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1 COMMONWEALTH OF MASSACHUSETTS
2 SUFFOLK, ss SUPERIOR COURT DEPARTMENT
(Consolidated CA No. 02-1296)

3

4 JAMES M. HOGAN, et al.,
Plaintiffs,

5

vs.

6

THE ROMAN CATHOLIC
7 ARCHBISHOP OF BOSTON,
a Corporation Sole, et al.,
8 Defendants.

9 GREGORY FORD, et al.,
Plaintiff,

10

vs. 02-04551-T1

11

(Originally
BERNARD CARDINAL LAW, et al., entered in
12 Defendants. Middlesex County as
CA No. 02-0626)

13

PAUL W. BUSA,
14 Plaintiff,

15 vs.

02-04628-T1

16

(Originally
BERNARD CARDINAL LAW, et al., entered in
16 Defendants. Middlesex County as
17 CA No. 02-822)

18 ANTHONY DRISCOLL,
Plaintiff,

19

vs. 02-04565-T1

20

(Originally
BERNARD CARDINAL LAW, et al., entered in
21 Defendants. Middlesex County as
CA No. 02-1737)

22

23 DEPOSITION OF PAUL SHANLEY
December 9, 2002

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1 under the United States Constitution and Article
2 12 of the Massachusetts Declaration of Rights.

3 MR. ROGERS: What was the last
4 question?

5 MR. MacLEISH: Did you know Dale
6 LaGace?

7 Q During the 1970s, Father Shanley, did you have
8 occasion to meet any young people as they were
9 arriving by bus at the bus stations in Boston and
10 then taking them to an apartment shared with
11 Mr. LaGace, where you had sexual contact with
12 them? These would be minors.

13 A On the advice of counsel, I decline to answer the
14 question in reliance on my Fifth Amendment rights
15 under the United States Constitution and Article
16 12 of the Massachusetts Declaration of Rights.

17 Q Do you know a Father Daniel Graham?

18 A Who?

19 Q Father Daniel Graham.

20 A On the advice of counsel, I decline to answer the
21 question in reliance on my Fifth Amendment rights
22 under the United States Constitution and Article
23 12 of the Massachusetts Declaration of Rights.

24 Q Did you and Father Graham have sexual contacts

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1 together of a young man during the 1970s?

2 A On the advice of counsel, I decline to answer the
3 question in reliance on my Fifth Amendment rights
4 under the United States Constitution and Article
5 12 of the Massachusetts Declaration of Rights.

6 Q Did you own at any point or lease at any point a
7 cabin in the Blue Hills in Canton, Massachusetts?

8 A On the advice of counsel, I decline to answer the
9 question in reliance on my Fifth Amendment rights
10 under the United States Constitution and Article
11 12 of the Massachusetts Declaration of Rights.

12 Q Did you take any minors to that cabin, Father
13 Shanley, in the Blue Hills, and have sexual
14 contact with them at the cabin?

15 A On the advice of counsel, I decline to answer the
16 question in reliance on my Fifth Amendment rights
17 under the United States Constitution and Article
18 12 of the Massachusetts Declaration of Rights.

19 Q Do you know a Father Bernard Lane?

20 A On the advice of counsel, I decline to answer the
21 question in reliance on my Fifth Amendment rights
22 under the United States Constitution and Article
23 12 of the Massachusetts Declaration of Rights.

24 Q Did you ever have sexual contact with a minor at

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1 the cabin in the Blue Hills at the same time when
2 Father Lane was also having sexual contact with a
3 minor at the same time?

4 A On the advice of counsel, I decline to answer the
5 question in reliance on my Fifth Amendment rights
6 under the United States Constitution and Article
7 12 of the Massachusetts Declaration of Rights.

8 Q Father Shanley, when you were at St. Francis in
9 Braintree or St. Patrick's in Stoneham, did you
10 ever digitally or otherwise penetrate a minor
11 under the age of 16 at the rectory at either St.
12 Patrick's or St. Francis of Assisi?

13 A On the advice of counsel, I decline to answer the
14 question in reliance on my Fifth Amendment rights
15 under the United States Constitution and Article
16 12 of the Massachusetts Declaration of Rights.

