

# **Editor's Note:**

**Readers may find the descriptions in this deposition transcript offensive.**

Page 1

1 IN THE UNITED STATES BANKRUPTCY COURT

2 FOR THE DISTRICT OF OREGON

3

4 In re

5 ROMAN CATHOLIC ARCHBISHOP OF ) No. 04-37154-clp11  
 6 PORTLAND IN OREGON, AND )  
 7 SUCCESSORS, A CORPORATION ) Adv. Proc. No. 04-03349  
 8 SOLE, dba the ARCHDIOCESE OF )  
 9 PORTLAND IN OREGON, )  
 10 Debtor. )

11 RANDY SLOAN, STEVEN COLVIN,  
 12 ROBERT DAVID PAUL, JR., and  
 13 NORMAN L. KLETTKE, JR.,

14 Plaintiffs,

15 v.

16 MICHAEL SPRAUER, a Catholic  
 17 priest; THE ARCHDIOCESE OF  
 18 PORTLAND IN OREGON, an Oregon  
 19 corporation; the ROMAN  
 20 CATHOLIC ARCHBISHOP OF THE  
 21 ARCHDIOCESE OF PORTLAND IN  
 22 OREGON, and successors, a  
 23 corporation solo dba THE  
 24 ARCHDIOCESE OF PORTLAND IN  
 25 OREGON; THE STATE OF OREGON,  
 DEPARTMENT OF HUMAN RESOURCES;  
 OREGON YOUTH AUTHORITY fka  
 CHILDREN'S SERVICES DIVISION;  
 and MACLAREN YOUTH  
 CORRECTIONAL FACILITY fka  
 MACLAREN SCHOOL FOR BOYS,

Defendants.

VIDEOTAPED DEPOSITION OF RANDY SLOAN

Taken on behalf of the Defendants

February 9, 2005

Page 3

1 --oOo--

2 ALSO PRESENT: Ms. Paulette Furness; Fr. Michael Sprauer;  
 Videographer Jason Quigley

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

Page 2

1 BE IT REMEMBERED THAT, pursuant to the

2 Oregon Rules of Civil Procedure, the deposition of

3 RANDY SLOAN was taken by Aaron M. Thomas, Certified

4 Shorthand Reporter and Registered Professional

5 Reporter for Oregon, on February 21, 2005,

6 commencing at the hour of 9:41 a.m., in the

7 conference room of the law offices of Schwabe

8 Williamson & Wyatt, in the City of Portland, County

9 of Multnomah, State of Oregon.

10

11 APPEARANCES:

12

13 GATTI GATTI MAIER KRUEGER SAYER & ASSOCIATES  
 Attorneys at Law  
 14 By Mr. Daniel Gatti  
 Mr. Ryan Jennings  
 15 Counsel for Plaintiff

16

17 SCHWABE WILLIAMSON & WYATT  
 Attorneys at Law  
 18 By Ms. Margaret Hoffmann  
 Counsel for Archdiocese Defendants

19

20 COONEY & CREW  
 Attorneys at Law  
 21 By Mr. Tom Cooney, Sr.  
 Counsel for Fr. Michael Sprauer

22

23 OREGON DEPARTMENT OF JUSTICE  
 Attorneys at Law  
 24 By Mr. William Tharp  
 Counsel for State of Oregon Defendants

25

Page 4

1 EXAMINATION INDEX

2 Page

3 EXAMINATION BY MS. HOFFMANN 6

4 EXAMINATION BY MR. THARP 147

5 EXAMINATION BY MR. COONEY 223

6 EXAMINATION BY MS. HOFFMANN 246

7 \* \* \*

8 EXHIBIT INDEX

9 No. Item Page

10 1 Employment History of Randy Sloan 56

11 Sloan

12 2 Social Security records for Randy Sloan 65

13 Randy Sloan

14 3 Educational History of Randy Sloan 66

15 Sloan

16 4 Incarceration History of Randy Sloan 72

17 Sloan

18 5 Mental Health Evaluation History of Randy Sloan 74

19

20 6 Psychological Evaluation of Randy Sloan dated December 4, 85

21 Randy Sloan dated December 4, 1974

22

23 7 Amended Complaint 159

24 8 MacLaren Committee Report of Randy Sloan dated 7/30/75 175

25

**EXHIBIT 1 OF 21  
PAGE 1 OF 21**

Page 57

10:31:15 1 "1973, Neighborhood Youth Core, Galley MacLaren  
10:31:19 2 School for Boys."  
10:31:21 3 Where did you get that information when  
10:31:23 4 you wrote the document?  
10:31:24 5 A It was just out of my mind. I was trying  
10:31:26 6 to remember. There was so much to remember that --  
10:31:29 7 I worked for Neighborhood Youth Core while I was  
10:31:31 8 there, though.  
10:31:32 9 Q While you were where?  
10:31:34 10 A MacLaren.  
10:31:34 11 Q Okay. And are you saying that you were  
10:31:36 12 not in MacLaren in 1973?  
10:31:39 13 A No. I didn't go in until the end of 1974.  
10:31:42 14 Q And how do you know that?  
10:31:44 15 A Because I know that. I just remembered  
10:31:45 16 it.  
10:31:46 17 Q When did you remember it?  
10:31:48 18 A In the last couple months.  
10:31:49 19 Q Did you do anything in the last couple  
10:31:51 20 months to help you remember that or refresh your  
10:31:53 21 recollection?  
10:31:54 22 A Just thinking about it. Everything before  
10:31:56 23 was so quick, I needed everything so quick that I  
10:31:59 24 couldn't remember anything.  
10:32:01 25 Q When did you prepare Exhb. 1?

Page 58

10:32:05 1 A Probably --  
10:32:07 2 MR. GATTI: If you don't know --  
10:32:09 3 A I don't know.  
10:32:10 4 Q Okay.  
10:32:11 5 A It's been a while.  
10:32:12 6 Q What did you consult to help you prepare  
10:32:15 7 Exhb. 1?  
10:32:16 8 A Just papers that I had at home and stuff  
10:32:19 9 that I found after my mom died that showed different  
10:32:23 10 times and dates and things.  
10:32:24 11 Q So you prepared this after your mom passed  
10:32:26 12 away?  
10:32:27 13 A Long before.  
10:32:28 14 Q I'm sorry?  
10:32:29 15 A Long before she died.  
10:32:30 16 Q You prepared Exhb. 1 before your mother  
10:32:32 17 died?  
10:32:32 18 A Yes.  
10:32:33 19 Q Okay. And in helping you prepare Exhb. 1,  
10:32:36 20 you looked at papers that you had at home?  
10:32:38 21 A No, after my mother died, I found papers  
10:32:41 22 that made me realize that I wasn't in MacLaren in  
10:32:44 23 '73.  
10:32:45 24 Q Okay. Let me ask you the question again.  
10:32:47 25 My question is: What documents did you

Page 59

10:32:49 1 use to help you prepare Exhb. 1?  
10:32:53 2 A That was just out of my mind.  
10:32:55 3 Q Okay. So you just sat down and wrote out  
10:32:58 4 Exhb. 1 based on your memory at the time?  
10:33:01 5 A Yes.  
10:33:02 6 Q You didn't consult any documents?  
10:33:05 7 A No, except a few small check stubs that I  
10:33:07 8 had for like Dreamland Nursery and Philips  
10:33:10 9 Industries and a few things.  
10:33:12 10 Q Okay. So all of the information contained  
10:33:15 11 in Exhb. 1, the dates and the places of employment,  
10:33:19 12 are things that you had in your mind, you wrote  
10:33:22 13 those down without consulting any extraneous  
10:33:25 14 documents?  
10:33:27 15 A Right.  
10:33:28 16 Q Is that correct?  
10:33:28 17 A Right.  
10:33:29 18 Q Okay. And you created Exhb. 1 sometime  
10:33:31 19 before your mother died?  
10:33:32 20 A Quite a while before my mother died.  
10:33:34 21 Q Can you give me your best estimate,  
10:33:35 22 Mr. Sloan, as to when you prepared Exhb. 1?  
10:33:40 23 A Six, eight months maybe.  
10:33:43 24 Q Six to eight months from today?  
10:33:45 25 A Before she died maybe.

Page 60

10:33:46 1 Q Okay. And she died, you said, in October?  
10:33:49 2 A October.  
10:33:50 3 Q So you would have prepared this, your best  
10:33:55 4 estimate would be, in April of 2004?  
10:34:02 5 A I'm not sure.  
10:34:03 6 Q Why did you prepare this?  
10:34:05 7 A Because they needed a work history.  
10:34:12 8 Q Who did?  
10:34:12 9 A My attorney.  
10:34:12 10 Q Okay. And so when you prepared this, you  
10:34:12 11 at the time wrote down what you thought was your  
10:34:12 12 best, most accurate and complete information?  
10:34:12 13 A What I thought was accurate from memory.  
10:34:14 14 Q Okay. And you understood when you were  
10:34:15 15 filling this out that it was important for you to  
10:34:17 16 give your best testimony at that time, to be as  
10:34:21 17 accurate as you could be.  
10:34:23 18 Is that a fair statement?  
10:34:24 19 A I was trying to be as accurate as I could.  
10:34:26 20 Q Okay. Is there anything else about  
10:34:28 21 Exhb. 1 other than the 1973 neighborhood youth core  
10:34:32 22 that is incorrect?  
10:34:42 23 A No.  
10:34:43 24 Q Everything else in Exhb. 1 is correct?  
10:34:55 25 A Yes.

EXHIBIT  
PAGE 2 OF 21

11:00:57 1 A Yes.  
 11:00:59 2 Q Why did you -- what does that document  
 11:01:02 3 purport to represent?  
 11:01:05 4 A My -- when I was seen by doctors.  
 11:01:07 5 Q Okay. So when you prepared that document,  
 11:01:10 6 you were providing testimony about doctors in  
 11:01:13 7 hospitals where you've received medical treatment  
 11:01:15 8 over the years.  
 11:01:16 9 Is that correct?  
 11:01:16 10 A Yes. Yes.  
 11:01:18 11 Q Is that document correct?  
 11:01:19 12 A No.  
 11:01:23 13 Q What is incorrect about this document?  
 11:01:25 14 A The MacLaren date at the very first.  
 11:01:28 15 Q Okay. Exhb. 4, the very first entry says  
 11:01:30 16 "1973-1975, MacLaren School for Boys, Infirmary,  
 11:01:36 17 Woodburn, Oregon."  
 11:01:37 18 You're saying that that statement is  
 11:01:38 19 incorrect?  
 11:01:39 20 A Right.  
 11:01:41 21 Q That's now the third time that you have  
 11:01:45 22 provided testimony or information indicating that  
 11:01:50 23 you were at MacLaren in 1973. That would be in  
 11:01:54 24 Exhb. 4, Exhb. 1, and Exhb. 3, correct?  
 11:01:58 25 A Yes.

11:03:12 1 A Yes.  
 11:03:13 2 Q Okay. What are you purporting to  
 11:03:17 3 represent in Exhb. 5?  
 11:03:19 4 A To mental health evaluations.  
 11:03:23 5 Q Is it your testimony, Mr. Sloan, that  
 11:03:25 6 you've had two mental health examinations in your  
 11:03:28 7 entire life?  
 11:03:29 8 A Yes.  
 11:03:29 9 Q And one of them was through the Sally Pena  
 11:03:32 10 Group in the Department of Corrections, Probation  
 11:03:35 11 and Parole in 1999?  
 11:03:36 12 A Yes.  
 11:03:37 13 Q And the other mental health evaluation was  
 11:03:40 14 in 1999 also while you were incarcerated?  
 11:03:47 15 A I wasn't incarcerated at the time. It was  
 11:03:49 16 just ordered that I take a mental health evaluation  
 11:03:52 17 when I was released from prison.  
 11:03:55 18 Q Okay.  
 11:03:55 19 A And the first one was through the  
 11:03:57 20 department of corrections, which cost no money, the  
 11:04:00 21 other cost like \$500 which I did not have.  
 11:04:03 22 Q What was the purpose of the first mental  
 11:04:05 23 health evaluation by the Sally Pena group?  
 11:04:06 24 A It was just part of the release program.  
 11:04:10 25 Q As a juvenile, did you ever go through a

11:01:58 1 Q And you're saying all three times that you  
 11:02:01 2 provided that testimony, it was incorrect?  
 11:02:03 3 A Yes.  
 11:02:06 4 Q Other than the statement that you were at  
 11:02:09 5 MacLaren from 1973 until 1975, is the remainder of  
 11:02:14 6 Exhb. 4 correct?  
 11:02:15 7 A Yes.  
 15:33:26 8 (Exhibit No. 5 marked.)  
 11:02:47 9 Q Last but not least, let's mark this as  
 11:02:49 10 Exhb. 5.  
 11:02:49 11 Exhb. 5, for the record, is a document  
 11:02:52 12 Bates stamped Plaintiff 001.  
 11:02:54 13 Mr. Sloan, will you look at Exhb. 5,  
 11:02:57 14 please.  
 11:02:58 15 Is that document in your writing?  
 11:03:00 16 A Yes.  
 11:03:00 17 Q And is that your signature on Exhb. 5?  
 11:03:02 18 A Yes.  
 11:03:02 19 Q And did you prepare that document for this  
 11:03:04 20 litigation?  
 11:03:05 21 A Yes.  
 11:03:05 22 Q And at the time that you prepared it, was  
 11:03:07 23 it true and accurate?  
 11:03:09 24 A Yes.  
 11:03:10 25 Q Is it still true and accurate?

11:04:13 1 mental health evaluation?  
 11:04:15 2 A I believe they gave me one when I was a  
 11:04:18 3 juvenile, in juvenile.  
 11:04:20 4 Q Okay.  
 11:04:20 5 A A psychological evaluation.  
 11:04:23 6 Q Okay. But you have not included that in  
 11:04:26 7 Exhb. 5?  
 11:04:27 8 A No.  
 11:04:27 9 Q Is Exhb. 5 intended to reflect mental  
 11:04:31 10 health evaluations that you've had since the age of  
 11:04:33 11 18?  
 11:04:33 12 A Yes.  
 11:04:34 13 Q If you were to expand Exhb. 5 to include  
 11:04:36 14 mental health evaluations that you also had as a  
 11:04:40 15 juvenile, would there be more than one?  
 11:04:42 16 A I believe there was just one.  
 11:04:44 17 Q Do you remember when you had that mental  
 11:04:45 18 health evaluation as a juvenile?  
 11:04:55 19 A '73, '74.  
 11:04:59 20 Q Why did you go to MacLaren in December of  
 11:05:01 21 1974?  
 11:05:01 22 A For burglary and unauthorized use of a  
 11:05:04 23 motor vehicle.  
 11:05:04 24 Q How old were you when you went to  
 11:05:06 25 MacLaren?

