe-WOA 0000152-158, O'Keefe-WOA 0000160-165, O'Keefe-WOA 0000171-175, O'Keefe-WOA 0000179-185, O'Keefe-WOA 0000190, O'Keefe-WOA 0000192-204, O'Keefe-WOA 0000232-236, O'Keefe-WOA 0000239, O'Keefe-WOA 0000248-252, O'Keefe-WOA 0000269-274, O'Keefe-WOA 0000276-279, O'Keefe-WOA 0000281, O'Keefe-WOA 0000283, O'Keefe-WOA 0000293-294, O'Keefe-WOA 0000328-329 O'Keefe2-WOA 0000001-4, O'Keefe2-WOA 0000006-11, O'Keefe2-WOA 0000023-26, O'Keefe2-WOA 0000029-31, O'Keefe2-WOA 0000080-82, O'Keefe2-WOA 0000100-115, O'Keefe2-WOA 0000118-124, O'Keefe2-WOA 0000157-160, O'Keefe2-WOA 0000195-199, O'Keefe2-WOA 0000211-221, O'Keefe2-WOA 0000244-245, O'Keefe2-WOA 0000249-251, O'Keefe2-WOA 0000267-270, O'Keefe2-WOA 0000307-311, O'Keefe2-WOA 0000326-328, O'Keefe2-WOA 0000333-335, O'Keefe2-WOA 0000337-342, O'Keefe2-WOA 0000346-347</p>
34	Emanuel Olilang Omemaga	San Bernardino	<p>O'Keefe-TC 00001-3, O'Keefe-TC 00005-127, O'Keefe-TC 00129-136, O'Keefe-TC 00139-162, O'Keefe-TC 00168-201, O'Keefe-TC 00203-241, O'Keefe-TC 00248-250, O'Keefe-TC 00259-261, O'Keefe-TC 00265-276, O'Keefe-TC 00313, O'Keefe-TC 00319-320, O'Keefe-TC 00335, O'Keefe-TC 00384-385, O'Keefe-TC 00387</p> <p>Omemaga-RCBSD 0001-2, Omemaga-RCBSD 00015-16, Omemaga-RCBSD 00018-38</p>

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

35	Franz Robier		Robier-WOA 0000001-8, Robier-WOA 0000010-11, Robier-WOA 0000013-133, Robier-WOA 0000269, Robier-WOA 0000275-283, Robier-WOA 0000300-329, Robier-WOA 0000334-347
36	Edward Anthony Rodrigue		Rodrigue-SS 00001-1056 (The name of the victim in Rodrigue-SS 000253-258 must be redacted before released.)
37	David Roll		Roll-CDF 00001-12, Roll-CDF 00013-47, Roll-CDF 00057-58, Roll-CDF 00063-64 (The Name of the victim on Roll- CDF 00063 must be redacted before it can be released), Roll-CDF 00066-67, Roll-CDF 00069, Roll-CDF 00074, Roll-CDF 00077, Roll-CDF 00094, Roll-CDF 00097-99, Roll-CDF 00105-106, Roll-CDF 00114, Roll-CDF 00124-125, Roll-CDF 00127, Roll-CDF 00130, Roll-CDF 00132-135
38	Joseph Rossell		Rossell-BBK 000001-203
39	William Savord		Savord-RCBSD 0001-24, Savord-RCBSD 0035-109, Savord-RCBSD 0175-295

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

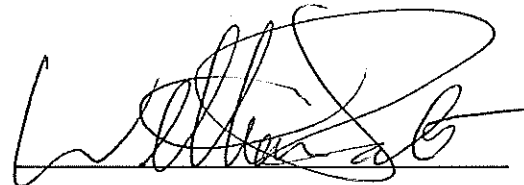
40	John A. Schmitz	Diocese of Dubuque	Schmitz-TC 00013-100, Schmitz-TC 00107-108, Schmitz-TC 00111-115, Schmitz-TC 00121-214, Schmitz-TC 00222-228, Schmitz-TC 00230-234, Schmitz-TC 00238, Schmitz-TC 00241, Schmitz-TC 00242-243, Schmitz-TC 00251-252, Schmitz-TC 00255-257, Schmitz-TC 00260-263, Schmitz-TC 00267-279
		Diocese of San Bernardino	Schmitz-TC 0001-12
41	Paul Shanley		Shanley-TC 0001-36
42	Gregory Sheridan		Sherdan-RCBSD 0001-224, Sherdan-RCBSD 0237-336
43	Frank Sierra		Sierra-RCBSD 0001-91, Sierra-RCBSD 0094-115, Sierra-RCBSD 0116-120, Sierra-RCBSD 0129, Sierra-RCBSD 0130-131, Sierra-RCBSD 0136, Sierra-RCBSD 0156-160, Sierra-RCBSD 0169-174, Sierra-RCBSD 0178, Sierra-RCBSD 0189-193, Sierra-RCBSD 0213, Sierra-RCBSD 0215-217, Sierra-RCBSD 0220

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

44	William Spain		Spain-RCBSD 0001-129, Spain-RCBSD 0130-131, Spain-RCBSD 0199-201, Spain-RCBSD 0277-343, Spain-RCBSD 0211-276
45	Matthew J. Thompson		Thompson-CDF 00001-6, Thompson-CDF 00009-91, Thompson-CDF 00093-94
46	Victor Uboldi		Uboldi-WOA 0001-63
47	Barry Vineyard		Vineyard-CDF 00001-201
48	Bernard Waltos		Waltos-TC 00001-57

IT IS SO ORDERED

Date: Oct. 27, 2010



Hon. William C. Pate (Ret.)