17 Q Were you ever assigned to St. Jean's Parish in
18 Newton, Massachusetts, Father Shanley, in or
19 about 1980?

20 A On the advice of counsel, I decline to answer the
21 question in reliance on my Fifth Amendment rights
22 under the United States Constitution and Article
23 12 of the Massachusetts Declaration of Rights.

24 Q In or about 1979, did you attend a conference

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1 love with the defendant in this case, John

2 McCormack, Father John McCormack?

3 A On the advice of counsel, I decline to answer the

4 question in reliance on my Fifth Amendment rights

5 under the United States Constitution and Article

6 12 of the Massachusetts Declaration of Rights.

7 Q Have you ever, Father Shanley, spoken directly

8 with Cardinal Law concerning your views on

9 man-boy love?

10 A On the advice of counsel, I decline to answer the

11 question in reliance on my Fifth Amendment rights

12 under the United States Constitution and Article

13 12 of the Massachusetts Declaration of Rights.

14 Q Did you serve for any period of time at Maclean

15 Hospital in Belmont, Massachusetts, as the

16 chaplain of Maclean Hospital?

17 A On the advice of counsel, I decline to answer the

18 question in reliance on my Fifth Amendment rights

19 under the United States Constitution and Article

20 12 of the Massachusetts Declaration of Rights.

21 Q Did you discuss sado-masochistic activities with

22 a patient at the Maclean Hospital when you were

23 the chaplain there?

24 A On the advice of counsel, I decline to answer the

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1 question in reliance on my Fifth Amendment rights
2 under the United States Constitution and Article
3 12 of the Massachusetts Declaration of Rights.

4 Q Did you speak with Bishop Banks about the
5 conversation concerning sado-masochistic activity
6 that you had with a patient at Maclean Hospital?

7 A On the advice of counsel, I decline to answer the
8 question in reliance on my Fifth Amendment rights
9 under the United States Constitution and Article
10 12 of the Massachusetts Declaration of Rights.

11 Q Father Shanley, do you know a Gregory Ford?

12 A On the advice of counsel, I decline to answer the
13 question in reliance on my Fifth Amendment rights
14 under the United States Constitution and Article
15 12 of the Massachusetts Declaration of Rights.

16 Q Did you ever have any sexual contact of any kind
17 with Gregory Ford from the time that he first
18 entered CCD class when he was six or seven years
19 old up until the time that he turned twelve years
20 of age, any time, any point during that time, did
21 you have any sexual contact with him?

22 A On the advice of counsel, I decline to answer the
23 question in reliance on my Fifth Amendment rights
24 under the United States Constitution and Article

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1 12 of the Massachusetts Declaration of Rights.

2 Q At any point in time, Father Shanley, did you

3 ever fondle or touch the genitals of Gregory

4 Ford?

5 A On the advice of counsel, I decline to answer the

6 question in reliance on my Fifth Amendment rights

7 under the United States Constitution and Article

8 12 of the Massachusetts Declaration of Rights.

9 Q At any time, Father Shanley, did you insert your

10 finger into Gregory Ford's anus when he was

11 between the ages of six and twelve, at any point

12 during that time?

13 A On the advice of counsel, I decline to answer the

14 question in reliance on my Fifth Amendment rights

15 under the United States Constitution and Article

16 12 of the Massachusetts Declaration of Rights.

17 Q Did you ever place Gregory Ford's penis in your

18 mouth at any time during the period when Gregory

19 Ford was six years old up until the period he was

20 twelve years old?

21 A On the advice of counsel, I decline to answer the

22 question in reliance on my Fifth Amendment rights

23 under the United States Constitution and Article

24 12 of the Massachusetts Declaration of Rights.

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1 Q Did you ever attempt to put your penis into
2 Gregory Ford's mouth during any period of time
3 when Gregory Ford was between the age of six and
4 twelve?

5 A On the advice of counsel, I decline to answer the
6 question in reliance on my Fifth Amendment rights
7 under the United States Constitution and Article
8 12 of the Massachusetts Declaration of Rights.

9 Q Do you remember the names of anyone who worked
10 with you when you were the pastor at St. Jean's,
11 starting in 1983? When I say "anyone," I mean
12 any priest.