EXHIBIT 1  
PAGE 3 OF 21

Page 77

11:05:06 1 A Sixteen.  
 11:05:09 2 Q Prior to going to MacLaren, what other  
 11:05:11 3 juvenile detention facilities had you been in?  
 11:05:15 4 A Marion County Juvenile.  
 11:05:16 5 Q Is that JDH?  
 11:05:18 6 A Uh-huh.  
 11:05:18 7 Q Is that "yes"?  
 11:05:19 8 A Yes.  
 11:05:23 9 Q Any other juvenile detention centers or  
 11:05:30 10 facilities prior to MacLaren?  
 11:05:31 11 A No.  
 11:05:33 12 Q How long were you at JDH?  
 11:05:35 13 A On and off, through a two-year period.  
 11:05:40 14 Q You had never been to MacLaren prior to  
 11:05:44 15 December 18th, 1974.  
 11:05:46 16 Is that correct?  
 11:05:46 17 A No.  
 11:05:48 18 Q Wait. Let's make sure we're  
 11:05:50 19 communicating.  
 11:05:51 20 Is it a correct statement --  
 11:05:53 21 A That is a correct statement.  
 11:05:54 22 Q -- that you had never been to MacLaren  
 11:05:56 23 prior to December 18th, 1974?  
 11:06:00 24 A True. I'd never been there before 1974.  
 11:06:04 25 Q Okay. And you were never there after

Page 79

11:07:52 1 Q Residential?  
 11:07:53 2 A Yes.  
 11:07:56 3 Q What did you take?  
 11:07:59 4 A I don't know.  
 11:08:01 5 Q What was the value of the goods that you  
 11:08:03 6 took?  
 11:08:04 7 A I don't know. I don't remember.  
 11:08:06 8 Q Did you have a weapon on you at the time?  
 11:08:07 9 A No.  
 11:08:08 10 Q Anything, I mean, a knife, a gun,  
 11:08:11 11 anything --  
 11:08:12 12 A No.  
 11:08:12 13 Q -- that was considered a weapon?  
 11:08:14 14 A No.  
 11:08:14 15 Q How did you get into the residences?  
 11:08:18 16 A Broke the window, I guess.  
 11:08:20 17 Q Did you go in at night or during the day?  
 11:08:22 18 A I believe it was daytime.  
 11:08:23 19 Q You broke a window?  
 11:08:25 20 A I believe so.  
 11:08:26 21 Q How did you pick those residences?  
 11:08:29 22 A Randomly.  
 11:08:30 23 Q How did you know that there would be  
 11:08:32 24 nobody home?  
 11:08:34 25 A I'm not sure.

Page 78

11:06:06 1 August of 1975?  
 11:06:07 2 A No.  
 11:06:09 3 Q That's a correct statement, you were --  
 11:06:11 4 A That's correct.  
 11:06:12 5 Q -- never at MacLaren after August of 1975?  
 11:06:15 6 A That's correct. Correct.  
 11:06:27 7 Q Had you been on probation or parole prior  
 11:06:30 8 to going to MacLaren?  
 11:06:34 9 A I believe I was on probation from JDH.  
 11:06:47 10 Q Do you remember if you had somebody that  
 11:06:49 11 you reported to?  
 11:06:51 12 A I'm not sure.  
 11:06:59 13 Q You don't remember the name of anybody?  
 11:07:00 14 A No.  
 11:07:15 15 Q I have a document that is SL 0001312 that  
 11:07:20 16 says, "Randy, 17 years of age, was admitted to  
 11:07:24 17 MacLaren on 12-18-74 on charges of burglary one, two  
 11:07:29 18 counts, and unauthorized use of a motor vehicle, two  
 11:07:32 19 counts."  
 11:07:34 20 Is that a correct statement?  
 11:07:35 21 A I believe so.  
 11:07:35 22 Q What were the two counts of burglary that  
 11:07:37 23 you were charged with?  
 11:07:42 24 A I believe that I and a couple friends went  
 11:07:48 25 on a small spree and broke into a couple houses.

Page 80

11:08:34 1 Q Was there anybody home?  
 11:08:36 2 A No.  
 11:08:38 3 Q How many friends were you with?  
 11:08:39 4 A Two.  
 11:08:40 5 Q Who were they?  
 11:08:42 6 A I don't recall.  
 11:08:43 7 Q You don't remember their names?  
 11:08:45 8 A I don't recall their names.  
 11:08:46 9 Q Were they older or younger?  
 11:08:48 10 A I'd just met them. I don't recall.  
 11:08:50 11 Q You'd just met them that day?  
 11:08:52 12 A A few days prior.  
 11:08:52 13 Q And just hatched a plan to go break into  
 11:08:55 14 these homes?  
 11:08:56 15 A I believe so. We were drinking.  
 11:08:58 16 Q What were you drinking?  
 11:08:59 17 A Alcohol.  
 11:09:01 18 Q Were you also doing drugs?  
 11:09:03 19 A No.  
 11:09:04 20 Q Had you done drugs before you went to  
 11:09:06 21 MacLaren?  
 11:09:07 22 A Smoked marijuana.  
 11:09:09 23 Q Any other drugs?  
 11:09:10 24 A No.  
 11:09:10 25 Q Methamphetamines?

EXHIBIT 1  
PAGE 4 OF 21

Page 93

11:24:15 1 Geer --  
 11:24:16 2 A No. I went to detention first and then I  
 11:24:19 3 went to Geer North.  
 11:24:20 4 Q So you went to D-1 and then Geer?  
 11:24:23 5 A Right.  
 11:24:23 6 Q When you were brought back on a parole  
 11:24:26 7 violation, it was due to a stolen car incident.  
 11:24:29 8 Is that correct?  
 11:24:29 9 A Yes.  
 11:24:29 10 Q Okay. And as a result of you stealing a  
 11:24:32 11 car, you violated your parole, correct?  
 11:24:34 12 A Yes.  
 11:24:35 13 Q And as a result of the parole violation,  
 11:24:38 14 you were returned to MacLaren?  
 11:24:40 15 A Yes.  
 11:24:40 16 Q And when you went back to MacLaren, you  
 11:24:42 17 started out in D-1, correct?  
 11:24:44 18 A Right.  
 11:24:45 19 Q And then from D-1, you went to Geer North?  
 11:24:48 20 A Right.  
 11:24:49 21 Q How long were you in D-1 before you were  
 11:24:51 22 brought back on your parole violation?  
 11:24:54 23 A Probably five or six days.  
 11:24:55 24 Q And then how long were you in Geer North?  
 11:24:58 25 A Two to three weeks.

Page 95

11:25:50 1 A Yes.  
 11:25:50 2 Q And then from D-1, you went to Geer for  
 11:25:54 3 two to three weeks?  
 11:25:55 4 A Correct.  
 11:25:56 5 Q And then from Geer, you went to the Grover  
 11:25:59 6 Cottage?  
 11:26:00 7 A Yes.  
 11:26:00 8 Q And then your sister died?  
 11:26:02 9 A Right.  
 11:26:02 10 Q And when did your sister die?  
 11:26:04 11 A July 21st.  
 11:26:06 12 Q Of 1975?  
 11:26:08 13 A Yes.  
 11:26:08 14 Q And you were able to leave MacLaren and go  
 11:26:12 15 to her funeral in July of 1975?  
 11:26:16 16 A Yes.  
 11:26:17 17 Q And you were supposed to return to  
 11:26:19 18 MacLaren after the funeral?  
 11:26:21 19 A Yes.  
 11:26:21 20 Q And you didn't?  
 11:26:22 21 A No.  
 11:26:23 22 Q Instead, what did you do?  
 11:26:25 23 A Took off.  
 11:26:28 24 Q Okay. And where did you go?  
 11:26:29 25 A Just headed out. Just didn't want to come

Page 94

11:25:00 1 Q And then where did you go?  
 11:25:02 2 A Grover.  
 11:25:02 3 Q And then were you in Grover until your  
 11:25:05 4 release in August?  
 11:25:06 5 A I was -- I was brought -- I went  
 11:25:09 6 supposedly to my sister's funeral and didn't return  
 11:25:13 7 and then I was returned back to D-1 for a couple  
 11:25:16 8 days and then I was taken back to the cottage.  
 11:25:19 9 Q Okay. Let me go through it again slowly  
 11:25:22 10 to make sure I understand it.  
 11:25:24 11 You were paroled home to your mother in  
 11:25:27 12 May of 1975?  
 11:25:29 13 A Right.  
 11:25:29 14 Q You were involved in stealing a car,  
 11:25:31 15 correct?  
 11:25:31 16 A Yes.  
 11:25:32 17 Q And you -- that constituted a parole  
 11:25:34 18 violation?  
 11:25:35 19 A Right.  
 11:25:36 20 Q As a result of the parole violation, you  
 11:25:38 21 were sent back to MacLaren in June of 1975?  
 11:25:42 22 A Yes.  
 11:25:43 23 Q And when you went back to MacLaren in June  
 11:25:45 24 of '75, you initially went to D-1 for five or six  
 11:25:50 25 days?

Page 96

11:26:37 1 back.  
 11:26:37 2 Q And how did you get picked up?  
 11:26:37 3 A By the sheriff in a car.  
 11:26:37 4 Q You were in a car?  
 11:26:37 5 A Not a stolen one.  
 11:26:39 6 Q Okay. But you were in a car when the  
 11:26:41 7 sheriff picked you up?  
 11:26:42 8 A Yes, I was.  
 11:26:43 9 Q When did he pick you up?  
 11:26:46 10 A Like four days later.  
 11:26:47 11 Q How long were you AWOL from MacLaren?  
 11:26:52 12 A Three, four days.  
 11:26:53 13 Q And did the sheriff return you to  
 11:26:55 14 MacLaren?  
 11:26:57 15 A Returned me to JDH and then they picked me  
 11:27:01 16 up.  
 11:27:01 17 Q And then you went from JDH to MacLaren.  
 11:27:04 18 And when you went back to MacLaren, where  
 11:27:08 19 did you go?  
 11:27:08 20 A To detention for maybe one, two days.  
 11:27:11 21 Q That would be D-1?  
 11:27:12 22 A Yes.  
 11:27:13 23 Q And then where did you go?  
 11:27:16 24 A Back to my cottage.  
 11:27:17 25 Q Back to Grover?

EXHIBIT 1  
PAGE 5 OF 21

11:27:18 1 A Yes.

11:27:18 2 Q And how long were you at Grover before you

11:27:20 3 were discharged?

11:27:21 4 A One month.

11:27:26 5 Q Okay. Focusing on the time that you went

11:27:29 6 back to MacLaren on a parole violation in June of

11:27:34 7 1975, when you were in D-1 for that five to six

11:27:38 8 days, were you sexually abused by Father Sprauer?

11:27:40 9 A No, not then.

11:27:42 10 Q When you were in Geer for the two to three

11:27:46 11 weeks, were you sexually abused by Father Sprauer?

11:27:48 12 A No.

11:27:49 13 Q You said -- in your complaint in this

11:27:53 14 case, you have alleged that Father Sprauer took you

11:27:56 15 from MacLaren to your sister's funeral --

11:28:00 16 A Yes.

11:28:00 17 Q -- in July of 1975.

11:28:02 18 A Yes.

11:28:03 19 Q Is that your allegation?

11:28:04 20 A Yes.

11:28:04 21 Q And I believe you have alleged that when

11:28:06 22 Father Sprauer took you to your sister's funeral in

11:28:10 23 July of 1975, he sexually abused you?

11:28:13 24 A Yes.

11:28:13 25 Q Is that the -- okay. Why don't you tell

11:28:16 1 me how that came about, what happened?

11:28:19 2 A Because --

11:28:20 3 MR. GATTI: I think you need to go -- it

11:28:22 4 would be better historically if you go to the two

11:28:26 5 prior acts of abuse and then to the third, because

11:28:28 6 that will help you, I think. You can do it your

11:28:32 7 way.

11:28:32 8 MS. HOFFMANN: I may get there. Let me do

11:28:36 9 this.

11:28:37 10 Q Go ahead.

11:28:38 11 A They told me someone would be there to

11:28:41 12 transport -- I came into work from the galley and

11:28:45 13 they told me that I had a phone call from my mother,

11:28:48 14 and I went in and talked to her on the phone and she

11:28:49 15 told me she had some terrible news for me, that my

11:28:52 16 sister had been found dead floating in the

11:28:55 17 irrigation ditch that day and I told her that she

11:28:58 18 needed to talk to the supervisor to see if I could

11:29:06 19 come home, because she was in hysterics, and he

11:29:09 20 talked to her and told her that I could come home

11:29:12 21 until the day after the funeral and that he would

11:29:14 22 make arrangements for me to be transported.

11:29:17 23 Q Who was the supervisor?

11:29:18 24 A Bill Ellis.

11:29:19 25 Q Okay.

11:29:20 1 A And he told me to pack some things and get

11:29:22 2 ready, and I couldn't sleep that night because I

11:29:24 3 kept thinking about my sister being dead, and so the

11:29:36 4 next morning, I got ready to go. Father Mike was

11:29:39 5 there to transport me and nothing was said when we

11:29:43 6 left. We left, we got in the state car --

11:29:47 7 Q Now, you knew Father Mike?

11:29:49 8 A Yes.

11:29:49 9 Q He was no stranger to you?

11:29:53 10 A No.

11:29:53 11 Q And you're confident it was Father Mike

11:29:54 12 who picked you up and transported you?

11:29:55 13 A Yes.

11:29:55 14 Q Okay,

11:29:56 15 A And we left and we didn't take the

11:29:56 16 freeway. We took the back way towards Brooks and we

11:29:56 17 turned through the town of Gervais, and about three

11:30:01 18 miles on the other side town, we turned down a

11:30:05 19 gravel road by some tracks and went approximately a

11:30:09 20 quarter mile down and turned around and stopped.

11:30:12 21 Then he asked me if I knew why we were

11:30:12 22 there and I said, "No," and he said, "We're here to

11:30:13 23 finish what I asked you to do to me. Give me oral

11:30:16 24 sex, and if you don't, I'm going to take you back to

11:30:19 25 MacLaren." Father tried to overpower me and take

11:30:22 1 the car and escape. I continued to stare down the

11:30:25 2 window while he undid his pants, he took his hand

11:30:30 3 and put it on his penis, put my hand on his penis,

11:30:32 4 and told me to masturbate his penis and I did and

11:30:36 5 this went on until he got an erection.

11:30:40 6 Then he put one hand on the back of my

11:30:42 7 neck and lightly pulled on me and told me to put my

11:30:42 8 head in his lap to give him oral sex and I did. He

11:30:45 9 started to have an orgasm and I tried to pull away,

11:30:49 10 but he wouldn't let me. When he was finished, he

11:30:49 11 just kind of like pushed on me and looked out the

11:30:52 12 window. I just looked out the window while he

11:30:56 13 straightened himself up and he started the car and

11:30:59 14 we left.

11:31:00 15 Q And where did you go when you left?

11:31:03 16 A Towards Salem.

11:31:04 17 Q And then from there?

11:31:06 18 A Then he asked me directions, we got to

11:31:09 19 Salem and I told him and he said if I ever say

11:31:13 20 anything to anyone, that he would totally deny it,

11:31:16 21 that no one would believe me anyway.

11:31:19 22 We went to Aumsville and he asked

11:31:22 23 directions again and I told him. Approximately

11:31:23 24 three miles out of town was my mom parked on the

11:31:26 25 side of the road looking down in the irrigation

EXHIBIT  
PAGE 6 OF 21

11:31:29 1 ditch. I told him "There's my mother," and he  
 11:31:32 2 stopped and I got out and gave her a hug and he got  
 11:31:34 3 out for a minute and then left.  
 11:31:35 4 Q So he left you with your mom?  
 11:31:43 5 A Yes.  
 11:31:43 6 Q He didn't actually take you to where the  
 11:31:43 7 funeral was being held?  
 11:31:43 8 A No, I didn't go to the funeral. I knew  
 11:31:43 9 right then that I was never going back no matter  
 11:31:46 10 what.  
 11:31:46 11 Q You didn't go to the funeral?  
 11:31:48 12 A No.  
 11:31:48 13 Q What did you do?  
 11:31:49 14 A I went and seen my sister at the funeral  
 11:31:52 15 and then I left.  
 11:31:53 16 Q Where did you go?  
 11:31:54 17 A I just wanted to get away. It didn't  
 11:31:56 18 matter.  
 11:32:00 19 Q What kind of car was Father driving?  
 11:32:04 20 A I'm not sure. I think it was a state car.  
 11:32:06 21 I'm not sure.  
 11:32:08 22 Q Do you remember what kind of car the state  
 11:32:10 23 car was?  
 11:32:12 24 A They had all basically the same Plymouth  
 11:32:16 25 cars, I believe.

11:33:17 1 Father Sprauer that was going to transport you?  
 11:33:19 2 A Not until it was time to leave.  
 11:33:21 3 Q Okay. When Mr. Ellis told you that he  
 11:33:24 4 would make arrangements, did he tell you who he  
 11:33:27 5 would make arrangements with?  
 11:33:28 6 A No.  
 11:33:29 7 Q Had you seen Father Sprauer since you'd  
 11:33:31 8 been back -- I mean, had you had contact with him  
 11:33:34 9 since you'd been back to MacLaren on your parole  
 11:33:38 10 violation?  
 11:33:39 11 MR. GATTI: I don't understand the  
 11:33:39 12 question.  
 11:33:40 13 Before or after his sister's death?  
 11:33:43 14 Q Let me rephrase it.  
 11:33:44 15 You came back to MacLaren on a parole  
 11:33:46 16 violation in June of 1975.  
 11:33:50 17 Is that correct? Is that right?  
 11:33:51 18 A Yes.  
 11:33:52 19 Q And your sister died June 21, 1975.  
 11:33:55 20 Is that correct?  
 11:33:55 21 A Yes.  
 11:33:56 22 Q Between the time you got back to MacLaren  
 11:33:57 23 on your parole violation in June of 1975 and your  
 11:34:02 24 sister's death, had you been seeing Father Sprauer  
 11:34:05 25 at MacLaren?

11:32:18 1 Q How long did it take from the time you  
 11:32:20 2 left MacLaren until you got to this dirt road area  
 11:32:23 3 where you say Father Sprauer forced you to engage in  
 11:32:28 4 sex with him?  
 11:32:30 5 A Fifteen minutes maybe.  
 11:32:32 6 Q And I take it there was nobody else in the  
 11:32:34 7 car, just you and Father Sprauer?  
 11:32:36 8 A Nobody else.  
 11:32:38 9 Q And Father Sprauer is here today.  
 11:32:39 10 A Yes, I know.  
 11:32:40 11 Q And this is the person that you're  
 11:32:42 12 claiming took you to your sister's funeral?  
 11:32:45 13 A Yes, I know.  
 11:32:46 14 Q Is that a correct statement?  
 11:32:48 15 A That's a correct statement.  
 11:32:49 16 Q Okay. Do you remember what Father was  
 11:32:51 17 wearing at the time?  
 11:32:53 18 A His priest's uniform.  
 11:32:55 19 Q What did that consist of?  
 11:32:56 20 A Just what they usually wear.  
 11:33:05 21 Q Was he wearing what he's wearing today?  
 11:33:07 22 A Yes, I believe so. I don't know, I was  
 11:33:09 23 very confused. My sister was dead, I was just very  
 11:33:14 24 confused that day.  
 11:33:15 25 Q When did you know that it was going to be

11:34:05 1 A No.  
 11:34:07 2 Q But your testimony is he was there at  
 11:34:11 3 MacLaren, you just hadn't seen him.  
 11:34:13 4 Is that correct?  
 11:34:13 5 MR. GATTI: No, that's assuming facts not  
 11:34:16 6 in evidence.  
 11:34:17 7 Q I'm asking the question. I'm asking the  
 11:34:17 8 question.  
 11:34:18 9 MR. GATTI: But you're assuming facts not  
 11:34:19 10 in evidence.  
 11:34:20 11 Q No, it's a question.  
 11:34:22 12 A Assuming -- I don't understand it either.  
 11:34:23 13 Q Okay. Is it your testimony that even  
 11:34:25 14 though you hadn't seen him, he was at MacLaren  
 11:34:28 15 between June and July of 1975?  
 11:34:34 16 A I didn't know if he was or not between  
 11:34:36 17 June and July.  
 11:34:37 18 Q Had you seen any other priest at MacLaren  
 11:34:39 19 between June and July of '75?  
 11:34:42 20 A No.  
 11:34:44 21 Q Did you attend mass at MacLaren between  
 11:34:47 22 when you got back there in June of '75 and your  
 11:34:50 23 sister's death?  
 11:34:51 24 A No.  
 11:34:52 25 Q You hadn't attended mass at all?

EXHIBIT 1  
 PAGE 7 OF 21

11:34:54 1 A No.  
 11:34:54 2 Q Were you Catholic?  
 11:34:55 3 A No.  
 11:35:01 4 Q Had you ever attended mass at MacLaren?  
 11:35:04 5 A No.  
 11:35:04 6 Q Did you attend any religious services at  
 11:35:07 7 MacLaren?  
 11:35:08 8 A I don't remember.  
 11:35:10 9 Q Do you know who -- when you got there in  
 11:35:13 10 December of 1974, was there a Catholic priest at  
 11:35:18 11 MacLaren?  
 11:35:22 12 A I don't remember. I don't know.  
 11:35:23 13 Q Between December 18th, 1974, and when you  
 11:35:28 14 got paroled to your mother's in May of 1975, was  
 11:35:32 15 there a Catholic priest at MacLaren?  
 11:35:34 16 A Yes.  
 11:35:34 17 Q Who was it?  
 11:35:35 18 A Father Mike.  
 11:35:36 19 Q Okay. Was there anyone else?  
 11:35:38 20 A I don't know.  
 11:35:39 21 Q Any other Catholic priest at MacLaren  
 11:35:41 22 between December 18th, 1974, and your parole to your  
 11:35:45 23 mom's house in May of 1975?  
 11:35:48 24 A I don't know.  
 11:35:48 25 Q Were there other ministers from other

11:37:03 1 A No.  
 11:37:05 2 Q When you were in D-1 that one to two days  
 11:37:07 3 after you returned to MacLaren after your sister's  
 11:37:11 4 funeral, were you visited by any minister or priest  
 11:37:14 5 from any denomination?  
 11:37:16 6 A I don't remember.  
 11:37:16 7 Q When you were in Grover for your last  
 11:37:18 8 month before your discharge, did you have occasion  
 11:37:22 9 to consult with, be with, talk to, or see any person  
 11:37:28 10 affiliated with religion or denomination?  
 11:37:32 11 A I was taking tests for the Marine Corps  
 11:37:35 12 almost every day.  
 11:37:36 13 Q When did you first meet Father Mike?  
 11:37:39 14 A February of '75.  
 11:37:42 15 Q Under what circumstances?  
 11:37:43 16 A D-1.  
 11:37:45 17 Q Okay. So between the time that you got  
 11:37:47 18 there December 18th, 1974, and February of 1975, you  
 11:37:53 19 had no contact whatsoever with Father Sprauer?  
 11:37:56 20 A Rephrase that. I --  
 11:37:58 21 Q Sure. Let me try it again.  
 11:38:00 22 You got to MacLaren December 18th, 1974.  
 11:38:03 23 Between the date you got to MacLaren and  
 11:38:06 24 1975, did you ever see or meet Father Sprauer?  
 11:38:09 25 A No.

11:35:51 1 denominations that were at MacLaren between December  
 11:35:55 2 18th, 1974, and May of 1975?  
 11:35:58 3 A I'm not sure.  
 11:35:59 4 Q Was there a non-Catholic priest or  
 11:36:01 5 religious person at MacLaren between December 18th,  
 11:36:05 6 1974 and 1975?  
 11:36:07 7 A I'm not sure.  
 11:36:08 8 Q Did you ever have contact with anybody at  
 11:36:10 9 MacLaren who was from a particular religion or  
 11:36:12 10 denomination between December 18th, 1974, and 1975?  
 11:36:21 11 A Just Father Mike.  
 11:36:24 12 Q Okay. When the sheriff picked you up four  
 11:36:28 13 days after your sister's funeral and you went to JDH  
 11:36:31 14 and then back to MacLaren, did you see Father Mike?  
 11:36:35 15 A No.  
 11:36:35 16 Q Did you see him when you were in D-1 that  
 11:36:38 17 one to two days after you got back in July of '75?  
 11:36:51 18 A No.  
 11:36:51 19 Q Did you see Father Mike between the time  
 11:36:51 20 that you got back to MacLaren after your sister's  
 11:36:51 21 funeral and your discharge?  
 11:36:51 22 A No.  
 11:36:51 23 Q Did you see any other religious people  
 11:36:57 24 between your return in July of 1975 and your  
 11:37:01 25 discharge in August of 1975?

11:38:09 1 Q So the first time that you had any contact  
 11:38:11 2 with him was February of 1975 when you were in D-1?  
 11:38:15 3 A Yes.  
 11:38:15 4 Q What were you in D-1 for?  
 11:38:18 5 A Attempted fight.  
 11:38:21 6 Q How long were you in D-1?  
 11:38:23 7 A Six days, seven days.  
 11:38:24 8 Q And how is it that you had contact with  
 11:38:26 9 Father Sprauer?  
 11:38:27 10 A He just came into my cell when I was in  
 11:38:29 11 there after this first -- the first day I was in  
 11:38:32 12 there, the second day, and came in and asked me my  
 11:38:35 13 name and I told him my name. He asked me if he  
 11:38:40 14 could sit with me for a while and I let him. He put  
 11:38:43 15 his hand on my leg as if to comfort me and asked me  
 11:38:48 16 why I was in detention and why I was in MacLaren and  
 11:38:50 17 I told him why I was in there.  
 11:38:52 18 He asked me about my family life, what it  
 11:38:54 19 was like growing up, if my mom and dad were still  
 11:38:57 20 alive and he told me that he might be able to help  
 11:39:00 21 me, that he'd be back in a couple days to see me.  
 11:39:05 22 I think it was the next day that he came  
 11:39:05 23 back. He came back in and I was sitting on my bunk  
 11:39:07 24 with my hands on my lap. He came and sat down  
 11:39:09 25 beside me and put his hand on mine and asked me how

EXHIBIT 1  
 PAGE 8 OF 21

11:39:11 1 I was. He started telling me what a good looking  
 11:39:14 2 handsome young man I was, how attractive I was and  
 11:39:16 3 then he asked me if I'd ever sucked another male's  
 11:39:18 4 penis and I said "No," and he took my hand and moved  
 11:39:21 5 it over on to his lap and began moving it around and  
 11:39:24 6 I didn't know what to do. I just let it happen.  
 11:39:26 7 This went on for a few minutes. Then he  
 11:39:29 8 asked me if I enjoyed that and I told him I didn't  
 11:39:32 9 know. He told me that he could help me and do  
 11:39:35 10 things for me but he also wanted the favor returned  
 11:39:38 11 and then he left.  
 11:39:39 12 He came back the next day and came back  
 11:39:42 13 the and sat down, put his hand in my lap, and asked  
 11:39:44 14 me if I thought about what he said and I told him  
 11:39:48 15 "Kind of." Then he asked me what I felt about  
 11:39:49 16 giving oral sex, putting his penis in my mouth, and  
 11:39:49 17 I told him that I didn't think I could do that.  
 11:39:52 18 He said if I'd do that for him, that he'd  
 11:39:56 19 do things for me, but he needed me to do that favor  
 11:39:59 20 for him first and I told him I wouldn't be able to  
 11:40:00 21 do that and he got kind of mad and disgusted and got  
 11:40:03 22 up and left.  
 11:40:04 23 Q So you never did have oral sex with him on  
 11:40:07 24 that occasion?  
 11:40:08 25 A Not that occasion.

11:42:55 1 A Quite a few. Maybe ten maybe.  
 11:42:58 2 Q You don't remember?  
 11:42:59 3 A I don't remember.  
 11:43:03 4 Q When you looked out of your cell, what  
 11:43:05 5 would you see?  
 11:43:06 6 A Hallway.  
 11:43:07 7 Q Okay. If you looked to the left, what  
 11:43:09 8 would you see?  
 11:43:10 9 A Not very much. It just had a little tiny  
 11:43:13 10 window.  
 11:43:14 11 Q How about if you looked to the right?  
 11:43:16 12 A The same.  
 11:43:23 13 Q And you said you were in D-1 in February  
 11:43:23 14 of 1975 because you attempted to hike.  
 11:43:24 15 Is that correct?  
 11:43:24 16 A Yes.  
 11:43:25 17 Q Does that mean you tried to escape?  
 11:43:28 18 A I was out of place at count.  
 11:43:31 19 Q Where were you?  
 11:43:32 20 A I was at the galley and I should have  
 11:43:34 21 been -- I'm not sure where I should have been that  
 11:43:37 22 day, but I was out of place, out of count.  
 11:43:39 23 Q And you had never seen or met Father  
 11:43:41 24 Sprauer before you were in D-1 in February of 1975?  
 11:43:48 25 A No.

11:40:09 1 Q How long had you been in D-1 in February  
 11:40:11 2 of 1975 before Father Sprauer came to visit you?  
 11:40:14 3 A Probably one day, maybe two.  
 11:40:16 4 Q And why is it that you agreed to let him  
 11:40:19 5 come in your cell?  
 11:40:20 6 A Because I needed someone to trust.  
 11:40:22 7 Q Why did you need someone to trust?  
 11:40:24 8 A Because I was in there all alone and I'd  
 11:40:27 9 never been in a locked environment like that.  
 11:40:30 10 Q When you say you'd never been in a locked  
 11:40:33 11 environment, do you mean like D-1?  
 11:40:36 12 A Like D-1.  
 11:40:43 13 MR. GATTI: I'd like to take a short  
 11:40:44 14 break.  
 11:40:45 15 (Pause in deposition: 11:40 - 11:42 a.m.)  
 11:42:29 16  
 11:42:29 17 BY MS. HOFFMANN: (Continuing)  
 11:42:36 18 Q Can you describe for me which cell you  
 11:42:40 19 were in in D-1 in February of 1975.  
 11:42:43 20 A I'm not sure which cell or --  
 11:42:44 21 Q Can you tell me how it was laid out.  
 11:42:47 22 A Just a small bed with a cell and a toilet  
 11:42:51 23 and a sink.  
 11:42:52 24 Q Okay. How many cells were in the D-1  
 11:42:54 25 area?

11:43:48 1 Q And when he approached you, what did he  
 11:43:50 2 say?  
 11:43:51 3 A He asked me if I would like him to pray  
 11:43:54 4 with me when I came into the cell and I said,  
 11:43:56 5 "Sure."  
 11:43:57 6 Q Did he -- did he get your permission to  
 11:43:59 7 come in the cell or did he just --  
 11:44:02 8 A He just came in there.  
 11:44:03 9 Q How did he get in your cell?  
 11:44:06 10 A I guess they had a key, he had a key, I'm  
 11:44:08 11 not sure.  
 11:44:09 12 Q Did he have a key?  
 11:44:11 13 A I'm not sure.  
 11:44:12 14 Q Was the cell locked?  
 11:44:14 15 A Usually, yes.  
 11:44:14 16 Q You couldn't just go in there, could you?  
 11:44:15 17 A No, I couldn't go in there.  
 11:44:16 18 Q Did he bring the key inside the cell with  
 11:44:16 19 him?  
 11:44:16 20 A I'm not sure.  
 11:44:17 21 Q Did he have to have a guard to let him in?  
 11:44:21 22 A I don't think so.  
 11:44:21 23 Q Did the guards come around periodically  
 11:44:23 24 when you were in D-1 to check on you guys, do count,  
 11:44:27 25 anything like that?