13 MR. ROGERS: Objection.

14 THE WITNESS: I'm sorry. What did you
15 say?

16 MR. ROGERS: Objection. You can
17 answer.

18 THE WITNESS: I didn't hear what you
19 said.

20 MR. MONDANO: He said "Objection."

21 A On the advice of counsel, I decline to answer the
22 question in reliance on my Fifth Amendment rights
23 under the United States Constitution and Article
24 12 of the Massachusetts Declaration of Rights.

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1 were pretty clear.

2 MR. MacLEISH: I'm not stipulating to
3 it for this deposition. I am stipulating to the
4 six cases that we have in Newton, that this
5 witness is being deposed in all of these cases.
6 But I'm not stipulating beyond the six cases from
7 St. Jean's.

8 MR. ROGERS: You're changing the
9 position you took in other depositions.

10 MR. MacLEISH: No, I'm not changing at
11 all. That's what I'm stipulating to in this
12 deposition.

13 MR. ROGERS: Any other positions you
14 want to change, let me know.

15 MR. MacLEISH: I will and that's
16 unnecessary.

17 Q Father Shanley, do you know Paul Busa?

18 A On the advice of counsel, I decline to answer the
19 question in reliance on my Fifth Amendment rights
20 under the United States Constitution and Article
21 12 of the Massachusetts Declaration of Rights.

22 Q Did you ever have any sexual contact with Paul
23 Busa while you were a priest at St. Jean's in
24 Newton and he was a child between the ages of six

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1 and twelve?

2 A On the advice of counsel, I decline to answer the
3 question in reliance on my Fifth Amendment rights
4 under the United States Constitution and Article
5 12 of the Massachusetts Declaration of Rights.

6 Q Did you ever insert your finger into Paul Busa's
7 anus, Father Shanley?

8 A On the advice of counsel, I decline to answer the
9 question in reliance on my Fifth Amendment rights
10 under the United States Constitution and Article
11 12 of the Massachusetts Declaration of Rights.

12 Q Did you ever insert your penis into Paul Busa's
13 anus when you were a parish priest at St. Jean's
14 and he was a child between the ages of six and
15 twelve?

16 A On the advice of counsel, I decline to answer the
17 question in reliance on my Fifth Amendment rights
18 under the United States Constitution and Article
19 12 of the Massachusetts Declaration of Rights.

20 Q Did you ever touch or fondle Paul Busa's
21 genitalia when you were a priest at St. Jean's
22 Parish in Newton, Massachusetts, and Paul Busa
23 was between the ages of six and twelve?

24 A On the advice of counsel, I decline to answer the

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1 question in reliance on my Fifth Amendment rights
2 under the United States Constitution and Article
3 12 of the Massachusetts Declaration of Rights.

4 Q Father Shanley, did you ever place your mouth
5 over Paul Busa's genitalia when you were a parish
6 priest at St. Jean's Parish in Newton,
7 Massachusetts, and Mr. Busa was between the ages
8 of six and twelve?

9 A On the advice of counsel, I decline to answer the
10 question in reliance on my Fifth Amendment rights
11 under the United States Constitution and Article
12 12 of the Massachusetts Declaration of Rights.

13 Q Did you, Father Shanley, ever attempt to insert
14 your penis into Paul Busa's mouth when you were a
15 priest at St. Jean's in Newton and Mr. Busa was
16 between the ages of six and twelve?

17 A On the advice of counsel, I decline to answer the
18 question in reliance on my Fifth Amendment rights
19 under the United States Constitution and Article
20 12 of the Massachusetts Declaration of Rights.

21 Q Do you know a Mr. Anthony Driscoll, who was a
22 member, as a child, of the St. Jean's Parish in
23 Newton, Massachusetts?

24 A On the advice of counsel, I decline to answer the

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1 question in reliance on my Fifth Amendment rights
2 under the United States Constitution and Article
3 12 of the Massachusetts Declaration of Rights.

4 Q Did you, Father Shanley, have any sexual contact
5 whatsoever with Anthony Driscoll when you were a
6 parish priest in Newton, Massachusetts, and
7 Mr. Driscoll was between the ages of six and
8 twelve?

9 A On the advice of counsel, I decline to answer the
10 question in reliance on my Fifth Amendment rights
11 under the United States Constitution and Article
12 12 of the Massachusetts Declaration of Rights.

13 Q Did you, Father Shanley, ever insert your finger
14 into Mr. Driscoll's anus when you were a parish
15 priest at St. Jean's Parish in Newton, Mass., and
16 Mr. Driscoll was between the ages of six and
17 twelve?

18 A On the advice of counsel, I decline to answer the
19 question in reliance on my Fifth Amendment rights
20 under the United States Constitution and Article
21 12 of the Massachusetts Declaration of Rights.

22 Q Did you ever, Father Shanley, insert your penis
23 into Mr. Driscoll's anus when you were the pastor
24 or parish priest at St. Jean's in Newton and

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1 Mr. Driscoll was between the ages of six and
2 twelve?

3 A On the advice of counsel, I decline to answer the
4 question in reliance on my Fifth Amendment rights
5 under the United States Constitution and Article
6 12 of the Massachusetts Declaration of Rights.

7 Q Did you ever fondle Mr. Driscoll's genitalia in
8 any way, Father Shanley, when you were a parish
9 priest at St. Jean's Parish in Newton,
10 Massachusetts, and Mr. Driscoll was between the
11 ages of six and twelve?

12 A On the advice of counsel, I decline to answer the
13 question in reliance on my Fifth Amendment rights
14 under the United States Constitution and Article
15 12 of the Massachusetts Declaration of Rights.

16 Q Did you ever insert Mr. Driscoll's penis into
17 your mouth when you were a parish priest and
18 Mr. Driscoll was between the ages of six and
19 twelve?

20 A On the advice of counsel, I decline to answer the
21 question in reliance on my Fifth Amendment rights
22 under the United States Constitution and Article
23 12 of the Massachusetts Declaration of Rights.

24 Q Did you ever attempt to insert your penis into

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1 Mr. Driscoll's mouth when Mr. Driscoll was
2 between the ages of six and twelve and you were a
3 parish priest at St. Jean's in Newton,
4 Massachusetts?

5 A On the advice of counsel, I decline to answer the
6 question in reliance on my Fifth Amendment rights
7 under the United States Constitution and Article
8 12 of the Massachusetts Declaration of Rights.

9 Q Do you know a [REDACTED]

10 A Who?

11 Q [REDACTED]

12 A On the advice of counsel, I decline to answer the
13 question in reliance on my Fifth Amendment rights
14 under the United States Constitution and Article
15 12 of the Massachusetts Declaration of Rights.

16 Q Did you ever have sexual contact of any kind with
17 [REDACTED] when he was between the ages
18 of six and twelve and you were working as a
19 priest at St. Jean's in Newton, Massachusetts?

20 A On the advice of counsel, I decline to answer the
21 question in reliance on my Fifth Amendment rights
22 under the United States Constitution and Article
23 12 of the Massachusetts Declaration of Rights.

24 Q Did you ever insert your finger into

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1 [REDACTED] anus when you were a parish priest
2 in Newton, Massachusetts, and [REDACTED] was a
3 child between the ages of six and twelve?

4 THE WITNESS: I can't just say same
5 answer?

6 MR. MONDANO: Keep going through it.

7 MR. MacLEISH: No.

8 A On the advice of counsel, I decline to answer the
9 question in reliance on my Fifth Amendment rights
10 under the United States Constitution and Article
11 12 of the Massachusetts Declaration of Rights.

12 Q Did you ever insert your penis into [REDACTED]
13 anus when you were working as a parish priest in
14 Newton, Massachusetts, and [REDACTED] was a
15 child between the ages of six and twelve?

16 A On the advice of counsel, I decline to answer the
17 question in reliance on my Fifth Amendment rights
18 under the United States Constitution and Article
19 12 of the Massachusetts Declaration of Rights.

20 Q Did you ever touch or fondle [REDACTED]
21 genitalia when you were a parish priest at St.
22 Jean's Parish in Newton, Massachusetts, and
23 [REDACTED] was a child between the age of six
24 and twelve?

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1 A On the advice of counsel, I decline to answer the
2 question in reliance on my Fifth Amendment rights
3 under the United States Constitution and Article
4 12 of the Massachusetts Declaration of Rights.

5 MR. MacLEISH: Could you read back the
6 question, please.

7 (Question read.)