EXHIBIT  
PAGE 9 OF 21

11:44:28 1 A I'm not sure.  
 11:44:28 2 Q You don't remember them coming around on  
 11:44:30 3 some interval basis and looking in?  
 11:44:33 4 A Maybe at shift change. I'm not sure.  
 11:44:35 5 Q Okay. How did you eat when you were in  
 11:44:37 6 D-1?  
 11:44:38 7 A They brought our food to us, I believe.  
 11:44:40 8 Q So you didn't get out of the cell and go  
 11:44:43 9 someplace to eat?  
 11:44:44 10 A No, it was locked up all the time.  
 11:44:46 11 Q And how would they get the food inside the  
 11:44:50 12 cell to you?  
 11:44:50 13 A They'd bring it in in carts.  
 11:44:53 14 Q They'd open the door and hand you a tray?  
 11:44:55 15 A I think so.  
 11:44:56 16 Q So some guard would come around and open  
 11:44:56 17 your cell door, hand you the food and then back  
 11:44:57 18 away?  
 11:44:58 19 A I believe so.  
 11:44:59 20 Q Was this the first time you'd been in D-1?  
 11:45:01 21 A Yes, it was.  
 11:45:02 22 Q Okay. And did anybody else come to see  
 11:45:04 23 you when you were in D-1 besides Father Sprauer?  
 11:45:10 24 A No.  
 11:45:11 25 Q Did anyone else ever come in your cell

11:46:00 1 Q Okay. Did any other minister or priest  
 11:46:03 2 from another denomination come and visit you in D-1  
 11:46:06 3 when you were there in February of 1975?  
 11:46:09 4 A No.  
 11:46:09 5 Q Okay. And your testimony is that when  
 11:46:11 6 Father Sprauer came in your cell, did he bring you  
 11:46:14 7 anything the first time or did he just walk in?  
 11:46:17 8 A He just came in.  
 11:46:18 9 Q Did he have anything with him?  
 11:46:20 10 A The Bible.  
 11:46:21 11 Q Anything else?  
 11:46:22 12 A Nothing.  
 11:46:23 13 Q And then the two of you, you said, sat on  
 11:46:25 14 the bed?  
 11:46:26 15 A Yes.  
 11:46:26 16 Q What did he do with the Bible while he was  
 11:46:29 17 sitting on the bed?  
 11:46:30 18 A I'm not sure. I think he set it down on  
 11:46:32 19 the bed.  
 11:46:40 20 Q How long was he in your cell?  
 11:46:44 21 A Ten, maybe fifteen minutes.  
 11:46:48 22 Q I'm sorry?  
 11:46:49 23 A Ten, maybe fifteen minutes.  
 11:46:52 24 Q And your testimony is that he put his hand  
 11:46:57 25 on your penis over the top of your clothes.

11:45:13 1 when you were in D-1 besides Father Sprauer in  
 11:45:15 2 February of 1975?  
 11:45:17 3 A No.  
 11:45:17 4 Q Were there other people in the adjoining  
 11:45:20 5 cells when you were there in February of 1975?  
 11:45:23 6 A Some, I believe.  
 11:45:24 7 Q Could you communicate -- did people  
 11:45:27 8 communicate through the walls or chat back and  
 11:45:29 9 forth?  
 11:45:30 10 A I don't think so. Not very well if they  
 11:45:33 11 did. I don't remember.  
 11:45:34 12 Q Do you remember who else was in D-1 with  
 11:45:37 13 you when you were there in February of 1975?  
 11:45:39 14 A No.  
 11:45:40 15 Q And your recollection is Father Sprauer  
 11:45:42 16 just opened the door and came into your cell?  
 11:45:45 17 A Right.  
 11:45:45 18 Q And then did he close the door behind him  
 11:45:48 19 or did the door stay open while he was in there?  
 11:45:52 20 A He closed the door.  
 11:45:52 21 Q Pardon me?  
 11:45:53 22 A He closed the door.  
 11:45:54 23 Q So you had no choice whether he came into  
 11:45:56 24 your cell or not?  
 11:45:57 25 A No. I had no choice on anything in there.

11:47:08 1 Is that right?  
 11:47:09 2 A One time, yeah.  
 11:47:09 3 Q Did he do it more than once?  
 11:47:11 4 A He made me put my hand on his penis.  
 11:47:11 5 Q Okay. But he also put his hand on your  
 11:47:11 6 penis over the top of your clothes?  
 11:47:11 7 A Yes.  
 11:47:14 8 Q But he didn't put his hand inside your  
 11:47:16 9 clothes so that it was his hand directly on your  
 11:47:19 10 penis?  
 11:47:20 11 A No.  
 11:47:20 12 Q He did not do that?  
 11:47:21 13 A No.  
 11:47:21 14 Q Okay. And then he had you put your hand  
 11:47:24 15 on his penis over the top of his clothes?  
 11:47:27 16 A Yes.  
 11:47:27 17 Q You did not put your hand inside his pants  
 11:47:30 18 so that you were actually touching his penis?  
 11:47:32 19 A No.  
 11:47:32 20 Q When he touched your penis, did you have  
 11:47:36 21 an erection?  
 11:47:36 22 A I don't remember.  
 11:47:37 23 Q Okay.  
 11:47:41 24 A I don't think so.  
 11:47:41 25 Q I'm sorry?

EXHIBIT  
PAGE 10 OF 24

Page 117

11:47:42 1 A I don't think so.  
 11:47:42 2 Q When you touched his penis, did he have an  
 11:47:45 3 erection?  
 11:47:46 4 A I don't remember.  
 11:47:46 5 Q That first incident that you're alleging  
 11:47:49 6 in February of 1975, there was nothing that occurred  
 11:47:53 7 other than him touching your penis on top of your  
 11:47:57 8 clothes and you touching his penis on top of his  
 11:48:00 9 clothes.  
 11:48:01 10 A Yes.  
 11:48:01 11 Q Is that correct?  
 11:48:02 12 A Yes.  
 11:48:02 13 Q All right. What was it that you contend  
 11:48:06 14 he told you he could do for you if you would perform  
 11:48:14 15 oral sex on him?  
 11:48:14 16 A I'm not sure what he meant by it, that he  
 11:48:15 17 could get me out of detention, I guess.  
 11:48:18 18 Q And you said that first time that you were  
 11:48:20 19 in D-1 in February of 1975, he actually came in your  
 11:48:25 20 cell three different days?  
 11:48:26 21 A Yes.  
 11:48:29 22 Q Okay. Did you see him when you got out of  
 11:48:36 23 D-1?  
 11:48:38 24 A No.  
 11:48:40 25 Q When you got out of D-1 in February of

Page 119

11:49:47 1 Is that correct?  
 11:49:48 2 A Yes.  
 11:49:48 3 Q And the other incident that you're  
 11:49:50 4 alleging that forms the basis of your claim is when  
 11:49:53 5 you claim that Father Sprauer took you to your  
 11:49:57 6 sister's funeral and he forced you to masturbate him  
 11:50:00 7 and perform oral sex on you?  
 11:50:01 8 A Yes.  
 11:50:02 9 Q And that's it?  
 11:50:03 10 A That's it.  
 11:50:03 11 Q No other allegations of abuse?  
 11:50:05 12 A No.  
 11:50:17 13 Q I want to take just a minute and make sure  
 11:50:20 14 that I understand your family composition, okay?  
 11:50:29 15 How many siblings do you have?  
 11:50:31 16 A I have two brothers and one dead sister  
 11:50:35 17 and two that are alive.  
 11:50:41 18 Q You have a sibling named Nevada Sloan?  
 11:50:44 19 A Yes.  
 11:50:44 20 Q Is that a boy or a girl?  
 11:50:47 21 A It's a boy.  
 11:50:48 22 Q How old is Nevada?  
 23 A Fifty-four.  
 11:50:55 24 Q Where does Nevada live?  
 11:50:56 25 A In Weed, California.

Page 118

11:48:43 1 1975, did you go back to Grover?  
 11:48:45 2 A Yes.  
 11:48:48 3 Q And you never saw -- did you ever see  
 11:48:51 4 Father Sprauer outside of D-1?  
 11:48:54 5 A Not that I can remember.  
 11:48:56 6 Q Okay. When was the next time that you  
 11:48:58 7 went to D-1?  
 11:49:00 8 A June.  
 11:49:02 9 Q And that was upon your return?  
 11:49:05 10 A Yes.  
 11:49:08 11 Q Were there any other incidents that you're  
 11:49:10 12 alleging of sexual abuse between February of 1975  
 11:49:18 13 when you were in D-1 and your sister's funeral?  
 11:49:22 14 A No, that's it.  
 11:49:25 15 Q So have you now told us, Mr. Sloan,  
 11:49:28 16 everything about the sexual abuse that you're  
 11:49:30 17 alleging --  
 11:49:32 18 A Yes.  
 11:49:32 19 Q -- in this case?  
 11:49:33 20 A Yes.  
 11:49:33 21 Q You've told us that the first incident was  
 11:49:35 22 in February of 1975 when you were in D-1 and Father  
 11:49:39 23 Sprauer allegedly came in, touched your penis over  
 11:49:42 24 the top of your clothing and you touched his penis  
 11:49:46 25 over the top of his clothing.

Page 120

11:50:58 1 Q Does Nevada work outside the home?  
 11:51:01 2 A I believe he's disabled.  
 11:51:03 3 Q What is the nature of his disability?  
 11:51:05 4 A I'm not sure. I don't know if it's health  
 11:51:09 5 related or what. I don't see him very often.  
 11:51:12 6 Q Okay. Has Nevada spent time in jail?  
 11:51:14 7 A Never.  
 11:51:14 8 Q Never?  
 11:51:15 9 A Never.  
 11:51:15 10 Q Does Nevada have any issues surrounding  
 11:51:18 11 drugs or alcohol?  
 11:51:19 12 A Never.  
 11:51:19 13 Q Any mental health issues?  
 11:51:21 14 A I don't know. I haven't seen him in  
 11:51:23 15 years.  
 11:51:23 16 Q Okay. You have a sister named Valerie?  
 11:51:27 17 A Freeman.  
 11:51:28 18 Q How old is Valerie?  
 11:51:31 19 A Fifty.  
 11:51:32 20 Q Where does she live?  
 11:51:34 21 A Aumsville, Oregon.  
 11:51:37 22 Q This is the sister, I believe, that you  
 11:51:39 23 said got married at the same time that your mother  
 11:51:42 24 married Mr. Fleming?  
 11:51:43 25 A Yes.

EXHIBIT 1  
PAGE 11 OF 21

Page 121

11:51:44 1 Q And is she still married to the same  
11:51:47 2 person?  
11:51:47 3 A Yes.  
11:51:48 4 Q Who is her -- but she goes by the name  
11:51:50 5 Freeman?  
11:51:51 6 A Yes.  
11:51:51 7 Q How many times has she been married?  
11:51:53 8 A Twice.  
11:51:53 9 Q Is she currently married?  
11:51:55 10 A Her husband was from Vietnam, was in  
11:51:59 11 Vietnam, and he committed suicide.  
11:52:01 12 Q Her first husband?  
11:52:02 13 A Her second husband.  
11:52:03 14 Q When did he commit suicide?  
11:52:07 15 A 1978.  
11:52:10 16 Q Has she been married since then?  
11:52:12 17 A No.  
11:52:14 18 Q Has Valerie ever spent time in jail or  
11:52:18 19 prison?  
11:52:19 20 A Never.  
11:52:20 21 Q Has Valerie had any issues with drugs or  
11:52:23 22 alcohol?  
11:52:24 23 A None.  
11:52:24 24 Q Any mental health issues?  
11:52:26 25 A No.

Page 122

11:52:29 1 Q Depression, anything like that?  
11:52:31 2 A Nothing.  
11:52:32 3 Q You have a sibling, Sharon, is your  
11:52:37 4 sister?  
11:52:38 5 A She's dead.  
11:52:38 6 Q Okay. Did she die at about the age of 18?  
11:52:46 7 A I think she was 18 or just turned 19.  
11:52:49 8 Q This is your sister who drowned?  
11:52:51 9 A Right.  
11:52:52 10 Q In 1975?  
11:52:53 11 A Yeah.  
11:52:54 12 Q And she was 18 at the time?  
11:52:56 13 A Eighteen or just turned nineteen, I'm not  
11:52:59 14 sure when her birthday is.  
11:53:02 15 Q Do you know how she drowned?  
11:53:04 16 A They never did find out.  
11:53:09 17 Q Do you think it was accidental?  
11:53:11 18 A They put down accidental, but there was  
11:53:16 19 only like six inches of water.  
11:53:18 20 Q Did they ever think it was a homicide?  
11:53:22 21 A They thought at first.  
11:53:23 22 Q And she drowned in an irrigation ditch?  
11:53:26 23 A Yes.  
11:53:26 24 Q Near her home?  
11:53:27 25 A Yes.

Page 123

11:53:27 1 Q Prior to Sharon's death, did she have any  
11:53:29 2 issues with drugs or alcohol?  
11:53:32 3 A No.  
11:53:33 4 Q Had she ever spent time in jail?  
11:53:35 5 A No.  
11:53:50 6 Q You have a sibling named Bruce?  
11:53:52 7 A Yes.  
11:53:53 8 Q How old is Bruce?  
11:53:56 9 A Forty-three.  
11:53:57 10 Q Is his last name Sloan?  
11:53:59 11 A Yes.  
11:54:00 12 Q Where does he live?  
11:54:01 13 A Mill City, Oregon.  
11:54:04 14 Q Is she employed?  
11:54:05 15 A Yes.  
11:54:06 16 Q What type of work?  
11:54:07 17 A He drives dump truck.  
11:54:14 18 Q Has Bruce ever spent time in jail or  
11:54:17 19 prison?  
11:54:17 20 A I think he had a DUI once.  
11:54:22 21 Q Any other jail time that you're aware of?  
11:54:32 22 A Nothing.  
11:54:32 23 Q Has Bruce had problems with drugs or  
11:54:32 24 alcohol?  
11:54:32 25 A Just that he got a DUI once is all that I

Page 124

11:54:34 1 know of.  
11:54:35 2 Q Is he a heavy drinker?  
11:54:37 3 A No.  
11:54:38 4 Q Has he ever used drugs?  
11:54:40 5 A No.  
11:54:44 6 Q You have a sister Angela?  
11:54:46 7 A Yes.  
11:54:47 8 Q What is her last name?  
11:54:48 9 A DiGaramalo, D-I --  
11:54:51 10 Q You're good. You're better than I am.  
11:54:53 11 A D-I-G-A-R-A-M-A-L-O.  
11:54:58 12 Q How old is Angela?  
11:55:01 13 A Thirty-eight.  
11:55:04 14 Q And where does she live?  
11:55:06 15 A Black Diamond, Washington.  
11:55:09 16 Q Is she employed outside the home?  
11:55:11 17 A She owns her own business.  
11:55:12 18 Q What kind of business?  
11:55:13 19 A A resort.  
11:55:14 20 Q What type of resort?  
11:55:15 21 A For a -- for motor homes and things like  
11:55:18 22 that.  
11:55:19 23 Q Has Angela ever spent time in jail or  
11:55:22 24 prison?  
11:55:23 25 A Never.

EXHIBIT  
PAGE 12 OF 21

12:04:49 1 A It was not Catholic, no.  
 12:04:51 2 Q Are you currently affiliated with any  
 12:04:53 3 church?  
 12:04:54 4 A No.  
 12:05:12 5 Q Do you have any plans as you sit here  
 12:05:14 6 today to be involved in any counseling?  
 12:05:19 7 A I would like to, but I can't afford it.  
 12:05:22 8 Q Have you taken any steps to see what  
 12:05:24 9 counseling might be available to you that doesn't  
 12:05:28 10 cost anything?  
 12:05:29 11 A That would probably be zero.  
 12:05:31 12 Q Have you taken any steps to check it out,  
 12:05:34 13 have you looked into any counseling?  
 12:05:37 14 A No.  
 12:05:53 15 Q Do you know Curtis Grecco?  
 12:05:55 16 A No.  
 12:05:57 17 Q Never heard of him?  
 12:05:59 18 A Not until recently.  
 12:06:01 19 Q When did you hear of him?  
 12:06:02 20 A 2003.  
 12:06:03 21 Q And how did you hear of him?  
 12:06:06 22 A Saw his name in the paper.  
 12:06:10 23 Q Have you ever done time with him?  
 12:06:11 24 A Not that I know of.  
 12:06:18 25 Q Do you know Brad Volmer?

12:06:52 1 A At North Santiam.  
 12:06:53 2 Q Have you seen him since grade school?  
 12:06:57 3 A I haven't seen him in 15 years, 20 years.  
 12:07:00 4 Q Well, you've been out of grade school 15  
 12:07:02 5 years, haven't you?  
 12:07:04 6 A I've seen him when he was in MacLaren.  
 12:07:06 7 Q Okay. You did time with him in MacLaren?  
 12:07:09 8 A Not in the same cottage.  
 12:07:11 9 Q But you remember him from MacLaren?  
 12:07:15 10 A I seen him on campus before, yeah.  
 12:07:18 11 Q Okay. Doug DeJong, do you know him?  
 12:07:22 12 A No.  
 12:07:22 13 Q Never met him?  
 12:07:22 14 A No.  
 12:07:22 15 Q You never did time with him?  
 12:07:22 16 A Not that I know of.  
 12:07:22 17 Q That would include MacLaren?  
 12:07:24 18 A (Witness shakes head.)  
 12:07:25 19 Q That's correct?  
 12:07:26 20 A That's correct.  
 12:07:27 21 Q For the names I've just given you, have  
 12:07:30 22 you ever communicated with them through somebody  
 12:07:38 23 else?  
 12:07:38 24 A No.  
 12:07:38 25 Q Mr. Gatti has written a book.

12:06:19 1 A No.  
 12:06:20 2 Q Have you ever met him?  
 12:06:21 3 A No.  
 12:06:21 4 Q Ever done time with him?  
 12:06:23 5 A Not that I know of.  
 12:06:24 6 Q Do you know Don Steffan?  
 12:06:26 7 A No.  
 12:06:27 8 Q Never met him?  
 12:06:28 9 A No.  
 12:06:29 10 Q Never heard of him?  
 12:06:29 11 A No.  
 12:06:32 12 Q Do you know Rodney Kessler?  
 12:06:34 13 A No.  
 12:06:36 14 Q The same would be true, you've never met  
 12:06:38 15 him?  
 12:06:39 16 A No.  
 12:06:39 17 Q Never heard of him?  
 12:06:40 18 A (Witness shakes head.)  
 12:06:41 19 Q How about Chuck Naylor?  
 12:06:43 20 A No.  
 12:06:44 21 Q Earl New?  
 12:06:45 22 A Yes.  
 12:06:46 23 Q How do you know Earl?  
 12:06:47 24 A Earl New went to grade school with me.  
 12:06:51 25 Q Where?

12:07:38 1 Have you read Mr. Gatti's book?  
 12:07:39 2 A Yes.  
 12:07:40 3 Q When did you read Mr. Gatti's book?  
 12:07:42 4 A In 2004.  
 12:07:43 5 Q How did you find Mr. Gatti?  
 12:07:45 6 A When I seen his name the paper. I quit my  
 12:07:49 7 job and I'd seen what was going on and everything  
 12:07:49 8 just flooded back to me. I quit my job that day  
 12:07:49 9 after five years and just left. His name was in the  
 12:07:54 10 paper and it -- I just took off and stayed alone for  
 12:07:58 11 about a month and then finally I called him.  
 12:08:00 12 Q What job did you have for five years that  
 12:08:02 13 you quit?  
 12:08:03 14 A NORPAC Foods in Stayton.  
 12:08:05 15 Q And you quit that job?  
 12:08:07 16 A Yes.  
 12:08:09 17 Q And why did you quit?  
 12:08:11 18 A Because I just couldn't stand the pressure  
 12:08:14 19 of what was going on.  
 12:08:15 20 Q I'm not sure what you're referring to.  
 12:08:16 21 When you --  
 12:08:17 22 A Because I seen everything that was going  
 12:08:19 23 on in the paper and I was so confused that I just  
 12:08:22 24 wanted to get away.  
 12:08:24 25 Q What did you see in if paper?

EXHIBIT  
 PAGE 13 OF 21

12:08:26 1 A Mr. Sprauer's name, everybody that was  
 12:08:27 2 abused, everything.  
 12:08:28 3 Q When did you see that in the paper?  
 12:08:30 4 A In 2003.  
 12:08:31 5 Q What paper?  
 12:08:32 6 A The Statesman paper.  
 12:08:33 7 Q And did you know anything about suits  
 12:08:34 8 against Father Sprauer before you read it in the  
 12:08:37 9 paper?  
 12:08:37 10 A No, nothing.  
 12:08:38 11 Q What did you do after you read it in the  
 12:08:40 12 paper?  
 12:08:40 13 A I just felt sick. I just quit my job a  
 12:08:43 14 month later and left.  
 12:08:45 15 Q And then how did that lead you to  
 12:08:48 16 Mr. Gatti?  
 12:08:49 17 A His name was in there as the lawyer and I  
 12:08:53 18 called him from Northern California and made an  
 12:08:55 19 appointment after I'd left for a month.  
 12:09:01 20 Q Did you talk with anybody before you  
 12:09:02 21 called Mr. Gatti?  
 12:09:03 22 A No.  
 12:09:04 23 Q Did you look up any of those guys whose  
 12:09:07 24 names you read in the paper and talk to them before  
 12:09:10 25 you called m Gatti?

12:10:01 1 A No.  
 12:10:02 2 Q Doug Moore?  
 12:10:04 3 A No.  
 12:10:06 4 Q John Francis Roberts?  
 12:10:08 5 A No.  
 12:10:08 6 Q Kenneth Nail?  
 12:10:10 7 A No.  
 12:10:11 8 Q Steven Leroy Diaz?  
 12:10:13 9 A No.  
 12:10:14 10 Q Michael Philip Shaw?  
 12:10:16 11 A No.  
 12:10:16 12 Q David Paul?  
 12:10:16 13 A No.  
 12:10:16 14 Q Norman Kletke?  
 12:10:18 15 A No.  
 12:10:18 16 Q Steve Colvin?  
 12:10:21 17 A No.  
 12:10:22 18 Q Floyd Wayne Bell?  
 12:10:24 19 A No.  
 12:10:24 20 Q Kirby Lee Laughlin?  
 12:10:28 21 A No.  
 12:10:28 22 Q Michael Cassidy?  
 12:10:30 23 A No.  
 12:10:32 24 MR. GATTI: I bet you'll be glad when that  
 12:10:36 25 list is over.

12:09:11 1 A Nobody.  
 12:09:12 2 Q Did you try to ascertain what years you'd  
 12:09:12 3 been at MacLaren or do any research on your own  
 12:09:15 4 before you called Mr. Gatti?  
 12:09:16 5 A No.  
 12:09:31 6 Q Do you know Larry Craven?  
 12:09:33 7 A No.  
 12:09:34 8 Q Never heard of him?  
 12:09:36 9 A Never heard of him.  
 12:09:37 10 Q Do you know Randall McSorley?  
 12:09:39 11 A No.  
 12:09:40 12 Q Have you ever heard of him?  
 12:09:41 13 A No.  
 12:09:42 14 Q Did you ever do time with him?  
 12:09:43 15 A No.  
 12:09:45 16 MR. GATTI: Can I get a copy of that?  
 12:09:47 17 That would save me a lot of time.  
 12:09:50 18 MS. HOFFMANN: I sent you one. This is  
 12:09:51 19 the deposition schedule.  
 12:09:53 20 MR. GATTI: Oh.  
 12:09:54 21 MS. HOFFMANN: You have a copy.  
 12:09:55 22 MR. GATTI: Maybe I should read my mail,  
 12:09:57 23 huh?  
 12:09:58 24 MR. COONEY: Good night, Dan.  
 12:10:00 25 Q Do you know Dennis Ladu?

12:10:36 1 Q Ricky DuHaime?  
 12:10:36 2 A Yes.  
 12:10:37 3 Q How do you know Ricky DuHaime?  
 12:10:39 4 A He was at Grover when I first came there.  
 12:10:41 5 Q In December of 1974?  
 12:10:43 6 A Yes.  
 12:10:44 7 Q When was the last time that you talked to  
 12:10:45 8 Mr. DuHaime?  
 12:10:48 9 A When I left for the Marine Corps, I guess.  
 12:10:52 10 All I can remember is '74 seeing him there. I'm not  
 12:10:55 11 sure if I seen him -- if he stayed in the cottage  
 12:10:58 12 any longer than that or --  
 12:11:00 13 Q Have you seen him since then?  
 12:11:02 14 A Never.  
 12:11:02 15 Q Not once?  
 12:11:03 16 A Not once.  
 12:11:04 17 Q Have you ever talked to him?  
 12:11:04 18 A No.  
 12:11:07 19 Q Do you know Peter Carlich?  
 12:11:08 20 A No.  
 12:11:09 21 Q Randy Brandon?  
 12:11:11 22 A No.  
 12:11:15 23 Q Jerry Len Lewis?  
 12:11:17 24 A No.  
 12:11:21 25 Q Wayne Hodges?

EXHIBIT  
PAGE 14 OF 21

12:11:22 1 A No.

12:11:35 2 Q Have you ever -- do you belong to any

12:11:38 3 groups that claim to be survivors of sex abuse?

12:11:43 4 A No.

12:12:00 5 Q Can you tell me how you believe that the

12:12:04 6 two incidents of abuse that you've talked about

12:12:07 7 today have caused you any damage or injury.

12:12:17 8 A Because I just feel like I can't do

12:12:21 9 anything in life anymore, that I just want to be

12:12:24 10 alone. I didn't think about it then, but I know now

12:12:28 11 that that's what done it, because I just feel like I

12:12:32 12 can't ever have a relationship.

12:12:34 13 Q When did you come to that conclusion?

12:12:37 14 A Just recently.

12:12:39 15 Q And how did you come to that conclusion?

12:12:43 16 A After I seen everything that went on and

12:12:45 17 everything that I knew that that's what caused it.

12:12:49 18 I didn't know it was what happened then, but I know

12:12:53 19 now that's what happened.

12:12:54 20 Q So let me make sure I understand.

12:12:57 21 You're saying that the damage, the injury

12:12:59 22 to you, is the fact that you can't have a

12:13:02 23 relationship?

12:13:03 24 A I have no self-esteem, I'm depressed all

12:13:06 25 the time.

12:13:07 1 MR. GATTI: Finish.

12:13:08 2 Q Okay. What are your other symptoms? You

12:13:14 3 have no self-esteem, you're depressed, you can't

12:13:17 4 have a relationship.

12:13:18 5 A I'm angry all the time, I'm depressed, I

12:13:21 6 have bad personality disorder, I lose sleep,

12:13:25 7 self-esteem is gone.

12:13:30 8 Q Did you have self-esteem before you went

12:13:32 9 to MacLaren?

12:13:33 10 A Yes, I did.

12:13:34 11 Q Okay. And do you feel like you've had bad

12:13:45 12 self-esteem since 1975?

12:13:45 13 A Yes.

12:13:45 14 Q So from 1975 all the way to the present,

12:13:46 15 you feel like you've had a bad self-esteem.

12:13:50 16 Is that correct?

12:13:51 17 A Yes.

12:13:51 18 Q So that's an injury that you've had for

12:13:54 19 the last 30 years?

12:14:00 20 A (Witness nods head.)

12:14:01 21 Q Is that correct?

12:14:02 22 A Yes.

12:14:02 23 Q Okay. And how long have you been

12:14:04 24 depressed?

12:14:08 25 A For a long time.

12:14:09 1 Q Is it your allegation, Mr. Sloan, that

12:14:10 2 you've been depressed since 1975?

12:14:12 3 A Basically.

12:14:13 4 Q Okay. So you've had 30 years of

12:14:15 5 depression?

12:14:15 6 A Yes.

12:14:17 7 Q Okay. And you said you've been angry.

12:14:20 8 How long have you been angry?

12:14:22 9 A For about the same amount of time.

12:14:24 10 Q So you've had 30 years of anger?

12:14:26 11 A Yes.

12:14:27 12 Q Okay. And you said you have a bad

12:14:29 13 personality disorder?

12:14:31 14 A Yes. I can't get along with people. I

12:14:33 15 just feel like every -- I can't trust anyone.

12:14:36 16 Q Did you feel -- did you have a bad

12:14:39 17 personality disorder before you went to MacLaren?

12:14:43 18 A Not my personality, no, I just -- I chose

12:14:46 19 the wrong friends then, but now a lot of it is my

12:14:51 20 personality. I'm isolated all the time now. I

12:14:55 21 spend most of my time alone.

12:14:57 22 Q And have you been isolated for the last 30

12:14:59 23 years?

12:14:59 24 A On and off, basically, yes.

12:15:02 25 Q Okay. How long have you been losing

12:15:05 1 sleep?

12:15:06 2 A For a long time.

12:15:08 3 Q Have you been losing sleep for 30 years?

12:15:11 4 A On and off, yes.

12:15:12 5 Q Okay. So you have a 30-year history of

12:15:15 6 poor self-esteem, depression, anger, bad personality

12:15:20 7 disorder, isolation and loss of sleep.

12:15:23 8 Is that correct?

12:15:24 9 A And trust, a lot of trust. I can't trust

12:15:27 10 authority figures.

12:15:27 11 Q And that is an injury that you've had for

12:15:29 12 30 years.

12:15:30 13 Is that correct?

12:15:31 14 A Yes.

12:15:32 15 Q Okay. Am I correct that you've never

12:15:36 16 forgotten what happened between you and Father

12:15:40 17 Sprauer?

12:15:40 18 A Well, I didn't really choose to think

12:15:42 19 about it.

12:15:43 20 Q Okay. There's a difference between not

12:15:45 21 choosing to think and not having it there.

12:15:47 22 My question to you is: Is it correct that

12:15:50 23 you never forgot about it?

12:15:52 24 A I just basically stuffed it in the back of

12:15:55 25 my mind so I didn't think about it.

EXHIBIT  
PAGE 15 OF 21

12:15:57 1 Q So it was there?  
 12:15:58 2 A It was there.  
 12:15:58 3 Q But you chose not to think about it?  
 12:16:00 4 A Yes.  
 12:16:01 5 Q Choosing not to think about it, Mr. Sloan,  
 12:16:03 6 is more of a conscious act, and that's what I want  
 12:16:06 7 to make sure of.  
 12:16:08 8 You're not saying that it was erased from  
 12:16:11 9 your memory, you're saying that it was there, you  
 12:16:14 10 just chose not to think about it.  
 12:16:17 11 Is that correct?  
 12:16:18 12 A Yeah, it was there. I just blocked it  
 12:16:20 13 out.  
 12:16:20 14 Q So for 30 years, you chose not to think  
 12:16:22 15 about what happened?  
 12:16:24 16 A I just blocked it out so I didn't think  
 12:16:27 17 about it. It was like it wasn't there.  
 12:16:30 18 Q But it was there, you could draw on it if  
 12:16:32 19 you wanted?  
 12:16:33 20 A Yes.  
 12:16:33 21 Q And for 30 years, you've had the injuries  
 12:16:33 22 that you've just talked about, correct?  
 12:16:34 23 A Yes.  
 12:16:34 24 Q What have you done in that 30 years to  
 12:16:37 25 connect the injury with the abuse that you suffered?