8 Q Did you ever insert or attempt to insert
9 ██████████ penis into your mouth, Father
10 Shanley, when you were a priest at St. Jean's
11 Parish and ██████████ was a child between the
12 ages of six and twelve?

13 A On the advice of counsel, I decline to answer the
14 question in reliance on my Fifth Amendment rights
15 under the United States Constitution and Article
16 12 of the Massachusetts Declaration of Rights.

17 Q Did you ever attempt to or actually insert your
18 penis into ██████████ mouth when you were a
19 parish priest in Newton, Massachusetts, and
20 ██████████ was a child between the ages of six
21 and twelve?

22 A On the advice of counsel, I decline to answer the
23 question in reliance on my Fifth Amendment rights
24 under the United States Constitution and Article

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1 12 of the Massachusetts Declaration of Rights.

2 Q Do you know a [REDACTED]

3 A Who?

4 Q [REDACTED]

5 A On the advice of counsel, I decline to answer the
6 question in reliance on my Fifth Amendment rights
7 under the United States Constitution and Article
8 12 of the Massachusetts Declaration of Rights.

9 Q Did you ever insert your finger into [REDACTED]
10 anus while you were a priest at St. Jean's in
11 Newton, Massachusetts, and [REDACTED] was a child
12 between the ages of eight and twelve?

13 A On the advice of counsel, I decline to answer the
14 question in reliance on my Fifth Amendment rights
15 under the United States Constitution and Article
16 12 of the Massachusetts Declaration of Rights.

17 Q I'm sorry. Let me attempt to rephrase the
18 timing.

19 Did you ever have any sexual contact with
20 [REDACTED] when he was between the ages of ten
21 and fourteen?

22 A On the advice of counsel, I decline to answer the
23 question in reliance on my Fifth Amendment rights
24 under the United States Constitution and Article

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1 12 of the Massachusetts Declaration of Rights.

2 Q And again, between the ages of ten and fourteen,

3 when [REDACTED] was between the ages of ten and

4 fourteen, did you ever attempt or actually

5 succeed in inserting your finger into [REDACTED]

6 anus?

7 A On the advice of counsel, I decline to answer the

8 question in reliance on my Fifth Amendment rights

9 under the United States Constitution and Article

10 12 of the Massachusetts Declaration of Rights.

11 Q When [REDACTED] was between the ages of ten and

12 fourteen, did you ever attempt to insert your

13 penis into [REDACTED] anus?

14 A On the advice of counsel, I decline to answer the

15 question in reliance on my Fifth Amendment rights

16 under the United States Constitution and Article

17 12 of the Massachusetts Declaration of Rights.

18 Q Did you ever touch or fondle in any way

19 [REDACTED] genitalia when [REDACTED] was between

20 the ages of ten and fourteen and you were a

21 parish priest in Newton, Massachusetts?

22 A On the advice of counsel, I decline to answer the

23 question in reliance on my Fifth Amendment rights

24 under the United States Constitution and Article

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1 12 of the Massachusetts Declaration of Rights.

2 Q Did you ever attempt to place ██████████ penis
3 into your mouth, Father Shanley, when you were a
4 parish priest and ██████████ was between the ages
5 of ten and fourteen?

6 A On the advice of counsel, I decline to answer the
7 question in reliance on my Fifth Amendment rights
8 under the United States Constitution and Article
9 12 of the Massachusetts Declaration of Rights.

10 Q When ██████████ was between the ages of ten and
11 fourteen, did you ever attempt, Father Shanley,
12 while serving as a parish priest, to put your
13 penis into ██████████ mouth?

14 A On the advice of counsel, I decline to answer the
15 question in reliance on my Fifth Amendment rights
16 under the United States Constitution and Article
17 12 of the Massachusetts Declaration of Rights.

18 Q Do you know an individual named Andrew Magni?

19 A On the advice of counsel, I decline to answer the
20 question in reliance on my Fifth Amendment rights
21 under the United States Constitution and Article
22 12 of the Massachusetts Declaration of Rights.

23 Q Did Mr. Magni come to the rectory at some point
24 during January, February, March or April of 1980

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1 when it was snowing outside?

2 A On the advice of counsel, I decline to answer the
3 question in reliance on my Fifth Amendment rights
4 under the United States Constitution and Article
5 12 of the Massachusetts Declaration of Rights.