13:20:07 1 MS. HOFFMANN: Mr. Tharp, we just put a  
 13:20:08 2 stipulation on the record about this case being done  
 13:20:11 3 in one day in anticipation of mediation.  
 13:20:14 4 Will you stipulate to that?  
 13:20:16 5 MR. THARP: I will so stipulate.  
 13:20:18 6 (STIPULATION BY COUNSEL)  
 13:20:18 7 MS. HOFFMANN: Having said that, I'll pass  
 13:20:21 8 the questioning to the next person.  
 13:21:11 9 (Brief pause in proceedings.)  
 13:22:06 10  
 13:22:14 11 EXAMINATION BY MR. THARP:  
 13:22:45 12 Q Mr. Sloan, my name is Bill Tharp and I'm  
 13:22:50 13 representing the state defendants that are -- that  
 13:22:55 14 you've basically sued in this matter, being  
 13:22:58 15 MacLaren.  
 13:22:58 16 A Yes, sir.  
 13:22:59 17 Q Okay. And I'm with the Department of  
 13:23:00 18 Justice and I was in attendance during the  
 13:23:06 19 questioning by Margaret Hoffmann and it's now my  
 13:23:14 20 opportunity to get to ask you some questions, okay?  
 13:23:15 21 A Okay.  
 13:23:15 22 Q Now, first of all, kind of a statement, I  
 13:23:22 23 realize that the questions I'm going to ask may be a  
 13:23:25 24 little difficult for me from the standpoint that  
 13:23:28 25 they're emotional. I want to ensure you that I have

12:16:40 1 A I didn't really think about it then until  
 12:16:42 2 now until lately.  
 12:16:45 3 Q Okay. So for 30 years, you've had  
 12:16:47 4 injuries that you've known about, and for 30 years,  
 12:16:50 5 you've known about the abuse, you've just chosen not  
 12:16:54 6 to try and put the two together?  
 12:16:56 7 A Right.  
 12:16:57 8 MS. HOFFMANN: Okay. Why don't we stop  
 12:17:00 9 and take a quick lunch break and then we'll come  
 12:17:03 10 back and I'll pass the baton to the other gentleman.  
 12:17:10 11 (Lunch recess taken: 12:17 - 1:19 p.m.)  
 13:19:29 12 MS. HOFFMANN: We're back after a lunch  
 13:19:33 13 break. I'm going to pass the questioning on to the  
 13:19:36 14 next lawyer, but I wanted to put on the record that  
 13:19:40 15 we have all stipulated that we would take this  
 13:19:43 16 deposition in one day and the deposition is  
 13:19:46 17 specifically being taken in anticipation of  
 13:19:48 18 mediation. If the case doesn't resolve in  
 13:19:51 19 mediation, all parties agree that we can come back  
 13:19:54 20 and complete the deposition, which will include  
 13:19:57 21 asking additional questions into the areas we've  
 13:19:59 22 delved into today as well as any new areas.  
 13:20:02 23 Is that agreed?  
 13:20:04 24 MR. GATTI: Yes.  
 13:20:05 25 MR. COONEY: That's fine.

13:23:32 1 no intention in embarrassing you, okay?  
 13:23:36 2 A Okay.  
 13:23:36 3 Q I have to talk about sensitive matters  
 13:23:38 4 because the nature of this lawsuit is sensitive,  
 13:23:41 5 okay?  
 13:23:41 6 A Yes, sir.  
 13:23:42 7 Q And of particular importance which I think  
 13:23:43 8 kind of deserves a re-comment is the fact that  
 13:23:47 9 sometimes I ask questions that are unclear, you  
 13:23:51 10 know.  
 13:23:52 11 A Yes, sir.  
 13:23:53 12 Q If I ask you a question that you don't  
 13:23:55 13 understand, please have me repeat it, all right?  
 13:23:58 14 A Okay.  
 13:23:59 15 Q And I'm going to try to avoid -- as we  
 13:24:01 16 have a limited time here today per the stipulation,  
 13:24:06 17 I'm going to try to make my portion of it as  
 13:24:10 18 efficient as possible. Sometimes I'm going to have  
 13:24:12 19 to repeat some of the areas that were discussed  
 13:24:15 20 because they're a little unclear to me or I want  
 13:24:18 21 some additional clarification from you, okay?  
 13:24:21 22 A Okay.  
 13:24:22 23 Q And the first question, and this may have  
 13:24:28 24 been answered, how old was your sister at the time  
 13:24:32 25 of her drowning?

EXHIBIT 1  
 PAGE 16 OF 21

13:34:19 1 A I just didn't want to tell anybody that --  
 13:34:24 2 anything like that.  
 13:34:37 3 Q Now, you indicated that prior to MacLaren  
 13:34:40 4 in your youth, that you may have gone to church.  
 13:34:46 5 A When I was younger.  
 13:34:47 6 Q Was that a Nazarene church?  
 13:34:51 7 A Excuse me?  
 13:34:55 8 Q Nazarene?  
 13:34:56 9 A I'm not sure. It was when I was very  
 13:34:58 10 small.  
 13:34:58 11 Q Okay. Was your mom a practicing  
 13:35:00 12 religious-type person that went to church?  
 13:35:04 13 A I think she went to church some, but I  
 13:35:06 14 don't remember a whole lot.  
 13:35:08 15 Q Do you recall what religious denomination  
 13:35:10 16 she was affiliated with, if any?  
 13:35:12 17 A No.  
 13:35:16 18 Q When you went to church, would she go with  
 13:35:18 19 you?  
 13:35:19 20 A Sometimes.  
 13:35:28 21 Q Do you recall what your reaction was to  
 13:35:33 22 the inappropriate touching both by Father Sprauer of  
 13:35:39 23 you and the second time you saw him as well as --  
 13:35:47 24 well, strike that.  
 13:35:48 25 Do you remember, did you have a reaction

13:37:14 1 A (Witness shakes head.)  
 13:37:15 2 Q Had you ever been touched --  
 13:37:23 3 A No.  
 13:37:23 4 Q -- before?  
 13:37:23 5 A No.  
 13:37:23 6 Q Did you know what homosexuality was at  
 13:37:23 7 that time?  
 13:37:24 8 A Not really.  
 13:37:27 9 Q You had had sex with a female at that  
 13:37:31 10 time?  
 13:37:32 11 A Before I had.  
 13:37:33 12 Q Yeah.  
 13:37:34 13 Did you know that you, then, were what you  
 13:37:37 14 felt was heterosexual, that you liked girls?  
 13:37:46 15 A Yes.  
 13:37:46 16 Q Did it offend you, then, that he touched  
 13:37:49 17 you on your private part, your penis, and likewise  
 13:37:52 18 had you touch his penis?  
 13:37:54 19 A It scared me.  
 13:38:02 20 Q At any time between the time that there  
 13:38:10 21 was the improper touching, during the second and  
 13:38:14 22 third times that he was there in D-1, did you tell  
 13:38:17 23 anybody, any friends or anything?  
 13:38:19 24 A No.  
 15:33:26 25 (Exhibit No. 7 marked.)

13:35:49 1 to that?  
 13:35:55 2 A I was scared, shocked.  
 13:35:57 3 Q Did you think it was wrong?  
 13:35:57 4 A I thought it was wrong, but I felt as if I  
 13:36:02 5 could trust him.  
 13:36:03 6 Q Okay. Were you embarrassed by it?  
 13:36:11 7 A Yes.  
 13:36:12 8 Q Were you ashamed by it?  
 13:36:16 9 A I am now.  
 13:36:18 10 Q Do you recall -- do you recall whether or  
 13:36:20 11 not you were ashamed by it then?  
 13:36:22 12 A I don't recall.  
 13:36:31 13 Q And on the second occasion -- strike that.  
 13:36:35 14 On the third time that you met with Father  
 13:36:37 15 Sprauer, he -- that time, he touched your penis?  
 13:36:42 16 A Yes.  
 13:36:44 17 Q Likewise, did that surprise you?  
 13:36:48 18 A It scared me more than anything.  
 13:36:52 19 Q Did you think during the third time, did  
 13:36:57 20 you ever think about not allowing him to come in  
 13:37:00 21 your cell?  
 13:37:01 22 A No.  
 13:37:05 23 Q Did you know that was wrong, also?  
 13:37:10 24 A I didn't know.  
 13:37:11 25 Q You didn't know it was wrong?

13:39:12 1 Q I think you've -- can we have this marked,  
 13:39:16 2 please.  
 13:39:32 3 Mr. Sloan, I'm going to hand you what's  
 13:39:34 4 been marked as Exhb. No. 7 to your -- to your  
 13:39:37 5 deposition, which is identified as the amended  
 13:39:41 6 complaint that you filed in this matter which you're  
 13:39:44 7 identified as a plaintiff.  
 13:39:46 8 Have you seen this before?  
 13:39:48 9 A Yes.  
 13:39:55 10 Q To the best of your knowledge, is the  
 13:39:57 11 information contained in this complaint correct?  
 13:40:00 12 A Except for the dates.  
 13:40:01 13 Q Okay. And I think the dates are, in fact,  
 13:40:13 14 found in paragraph 2 on I believe page 2 of the  
 13:40:17 15 amended complaint of Exhb. No. 7.  
 13:40:20 16 Do you see that? The paragraphs are  
 13:40:29 17 numbered. It says "Parties," and then it says  
 13:40:34 18 "Paragraph 2."  
 13:40:37 19 Do you see that?  
 13:40:38 20 A Yes.  
 13:40:42 21 Q At the time that you first saw this  
 13:40:46 22 complaint, did you believe those dates were correct?  
 13:40:49 23 A I didn't know for sure.  
 13:40:56 24 Q Going back to the date in which Father  
 13:40:58 25 Sprauer picked you up to transport you to the

EXHIBIT  
PAGE 17 OF 21

14:11:27 1 opinion of the possibility of foul play, would it  
 14:11:31 2 have been during the phone call?  
 14:11:32 3 A No. It was when I got home to see my  
 14:11:36 4 sister.  
 14:11:36 5 Q Do you know whether or not your mom  
 14:11:39 6 expressed that opinion regarding the possibility of  
 14:11:41 7 foul play the Father Sprauer when he dropped you off  
 14:11:53 8 next to the irrigation ditch?  
 14:11:55 9 A No.  
 14:11:55 10 Q Do you recall whether or not when Father  
 14:11:56 11 Sprauer dropped you off at the irrigation ditch with  
 14:12:00 12 your mother, was there any comment made about,  
 14:12:06 13 "Gosh, there's only six inches of water in the  
 14:12:11 14 irrigation ditch," anything like that?  
 14:12:13 15 A No.  
 14:12:22 16 Q Do you recall approximately what time of  
 14:12:23 17 day it was that you encountered your mom at the  
 14:12:31 18 irrigation ditch?  
 14:12:32 19 A I don't recall. It was maybe noon or so,  
 14:12:37 20 in the afternoon, I'm not sure.  
 14:12:40 21 Q Between 10:00 and 2:00, something like  
 14:12:44 22 that? I mean, was it early in the morning? Do you  
 14:12:47 23 have any recollection, your best recollection in  
 14:12:49 24 that regard?  
 14:12:50 25 A Probably between 10:00 and 2:00.

14:14:17 1 Marion County.  
 14:14:23 2 Q Was the funeral home in which you went for  
 14:14:23 3 the visitation, was that in Stayton?  
 14:14:25 4 A Yes.  
 14:14:25 5 Q Was the funeral service in Stayton?  
 14:14:28 6 A Yes. She's buried in Stayton.  
 14:14:32 7 Q And where was the funeral service? Do you  
 14:14:34 8 recall?  
 14:14:35 9 A I wasn't at the funeral. I --  
 14:14:38 10 Q I realize that, but --  
 14:14:40 11 A In Stayton.  
 14:14:40 12 Q Was that at a church?  
 14:14:43 13 A A funeral home.  
 14:14:44 14 Q A funeral home, okay.  
 14:15:00 15 When you were picked up by the police and  
 14:15:02 16 returned to MacLaren, do you recall telling the  
 14:15:10 17 individuals at MacLaren the reason why you didn't  
 14:15:14 18 come back was because of your sister's death and you  
 14:15:17 19 were upset?  
 14:15:18 20 A I don't recall.  
 14:15:44 21 (Exhibit No. 8 marked.)  
 14:15:57 22 Q I don't think this question has been  
 14:15:58 23 asked.  
 14:15:59 24 Mr. Sloan, prior to your deposition, did  
 14:16:01 25 you review the MacLaren file in anticipation for

14:12:53 1 Q Okay.  
 14:12:53 2 A I don't know for sure.  
 14:13:17 3 Q In response to my questions before we just  
 14:13:19 4 had the break, you were indicating two -- in  
 14:13:23 5 response to some questions, that you did not want to  
 14:13:25 6 return to MacLaren.  
 14:13:26 7 Is that --  
 14:13:27 8 A Correct.  
 14:13:28 9 Q And was part of that predicated upon the  
 14:13:30 10 fact that you had been forced to sodomize Father  
 14:13:37 11 Sprauer?  
 14:13:38 12 A Correct.  
 14:13:39 13 Q Was that the only reason?  
 14:13:41 14 A Basically the only reason. I wasn't going  
 14:13:44 15 to take any more abuse.  
 14:13:46 16 Q Okay.  
 14:13:47 17 A That's -- I would assume be dead.  
 14:13:53 18 Q Do you recall telling -- I'm sorry, strike  
 14:14:02 19 that.  
 14:14:03 20 In fact, you did not return to MacLaren?  
 14:14:05 21 A No.  
 14:14:06 22 Q And you were later picked up?  
 14:14:07 23 A Yes.  
 14:14:10 24 Q And was that by the Stayton Police?  
 14:14:14 25 A I'm not sure if it was the Stayton or

14:16:04 1 your deposition?  
 14:16:05 2 A No.  
 14:16:06 3 Q Okay. In the typed material, there's a --  
 14:16:19 4 there's a handwritten, and then there's the typed  
 14:16:22 5 material, it says, "Randy stated the reason he  
 14:16:25 6 didn't return to campus was he was so upset over the  
 14:16:29 7 death of his sister."  
 14:16:31 8 Do you disagree with that? I realize your  
 14:16:34 9 testimony was that you couldn't recall it, but --  
 14:16:37 10 A That's probably what I said.  
 14:16:38 11 Q Was there a reason why you didn't tell  
 14:16:41 12 them regarding the abuse by Sprauer?  
 14:16:44 13 A Because I'm not going to tell anybody  
 14:16:46 14 about that. I didn't want to say it today, but I'm  
 14:16:49 15 here and it's killing me worse than ever right now.  
 14:16:53 16 Q And it killed you worse than ever back  
 14:16:56 17 then, I take it.  
 14:16:57 18 A Yes, it did.  
 14:17:01 19 Q Did it make you sick your stomach?  
 14:17:04 20 A Yes, it did.  
 14:17:08 21 Q Did it make you lose sleep?  
 14:17:10 22 A Yes.  
 14:17:25 23 Q When you finally got into the Marine  
 14:17:29 24 Corps, did you tell anybody in the Marines about it?  
 14:17:33 25 A No.