6 Q Did you call Mr. Magni's parents and suggest in
7 or about January, February, March or April of
8 1980, that Mr. Magni should stay over at the
9 rectory?

10 A On the advice of counsel, I decline to answer the
11 question in reliance on my Fifth Amendment rights
12 under the United States Constitution and Article
13 12 of the Massachusetts Declaration of Rights.

14 Q And do you remember Mr. Magni staying over at the
15 rectory at some point during the months of
16 January, February, March or April of 1980?

17 A On the advice of counsel, I decline to answer the
18 question in reliance on my Fifth Amendment rights
19 under the United States Constitution and Article
20 12 of the Massachusetts Declaration of Rights.

21 Q Do you recall, Father Shanley, that you hid
22 Mr. Magni's clothes and told Mr. Magni that he
23 would have to sleep naked in a bed in your room
24 at the rectory of St. Jean's Parish at one point

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1 during the months of January, February, March or
2 April of 1980?

3 MR. ROGERS: Objection.

4 MR. MacLEISH: Go ahead. You can
5 answer the question.

6 A On the advice of counsel, I decline to answer the
7 question in reliance on my Fifth Amendment rights
8 under the United States Constitution and Article
9 12 of the Massachusetts Declaration of Rights.

10 Q At some point during the night when Mr. Magni was
11 staying in your room at the rectory, did you
12 force your penis, over Mr. Magni's objections,
13 into his anus while Mr. Magni was sleeping in
14 your bed in the rectory at St. Jean's?

15 MR. ROGERS: Objection.

16 A On the advice of counsel, I decline to answer the
17 question in reliance on my Fifth Amendment rights
18 under the United States Constitution and Article
19 12 of the Massachusetts Declaration of Rights.

20 Q Do you remember Mr. Magni trying to remove you
21 from the position that you were, namely, lying on
22 top of him, with his face -- let me withdraw that
23 question.

24 Do you remember Mr. Magni attempting to

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1 Ms. Gauvreau's residence and drive him back to
2 that facility in central Massachusetts from which
3 he had eloped?

4 A On the advice of counsel, I decline to answer the
5 question in reliance on my Fifth Amendment rights
6 under the United States Constitution and Article
7 12 of the Massachusetts Declaration of Rights.

8 Q Father Shanley, did you attempt or actually touch
9 the young man that you had picked up at
10 Ms. Gauvreau's residence in the area of his
11 genitalia?

12 MR. ROGERS: Objection.

13 A On the advice of counsel, I decline to answer the
14 question in reliance on my Fifth Amendment rights
15 under the United States Constitution and Article
16 12 of the Massachusetts Declaration of Rights.

17 Q Do you recall whether this young man escaped from
18 the car and you returned to the rectory?

19 A On the advice of counsel, I decline to answer the
20 question in reliance on my Fifth Amendment rights
21 under the United States Constitution and Article
22 12 of the Massachusetts Declaration of Rights.

23 Q Do you recall whether Ms. Gauvreau subsequently
24 called you by telephone to ask what had happened

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1 and you admitted what you had touched this young
2 man in the genitalia, to Ms. Gauvreau?

3 A On the advice of counsel, I decline to answer the
4 question in reliance on my Fifth Amendment rights
5 under the United States Constitution and Article
6 12 of the Massachusetts Declaration of Rights.

7 Q Now, after Ms. Gauvreau had this conversation
8 with you, do you recall anyone from the
9 Archdiocese of Boston contacting you to inquire
10 whether or not you had in fact touched this young
11 man in the genitalia while you were driving in a
12 car with him?

13 A On the advice of counsel, I decline to answer the
14 question in reliance on my Fifth Amendment rights
15 under the United States Constitution and Article
16 12 of the Massachusetts Declaration of Rights.

17 Q Father Shanley, do you remember anyone who was in
18 a position superior to yours in the Archdiocese
19 of Boston ever speaking to you about the subject
20 of sexual misconduct with children, your sexual
21 misconduct with children?

22 A On the advice of counsel, I decline to answer the
23 question in reliance on my Fifth Amendment rights
24 under the United States Constitution and Article

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1 MR. MacLEISH: Go ahead.