EXHIBIT  
PAGE 18 OF 21

14:17:36 1 Q What was the first time that you had ever  
 14:17:38 2 told anyone about the episode that you've -- the  
 14:17:42 3 episodes that you've described today, being the  
 14:17:47 4 incidents in D-1 and the sodomization and  
 14:17:56 5 masturbation on the day of your sister's funeral?  
 14:17:58 6 A I told Mr. Gatti.  
 14:18:12 7 Q And how long after you had read the  
 14:18:21 8 articles in the newspaper and saw Grecco's name and  
 14:18:25 9 knew that Mr. Gatti was the attorney, how long after  
 14:18:29 10 reading the newspaper did it take before you shared  
 14:18:33 11 those facts with Mr. Gatti?  
 14:18:36 12 A Two months.  
 14:18:37 13 Q Okay. I'm talking about -- when I say  
 14:18:39 14 "those facts," we're talking about the abuse which  
 14:18:42 15 is the subject matter you've identified today  
 14:18:47 16 regarding Father Sprauer.  
 14:18:50 17 A Three months.  
 14:18:51 18 Q Okay. And the last time that you had  
 14:19:10 19 personally seen Father Sprauer up until today was  
 14:19:20 20 when he transported you so that you could attend  
 14:19:24 21 your sister's funeral?  
 14:19:29 22 A Yes.  
 14:19:30 23 Q Did you ever see him around casually at  
 14:19:32 24 the prison?  
 14:19:34 25 A No.

14:21:51 1 you read.  
 14:21:53 2 Q Yeah, do you remember what newspaper?  
 14:21:55 3 A Probably The Statesman, the Salem paper.  
 14:22:00 4 Q And that was as it relates to the Grecco  
 14:22:04 5 litigation?  
 14:22:07 6 A I guess -- I don't remember.  
 14:22:10 7 Q Was that one article or two articles or  
 14:22:13 8 more -- one or more articles that you read?  
 14:22:18 9 A One, I believe.  
 14:22:19 10 Q Do you recall whether or not that article  
 14:22:20 11 also accompanied with it a photo of Father Sprauer?  
 14:22:25 12 A No.  
 14:22:27 13 Q Do you remember when that article was  
 14:22:30 14 published so that when you read it -- do you  
 14:22:33 15 remember the date that you read it?  
 14:22:35 16 A June or July of 2003.  
 14:22:40 17 Q Did the article include how much money the  
 14:22:42 18 plaintiffs were asking for damages?  
 14:22:45 19 A I don't recall.  
 14:22:54 20 Q Do you recall whether or not the article  
 14:22:56 21 identified the court in which the lawsuit was filed?  
 14:23:02 22 A I don't recall.  
 14:23:14 23 Q In that article, do you recall whether or  
 14:23:16 24 not reading that Father Sprauer, through his  
 14:23:23 25 attorneys, was denying those allegations?

14:19:35 1 Q Did you know he was at the prison?  
 14:19:37 2 A No.  
 14:20:19 3 Q From July of 1975, the day that you were  
 14:20:24 4 abused in the car by Father Sprauer, has it caused  
 14:20:33 5 you to lose sleep?  
 14:20:35 6 A Yes.  
 14:20:37 7 Q How long did it cause you -- I mean, has  
 14:20:40 8 that been something that's weekly?  
 14:20:42 9 A Daily.  
 14:20:44 10 Q Is that from 1975?  
 14:20:47 11 A Yes.  
 14:20:48 12 Q Okay. And when you lose sleep, do you --  
 14:20:58 13 do you attribute that to -- on the day that you lose  
 14:21:02 14 sleep or the evening that you lose sleep, do you  
 14:21:05 15 attribute that, then, to Father Sprauer?  
 14:21:07 16 A I didn't then, but I do now.  
 14:21:13 17 Q Did you have nightmares regarding the  
 14:21:15 18 abuse?  
 14:21:18 19 A Not that I can recall.  
 14:21:33 20 Q Do you remember which newspaper you read  
 14:21:37 21 that -- in which you first read about Mr. Gatti and  
 14:21:41 22 the other plaintiffs who had accused Father Sprauer  
 14:21:46 23 of abuse?  
 14:21:47 24 A I don't recall.  
 14:21:49 25 MR. GATTI: No, he said what newspaper did

14:23:26 1 A I don't remember.  
 14:24:00 2 Q Other than Dan Gatti, have you had any  
 14:24:03 3 other discussions with anyone regarding the alleged  
 14:24:10 4 abuse?  
 14:24:10 5 A No.  
 14:24:30 6 Q Has anyone other than Dan Gatti or people  
 14:24:37 7 affiliated with his law firm contacted you regarding  
 14:24:42 8 a rendition of what had happened to you?  
 14:24:49 9 A No.  
 14:24:53 10 Q Since your contacting Dan Gatti, have any  
 14:24:58 11 other alleged victims contacted you?  
 14:25:01 12 A No.  
 14:25:11 13 Q Since you contacted Dan Gatti, has anyone  
 14:25:15 14 contacted you and volunteered to help you with this  
 14:25:18 15 litigation?  
 14:25:19 16 A No.  
 14:26:02 17 Q And I understand that in response to  
 14:26:05 18 Margaret Hoffmann's question to you, you have read  
 14:26:09 19 Mr. Gatti's book.  
 14:26:10 20 A Yes.  
 14:26:11 21 Q I take it you read his book after you told  
 14:26:13 22 him about the abuse.  
 14:26:15 23 A Yes.  
 14:26:20 24 MR. GATTI: Have you read it yet?  
 14:26:22 25 MR. THARP: No.

EXHIBIT  
PAGE 19 OF 21

14:40:48 1 Q Okay. You didn't -- you weren't  
 14:40:50 2 preoccupied with it when you weren't with your  
 14:40:53 3 girlfriend?  
 14:40:53 4 A No. It wasn't my top priority in life.  
 14:40:59 5 Q Did you know anyone who was homosexual  
 14:41:02 6 during that period of time prior to going to  
 14:41:04 7 MacLaren?  
 14:41:05 8 A No.  
 14:41:05 9 Q Did you know about homosexuals?  
 14:41:08 10 A Not really.  
 14:41:08 11 Q Well, when you say "Not really," did you  
 14:41:11 12 know that --  
 14:41:12 13 A I had heard the word. I didn't know  
 14:41:15 14 anything about them.  
 14:41:17 15 Q Did you hear the word "queer"?  
 14:41:20 16 A Who hasn't?  
 14:41:21 17 Q That's what I mean. I'm not testing you.  
 14:41:23 18 I just want to know whether or not there were any  
 14:41:25 19 topics --  
 14:41:27 20 A I heard the word, yes.  
 14:41:31 21 Q You recall hearing about at least men  
 14:41:34 22 having sex with men prior to going into MacLaren?  
 14:41:38 23 A I never thought about it.  
 14:41:53 24 Q When you -- going about when you first  
 14:41:59 25 discovered that the abuse may have caused you

14:43:46 1 abuse that was not at one time or another  
 14:43:49 2 incarcerated in the Oregon correction system?  
 14:43:52 3 A No.  
 14:43:58 4 Q Have you ever spoken with anyone who has  
 14:44:04 5 been abused by a Catholic priest other than --  
 14:44:10 6 whether it was Father Sprauer or just any Catholic  
 14:44:15 7 priest?  
 14:44:14 8 A No.  
 14:44:31 9 Q I think you indicated that when Father  
 14:44:32 10 Sprauer first came to the door of your cell there at  
 14:44:41 11 D-1, that you let him in because you trusted him.  
 14:44:44 12 Is that fair? Is that accurate?  
 14:44:47 13 A That's accurate, and I needed someone to  
 14:44:50 14 talk to and I was in there all alone and scared.  
 14:45:11 15 Q I guess my question is: What in your life  
 14:45:15 16 experiences would cause you to trust Father Sprauer  
 14:45:20 17 if you'd never met him before?  
 14:45:22 18 A Because I thought you could trust someone  
 14:45:26 19 like that.  
 14:45:29 20 Q Like what?  
 14:45:30 21 A A priest.  
 14:45:40 22 Q Prior to MacLaren, were you involved with  
 14:45:42 23 any Catholic priests?  
 14:45:44 24 A No.  
 14:45:45 25 Q Were you involved with any ministers?

14:43:02 1 problems that you were having with sleep and your  
 14:42:07 2 depression, was that just based on one newspaper  
 14:42:13 3 article?  
 14:42:17 4 A I didn't really think about it until then  
 14:42:21 5 recently, but it wasn't just the newspaper article.  
 14:42:26 6 After I read Dan's book and everything, then I knew  
 14:42:30 7 that's what was causing it.  
 14:42:32 8 Q Okay. But it was the newspaper article  
 14:42:34 9 that caused you to go to Dan in the first place.  
 14:42:37 10 Is that --  
 14:42:38 11 A It was the newspaper article that caused  
 14:42:40 12 me to quit my job and just leave. I didn't know  
 14:42:44 13 what I was going to do.  
 14:42:45 14 Q And my question to you is: Was that just  
 14:42:48 15 one newspaper article that you read?  
 14:42:50 16 A Yes.  
 14:42:51 17 Q Did you by chance see any TV presentations  
 14:42:55 18 in which the individuals appeared on TV?  
 14:42:58 19 A Not that I can recall.  
 14:43:01 20 Q Okay. Are you aware of anyone that has  
 14:43:26 21 complaints against Father Sprauer who is not an  
 14:43:35 22 ex-MacLaren inmate?  
 14:43:38 23 A No.  
 14:43:39 24 Q Are you aware of anyone who has had  
 14:43:41 25 complaints against Father Sprauer for childhood sex

14:45:49 1 A Only when I was little going to church.  
 14:45:51 2 Q Okay. You had no -- you had no ministers  
 14:45:53 3 or priests that were friends?  
 14:45:55 4 A No.  
 14:45:56 5 Q No friends of the family?  
 14:45:57 6 A No.  
 14:46:25 7 Q As you sit here today, can you recall any  
 14:46:28 8 names of the individuals who were employed at  
 14:46:30 9 MacLaren that should have known that the abuse  
 14:46:38 10 occurred?  
 14:46:42 11 MR. GATTI: You're asking him to speculate  
 14:46:44 12 about something that I don't know whether or not he  
 14:46:48 13 could speculate on.  
 14:46:51 14 A I couldn't. I don't know.  
 14:46:52 15 Q Do you know anybody?  
 14:46:52 16 A Just the cottage manager is the only one I  
 14:46:55 17 know of.  
 14:46:57 18 Q Do you recall his name?  
 14:46:58 19 A Bill Ellis.  
 14:46:59 20 Q Okay. When was the last time that you saw  
 14:47:08 21 Mr. Ellis?  
 14:47:09 22 A 1975.  
 14:47:10 23 Q Okay. When you left MacLaren?  
 14:47:12 24 A Right.  
 14:47:33 25 Q At any time with anybody, did you ever

Page 1

1 IN THE UNITED STATES BANKRUPTCY COURT  
 2 FOR THE DISTRICT OF OREGON  
 3  
 4 In re: )  
 5 ROMAN CATHOLIC ARCHBISHOP OF ) No. 04-37154-elp11  
 6 PORTLAND IN OREGON, AND )  
 7 SUCCESSORS, A CORPORATION )  
 8 SOLE, dba the ARCHDIOCESE OF )  
 9 PORTLAND IN OREGON, )  
 10 Debtor. )  
 11  
 12  
 13  
 14  
 15 VIDEOTAPED DEPOSITION OF FR. MICHAEL SPRAUER  
 16 Taken on behalf of the Plaintiffs  
 17 May 17, 2005  
 18  
 19  
 20  
 21  
 22  
 23  
 24  
 25

Page 3

1 ////  
 2 COONEY & CREW  
 3 Attorneys at Law  
 4 By Mr. Tom Cooney, Sr.  
 5 Counsel for Father Michael Sprauer  
 6  
 7 O'MELVENEY & MYERS LLP  
 8 Attorneys at Law  
 9 By Mr. Bob Nickson  
 10 Counsel for Portland Archdiocese  
 11  
 12 BULLIVANT HOUSER BAILEY  
 13 Attorneys at Law  
 14 By Mr. Richard Whittemore  
 15 Counsel for Defendant  
 16  
 17 HOFFMAN HART & WAGNER  
 18 Attorneys at Law  
 19 By Ms. Karen O'Kasey  
 20 Counsel for Defendant  
 21  
 22  
 23  
 24  
 25  
 26 ALSO PRESENT: Ms. Paulette Furness;  
 27 Videographer Jason Quigley;  
 28 Mr. Donald Steffan  
 29  
 30  
 31  
 32  
 33  
 34  
 35

Page 2

1 BE IT REMEMBERED THAT, pursuant to the  
 2 Oregon Rules of Civil Procedure, the deposition of  
 3 FR. MICHAEL SPRAUER was taken by Aaron M. Thomas,  
 4 Certified Shorthand Reporter and Registered  
 5 Professional Reporter for Oregon, on May 17, 2005,  
 6 commencing at the hour of 8:59 a.m., in a conference  
 7 room of the law offices of Schwabe Williamson Wyatt,  
 8 in the City of Portland, County of Multnomah, State  
 9 of Oregon.  
 10  
 11 APPEARANCES:  
 12  
 13 GATTI GATTI MAIER KRUEGER SAYER & ASSOCIATES  
 14 Attorneys at Law  
 15 By Mr. Daniel Gatti  
 16 Mr. James Bulthuis  
 17 Counsel for Plaintiffs  
 18  
 19 Ms. Erin Olson  
 20 Attorney at Law  
 21 Counsel for Plaintiffs  
 22  
 23 SCHWABE WILLIAMSON & WYATT  
 24 Attorneys at Law  
 25 By Ms. Margaret Hoffmann  
 Counsel for Archdiocese Defendants  
 26  
 27 OREGON DEPARTMENT OF JUSTICE  
 28 Attorneys at Law  
 29 By Mr. William Tharp  
 30 Counsel for State of Oregon Defendants  
 31  
 32  
 33  
 34  
 35

Page 4

1	EXAMINATION INDEX	
2	Page	
3	EXAMINATION BY MR. GATTI	7
4	EXAMINATION BY MS. OLSON	173
5	EXAMINATION BY MR. GATTI	262
6	EXAMINATION BY MS. OLSON	273
7	***	
8	EXHIBIT INDEX	
9	No. Item Page	
10	1 Handwritten definition of	8
11	"Sexual Conduct"	
12	2 Handwritten letter to Fr.	124
13	Michael Sprauer from Gardner	
14	"Dean" Banich dated September	
15	12, 1997	
16	3 Handwritten letter to Father	125
17	Michael Sprauer from Gardner	
18	"Dean" Banich dated 5-21-97	
19	4 Handwritten letter to Father	127
20	Michael Sprauer from Gardner	
21	Banich dated December 8, 1996	
22	5 Confirmed Field Education	130
23	Placements for 1987-1988	
24	6 Oregon State Correctional	140
25	Institution Inter-Office	

EXHIBIT  
 PAGE 1 OF 5

Page 29

09:30:01 1 Q When you were at MacLaren, did you  
 09:30:03 2 minister to minors?  
 09:30:05 3 A Yes, I did.  
 09:30:06 4 Q Did you hear their confessions?  
 09:30:08 5 A Yes, I did.  
 09:30:09 6 Q Did you give them guidance?  
 09:30:11 7 A Yes, I did.  
 09:30:12 8 Q Did you console them?  
 09:30:14 9 A Yes, I did.  
 09:30:15 10 Q Did you comfort them?  
 09:30:18 11 A Yes.  
 09:30:22 12 Q Were these things such as ministering,  
 09:30:28 13 confessions, giving guidance, solace and comfort,  
 09:30:32 14 were those the types of acts that you were hired to  
 09:30:35 15 perform?  
 09:30:36 16 A Those were some of the duties.  
 09:30:38 17 Q Okay. And did you minister and give  
 09:30:46 18 guidance and solace and comfort to minors at D-1?  
 09:30:54 19 A Yes, I did.  
 09:30:55 20 Q And you had free access to D-1, didn't  
 09:31:00 21 you?  
 09:31:00 22 A Within the guidelines that the unit  
 09:31:03 23 operated, yes.  
 09:31:03 24 Q I mean, you could come and go into D-1  
 09:31:07 25 without having to secure anybody's approval.