2 A On the advice of counsel, I decline to answer the
3 question in reliance on my Fifth Amendment rights
4 under the United States Constitution and Article
5 12 of the Massachusetts Declaration of Rights.

6 Q Did you at any time, Father Shanley, between 1960
7 and the time you left Boston in 1990, did you
8 ever attempt to masturbate any children under the
9 age of sixteen?

10 A On the advice of counsel, I decline to answer the
11 question in reliance on my Fifth Amendment rights
12 under the United States Constitution and Article
13 12 of the Massachusetts Declaration of Rights.

14 Q Did you ever ask any child, between 1960, the
15 time of your ordination, and the time you left
16 Newton in 1990, did you ever attempt to have any
17 child under the age of 16 masturbate you?

18 A On the advice of counsel, I decline to answer the
19 question in reliance on my Fifth Amendment rights
20 under the United States Constitution and Article
21 12 of the Massachusetts Declaration of Rights.

22 Q Did you know an individual by the name of [REDACTED]
23 [REDACTED]

24 A On the advice of counsel, I decline to answer the

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1 question in reliance on my Fifth Amendment rights
2 under the United States Constitution and Article
3 12 of the Massachusetts Declaration of Rights.

4 Q Did you ever have sexual contact with Mr. [REDACTED]
5 when you were a priest in Stoneham and
6 [REDACTED] was a child? When I say a child,
7 under the age of sixteen.

8 Go ahead.

9 A On the advice of counsel, I decline to answer the
10 question in reliance on my Fifth Amendment rights
11 under the United States Constitution and Article
12 12 of the Massachusetts Declaration of Rights.

13 Q Do you know an individual who would have been
14 known to you as a child named Thomas Peter
15 Devlin, Jr.?

16 A On the advice of counsel, I decline to answer the
17 question in reliance on my Fifth Amendment rights
18 under the United States Constitution and Article
19 12 of the Massachusetts Declaration of Rights.

20 Q He was also known as Bud Devlin as a child,
21 Father Shanley. Do you have any recollection of
22 knowing him?

23 A On the advice of counsel, I decline to answer the
24 question in reliance on my Fifth Amendment rights

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1 under the United States Constitution and Article
2 12 of the Massachusetts Declaration of Rights.

3 Q Do you know, Father Shanley, whether or not you
4 ever had any sexual contact with Bud Devlin, also
5 known as Thomas Peter Devlin, Jr., when you were
6 serving as a priest at St. Patrick's Parish in
7 Stoneham, Massachusetts, and Mr. Devlin was a
8 child under the age of sixteen?

9 A Would you repeat that.

10 Q Do you recall when you were serving as a parish
11 priest in Stoneham, Massachusetts, whether you
12 ever had sexual contact with Bud Devlin, also
13 known as Thomas Peter Devlin, Jr., when he was
14 under the age of sixteen?

15 A On the advice of counsel, I decline to answer the
16 question in reliance on my Fifth Amendment rights
17 under the United States Constitution and Article
18 12 of the Massachusetts Declaration of Rights.

19 Q Do you know, Father Shanley, [REDACTED]

20 A On the advice of counsel, I decline to answer the
21 question in reliance on my Fifth Amendment rights
22 under the United States Constitution and Article
23 12 of the Massachusetts Declaration of Rights.

24 Q Did you insert your penis into [REDACTED] anus

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1 while he was a child?

2 A On the advice of counsel, I decline to answer the
3 question in reliance on my Fifth Amendment rights
4 under the United States Constitution and Article
5 12 of the Massachusetts Declaration of Rights.

6 Q Let me just read you that question.

7 Did you insert your penis into [REDACTED]
8 anus when he was a child between the ages of nine
9 and eleven years old in or about 1972 to 1974?

10 A On the advice of counsel, I decline to answer the
11 question in reliance on my Fifth Amendment rights
12 under the United States Constitution and Article
13 12 of the Massachusetts Declaration of Rights.

14 Q Do you remember a child by the name of [REDACTED]
15 [REDACTED] who you would have met in or about 1975
16 when he was fourteen years of age?

17 A On the advice of counsel, I decline to answer the
18 question in reliance on my Fifth Amendment rights
19 under the United States Constitution and Article
20 12 of the Massachusetts Declaration of Rights.

21 Q Did you ever have a service, Father Shanley,
22 where you were providing counseling to children
23 and teenagers who had sexual identity problems?