Page 31

09:32:30 1 seminarian student?  
 09:32:31 2 A I had never planted my feet on that campus  
 09:32:35 3 prior to that time.  
 09:32:47 4 Q After you left MacLaren, is it your  
 09:32:50 5 testimony that you never planted your feet on that  
 09:32:52 6 campus again afterwards?  
 09:32:55 7 A Yes. I can recall being there one time.  
 09:32:58 8 MR. COONEY: Your answer is what?  
 09:33:00 9 A Yes, I was there.  
 09:33:01 10 MR. COONEY: And you started to say  
 09:33:03 11 something else and I interrupted you, you can answer  
 09:33:05 12 that.  
 09:33:05 13 A I can recall being at MacLaren one time  
 09:33:08 14 after I left.  
 09:33:11 15 Q And when was that?  
 09:33:14 16 A I think it was the early summer of 1975.  
 09:33:20 17 Q What were you there for?  
 09:33:23 18 A The Archbishop was contemplating assigning  
 09:33:29 19 Father Gordon Dickey as the chaplain there and  
 09:33:32 20 Father Dickey asked me if I would give him a tour of  
 09:33:36 21 the campus. He wanted to see what it might entail.  
 09:33:41 22 Q And who was the priest assigned to  
 09:33:44 23 MacLaren prior to your going there?  
 09:33:47 24 A There was an interim priest that was  
 09:33:50 25 there.

Page 30

09:31:10 1 Isn't that right?  
 09:31:11 2 A You signed in, yes.  
 09:31:14 3 Q Okay. When you say you signed in to  
 09:31:23 4 D-1 -- is there a difference between D-1 and D-2?  
 09:31:28 5 A Yes, there was.  
 09:31:28 6 Q All right. But you had access, free  
 09:31:32 7 access, to both D-1 and D-2, correct?  
 09:31:37 8 MS. HOFFMANN: Objection; form.  
 09:31:37 9 Q You could come and go at your discretion  
 09:31:41 10 into D-1 and D-2 without anybody's permission,  
 09:31:45 11 correct?  
 09:31:45 12 A While I was an employee there, yes.  
 09:31:48 13 Q Well, actually, you visited and gave  
 09:31:50 14 guidance and solace and comfort to minors after you  
 09:31:56 15 went to ODOC, did you not?  
 09:32:03 16 A No, I did not.  
 09:32:04 17 Q You actually went to MacLaren and gave  
 09:32:06 18 guidance and solace and comfort to minors prior to  
 09:32:09 19 you becoming ordained, did you not?  
 09:32:11 20 A No, I did not.  
 09:32:16 21 Q So it's your statement -- well, let me  
 09:32:21 22 see. Is it your statement that you never visited  
 09:32:23 23 MacLaren prior to being ordained?  
 09:32:25 24 A That is correct.  
 09:32:26 25 Q You never went there one single time as a

Page 32

09:33:51 1 Q Who was that?  
 09:33:52 2 A Father Jack Stipe.  
 09:33:59 3 Q Is Jack Stipe still alive?  
 09:34:02 4 A No, he is not.  
 09:34:03 5 Q And whose place did Father Stipe take?  
 09:34:13 6 A Father Remy Rudin.  
 09:34:20 7 Q Now, this is just an assumption, you can  
 09:34:22 8 correct me if I'm wrong, I would assume that before  
 09:34:25 9 going to MacLaren, that you would have conversations  
 09:34:27 10 with Father Stipe or Father Rudin about what the job  
 09:34:32 11 entailed.  
 09:34:33 12 Is that a fair assumption?  
 09:34:35 13 A I spoke with Father Stipe.  
 09:34:38 14 Q You spoke with Father Rudin, too, did you  
 09:34:42 15 not?  
 09:34:42 16 A I did not.  
 09:34:43 17 Q You visited Father Rudin at MacLaren, did  
 09:34:53 18 you not?  
 09:34:53 19 A I did not.  
 09:34:53 20 Q Did you know Father Rudin?  
 09:34:53 21 A I met him one time that I can recall.  
 09:34:53 22 Q How is it that you elected to go to  
 09:34:55 23 MacLaren?  
 09:34:58 24 A I actually didn't elect to go to MacLaren.  
 09:35:02 25 Q How did you get to MacLaren? I mean, you

EXHIBIT 1  
PAGE 2 OF 5

09:35:05 1 didn't steal blue jeans, I know.  
 09:35:13 2 MR. WHITTEMORE: I'll stipulate to that.  
 09:35:15 3 Q You weren't running away from home, so  
 09:35:18 4 tell me how you got there.  
 09:35:20 5 A Counselor, if that was a question, I  
 09:35:22 6 didn't steal blue jeans.  
 09:35:24 7 Q How did you get to MacLaren?  
 09:35:25 8 A I had worked with Father Stipe at the  
 09:35:29 9 Oregon State Correctional Institution for three  
 09:35:31 10 years while I was at Mount Angel and Father Remy had  
 09:35:36 11 left MacLaren, Father Stipe was -- in addition to  
 09:35:41 12 his regular assignment, was also offering mass out  
 09:35:44 13 at MacLaren, and so there was a vacancy and Father  
 09:35:50 14 Stipe thought that I would be a natural for it. He  
 09:35:56 15 spoke to the Archbishop about that.  
 09:35:58 16 Q So the Archbishop assigned you to  
 09:36:00 17 MacLaren?  
 09:36:01 18 A Again, he endorsed me and the State hired  
 09:36:05 19 me.  
 09:36:06 20 Q You couldn't have gone to MacLaren without  
 09:36:08 21 the endorsement or the -- without the endorsement of  
 09:36:15 22 the Archbishop?  
 09:36:16 23 A As Catholic chaplain, correct.  
 09:36:24 24 Q Describe D-1 for me.  
 09:36:32 25 A You -- D-1 was a cell block, cells on both

09:38:23 1 offer them solace and counseling.  
 09:38:26 2 That happened, did it not?  
 09:38:27 3 A It did. It did.  
 09:38:35 4 Q Okay. And when you went down there, did  
 09:38:37 5 you have the key to the cell?  
 09:38:39 6 A No, I did not.  
 09:38:40 7 Q Is that something that the guard had to  
 09:38:44 8 open?  
 09:38:44 9 A Yes.  
 09:38:47 10 Q And when you went down there, would you  
 09:38:49 11 open the -- I'm just going to give you a scenario.  
 09:38:54 12 It wouldn't be uncommon for you to go down there as  
 09:38:57 13 a priest, knowing that the kids were in detention  
 09:39:01 14 and probably troubled.  
 09:39:04 15 Is that a fair statement?  
 09:39:05 16 MS. HOFFMANN: Objection; form.  
 09:39:08 17 A I don't know what their state of mind -- I  
 09:39:11 18 mean, I wouldn't know what their state of mind was.  
 09:39:16 19 Q But acting as a priest and a counselor and  
 09:39:19 20 one that wants to give solace, you would seek out  
 09:39:22 21 some troubled youth, would you not?  
 09:39:25 22 A Actually, whenever I went into the  
 09:39:27 23 detention unit, it was my customary habit to just go  
 09:39:31 24 from cell to cell. I visited everyone. I didn't  
 09:39:35 25 exclude anyone.

09:36:37 1 sides with a large, open area in between, and the  
 09:36:47 2 cells had a solid door with a porthole in the top  
 09:36:55 3 and a pass below. They also had a window to the  
 09:37:04 4 outside.  
 09:37:05 5 Q Now, were these portholes something that  
 09:37:08 6 the inmate could open, or was it a porthole that  
 09:37:14 7 someone from the outside could open?  
 09:37:16 8 A Someone from the outside would have access  
 09:37:19 9 to that.  
 09:37:20 10 Q Approximately how many cells on your left  
 09:37:21 11 and your right as you go down the block?  
 09:37:26 12 A I don't remember exactly, but I believe  
 09:37:30 13 that there were probably six or seven cells on each  
 09:37:34 14 side.  
 09:37:35 15 Q And when you went down there, how often  
 09:37:40 16 did you go?  
 09:37:41 17 A Not very often, or not regularly into the  
 09:37:46 18 detention unit.  
 09:37:49 19 Q What would compel you to go down there?  
 09:37:54 20 A If one of the staff thought that a  
 09:37:57 21 student -- you know, that I should see a student.  
 09:38:03 22 However, they would most likely have a student come  
 09:38:09 23 out and I would see them in the dining room.  
 09:38:14 24 Q Well, you would go down into D-1 and check  
 09:38:20 25 the kids out to see if they were having problems and

09:39:36 1 Q That's a fair statement.  
 09:39:38 2 And you opened the hatch on the door.  
 09:39:40 3 Is that correct?  
 09:39:41 4 A Most often the hatches were open.  
 09:39:44 5 Q Okay.  
 09:39:45 6 A Unless for some reason the officers had  
 09:39:47 7 closed them.  
 09:39:47 8 Q Okay. So whether they were opened or  
 09:39:50 9 closed, you would look into the cell and you'd look  
 09:39:53 10 at the cell mate and ask them if -- how they were  
 09:40:00 11 doing, so to speak, correct?  
 09:40:01 12 A Correct.  
 09:40:02 13 Q And if the kid was crying or something, it  
 09:40:05 14 wouldn't be uncommon for you to say, "Hey, do you  
 09:40:07 15 need someone to talk to"? That would be a fair  
 09:40:11 16 statement, wouldn't it?  
 09:40:14 17 MR. THARP: Objection to the form of the  
 09:40:15 18 question as to what's common or uncommon.  
 09:40:18 19 MR. COONEY: You can answer.  
 09:40:19 20 A Actually, my procedure was to talk to the  
 09:40:23 21 person there, and if they were crying, I probably  
 09:40:27 22 would have asked, "What's going on? What's  
 09:40:30 23 bothering you?"  
 09:40:31 24 Q And you would go into the cell, did you  
 09:40:33 25 not?

EXHIBIT  
PAGE 3 OF 5

09:46:02 1 Q Yes.  
 09:46:02 2 A Not really, because -- not really.  
 09:46:07 3 Q What about at Geer?  
 09:46:09 4 A No.  
 09:46:12 5 Q Were there other places where you gave  
 09:46:15 6 guidance, solace and comfort to minor children  
 09:46:20 7 besides D-1, D-2, and your office?  
 09:46:26 8 MS. HOFFMANN: Objection; form.  
 09:46:27 9 A Yes, I visited the cottages regularly.  
 09:46:33 10 Q And did the cottages have -- maybe I'm  
 09:46:38 11 being dumb here, but when you're giving guidance and  
 09:46:42 12 counseling and solace to kids, I presume that's not  
 09:46:47 13 in, you know, a public place like we're here today  
 09:46:51 14 where everybody can listen to what you're talking  
 09:46:53 15 about.  
 09:46:53 16 Is that a fair statement?  
 09:46:55 17 A That would be a fair statement. I would  
 09:46:57 18 always use the dining rooms in the cottages.  
 09:47:03 19 Q Did you use private offices?  
 09:47:05 20 A No.  
 09:47:06 21 Q Did you use private rooms?  
 09:47:10 22 A They didn't have any private rooms.  
 09:47:20 23 Q Have you ever been in love with a guy?  
 09:47:21 24 A No, I don't think so.  
 09:47:24 25 Q Have you ever told somebody you loved them

09:48:28 1 MS. HOFFMANN: I thought you were saying  
 09:48:30 2 ODOT, Oregon Department of Transportation.  
 09:48:33 3 MR. GATTI: I mentioned ODOC.  
 09:48:37 4 MS. HOFFMANN: I'm old. I'm getting deaf.  
 09:48:44 5 Q Would it be fair to say that while you  
 09:48:46 6 were ministering to minor children, that part of  
 09:48:52 7 your goal was to develop a trust relationship  
 09:48:55 8 between you and the person that you're counseling?  
 09:49:00 9 A Yes.  
 09:49:04 10 Q Were you taught as a seminarian student  
 09:49:07 11 that priests were looked up to by laypeople?  
 09:49:17 12 A I don't think we were taught that.  
 09:49:20 13 Q Is that your experience?  
 09:49:22 14 A That was my experience.  
 09:49:40 15 MS. HOFFMANN: Dan, can we take a break?  
 09:49:44 16 MR. GATTI: Sure.  
 09:49:45 17 (Pause in deposition: 9:49 - 10:01 a.m.)  
 10:01:23 18  
 10:01:28 19 BY MR. GATTI: (Continuing)  
 10:01:29 20 Q When you went down into D-1 and D-2, you  
 10:01:33 21 didn't have to sign in on every occasion, did you?  
 10:01:36 22 A Yes, I did.  
 10:01:37 23 Q And with whom did you sign in?  
 10:01:42 24 A There was a log at the control center.  
 10:01:46 25 Q And did someone at the control center then

09:47:26 1 in a sexual way?  
 09:47:27 2 A No.  
 09:47:28 3 Q So if Thomas Ha, H-A, says that you were  
 09:47:34 4 in love with each other, would that be incorrect  
 09:47:36 5 from your perspective?  
 09:47:38 6 A Not only would it be incorrect, it would  
 09:47:41 7 be patently false.  
 09:47:45 8 Q Did you have sexual contact with Thomas  
 09:47:47 9 Ha?  
 09:47:48 10 A Not at all.  
 09:47:48 11 Q Did he have sexual contact with you?  
 09:47:51 12 A Not at all.  
 09:47:54 13 Q Did you ever help anyone buy a home up in  
 09:47:56 14 Portland?  
 09:47:57 15 A No.  
 09:48:00 16 Q Did you ever have an internal affairs  
 09:48:03 17 investigation about your conduct while you were at  
 09:48:08 18 ODOC?  
 09:48:09 19 A Not to my knowledge.  
 09:48:11 20 MS. HOFFMANN: Dan, what are you saying?  
 09:48:19 21 It sounds like you're saying ODOT.  
 09:48:19 22 MS. OLSON: ODOC.  
 09:48:21 23 MS. HOFFMANN: Okay.  
 09:48:25 24 MR. GATTI: Oregon Department of  
 09:48:25 25 Corrections.

10:01:49 1 have to let you through the locked gate to get into  
 10:01:53 2 the block?  
 10:01:53 3 A Yes. That's correct.  
 10:01:58 4 Q Do you know if they kept copies of the  
 10:02:02 5 logs so that it would show when you signed in?  
 10:02:06 6 A I don't know that.  
 10:02:13 7 Q And when you signed in, the guard would  
 10:02:17 8 unlock the door and let you in, and then would the  
 10:02:22 9 guard stay back?  
 10:02:23 10 A Usually he would stay at the end of the  
 10:02:27 11 unit, correct.  
 10:02:29 12 Q Did he close the door and go back and sit  
 10:02:31 13 on his chair or something?  
 10:02:32 14 A No. He was in the detention unit.  
 10:02:35 15 Q And when you went into the cell block of  
 10:02:37 16 an individual -- into the cell of an individual,  
 10:02:42 17 were you able to close the door?  
 10:02:44 18 MR. COONEY: Object to the form of the  
 10:02:45 19 question; assumes facts. That isn't what he  
 10:02:49 20 testified to.  
 10:02:51 21 MR. GATTI: He said he went into the cell  
 10:02:53 22 on occasion.  
 10:02:54 23 MR. COONEY: Once.  
 10:02:55 24 MR. GATTI: I don't care.  
 10:02:56 25 A I went into a cell one time.

EXHIBIT  
PAGE 4 OF 5