24 A On the advice of counsel, I decline to answer the

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1 question in reliance on my Fifth Amendment rights
2 under the United States Constitution and Article
3 12 of the Massachusetts Declaration of Rights.

4 Q With respect to [REDACTED] while having a
5 counseling relationship with him as a
6 fourteen-year old-child, did you ever insert your
7 penis into [REDACTED] mouth?

8 MR. ROGERS: Objection.

9 MR. MONDANO: I don't mean to
10 interrupt. I know we have no stipulations. I've
11 noticed that the negative pregnant seems to be
12 the order of the day. You keep loading up the
13 question.

14 To the extent that question, for example,
15 incorporated your conclusion of fact, even though
16 he's asserting the Fifth Amendment privilege with
17 respect to all questions, you know, I question
18 the form of the question.

19 I don't want to attenuate this process by
20 adding what amounts to a layer of, a round of
21 objections with respect to the forms of the
22 questions. I understand where you're trying to
23 go. I would like to accommodate you getting
24 there as quickly as possible but should I start

00050

1 objecting?

2 MR. MacLEISH: Object. Make your

3 objection.

4 MR. MONDANO: Do you want to rephrase

5 the question when I make the objection?

6 MR. MacLEISH: No. Your objection is

7 noted and you're free to object at any time

8 frame.

9 MR. MONDANO: If you'll give me the

10 blanket objection to the negative pregnant to the

11 form of the question, the questions loaded with

12 factual information that has not been

13 acknowledged or accepted by the witness in any

14 way, shape or form, then I can continue to be

15 quiet and let this go.

16 MR. MacLEISH: That's acceptable to me.

17 MR. ROGERS: Same continuing objection,

18 please?

19 MR. MacLEISH: Yes.

20 (Question read.)

21 A On the advice of counsel, I decline to answer the

22 question in reliance on my Fifth Amendment rights

23 under the United States Constitution and Article

24 12 of the Massachusetts Declaration of Rights.

00051

1 Q Did you ever take [REDACTED] penis and instruct
2 him to insert it into your mouth when [REDACTED]
3 was a child at age fourteen in or about 1975?

4 A On the advice of counsel, I decline to answer the
5 question in reliance on my Fifth Amendment rights
6 under the United States Constitution and Article
7 12 of the Massachusetts Declaration of Rights.

8 Q Have you ever been convicted of a felony within
9 the past ten years, Father Shanley?

10 A On the advice of counsel, I decline to answer the
11 question in reliance on my Fifth Amendment rights
12 under the United States Constitution and Article
13 12 of the Massachusetts Declaration of Rights.

14 Q Do you know an [REDACTED]?

15 A On the advice of counsel, I decline to answer the
16 question in reliance on my Fifth Amendment rights
17 under the United States Constitution and Article
18 12 of the Massachusetts Declaration of Rights.

19 Q Did you ever have a counseling relationship with
20 [REDACTED]

21 A On the advice of counsel, I decline to answer the
22 question in reliance on my Fifth Amendment rights
23 under the United States Constitution and Article
24 12 of the Massachusetts Declaration of Rights.

00052

1 Q Did you ever have sexual contact with [REDACTED]

2 [REDACTED] while providing him with spiritual

3 counseling?

4 A On the advice of counsel, I decline to answer the
5 question in reliance on my Fifth Amendment rights

6 under the United States Constitution and Article

7 12 of the Massachusetts Declaration of Rights.

8 Q Did you attend a conference in or about February

9 of 1979 or January of 1979, a conference where an

10 organization called the Man-Boy Lovers of North

11 America was formed?

12 A On the advice of counsel, I decline to answer the

13 question in reliance on my Fifth Amendment rights

14 under the United States Constitution and Article

15 12 of the Massachusetts Declaration of Rights.

16 Q Have you ever been present at the Corpus Christi

17 Church in Rochester, New York?

18 A On the advice of counsel, I decline to answer the

19 question in reliance on my Fifth Amendment rights

20 under the United States Constitution and Article

21 12 of the Massachusetts Declaration of Rights.

22 Q Do you know a Teresa Shanley?

23 A On the advice of counsel, I decline to answer the

24 question in reliance on my Fifth Amendment rights