

COURT FILE NO: 2299/96

ONTARIO COURT (GENERAL DIVISION)

BETWEEN:

IRENE DESCHENES AND JOANNE MORRISON

PLAINTIFF(S)

-AND-

CHARLES H. SYLVESTRE AND THE ROMAN CATHOLIC EPISCOPAL
CORPORATION OF THE DIOCESE OF LONDON IN ONTARIO

DEFENDANT(S)

AFFIDAVIT

I, DANIEL KIDD, of the Village of Lake Orion, in the County of Oakland and State of Michigan, one of the United States of America, MAKE OATH AND SAY AS FOLLOWS:

1. I am the President and Chief Executive Officer of Guest House, Inc., which owns and operates the Guest House Treatment Center located in Lake Orion, Michigan.
2. Guest House, Inc. is a non-profit corporation whose mission is to treat Catholic clergy and religious suffering from alcoholism and other chemical addictions.
3. As President and Chief Executive Officer of Guest House, Inc., my duties and responsibilities include the overall management of the facility's operations. The specific directors of each treatment program report to me regularly regarding the processes and outcomes of our services.

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4. Our patients receive treatment services which typically last 90 days to 100 days. Patients are evaluated, and an individualized treatment plan is developed by a multi-disciplinary treatment team. Treatment pursuant to that plan is afforded during the patient's stay.
5. The identity of patients is maintained as confidential by Guest House, Inc., unless disclosure is authorized by the patient. Father Charles H. Sylvestre has authorized Guest House, Inc. to disclose that Father Sylvestre was admitted to the Guest House Treatment Center in Lake Orion on October 10, 1989 for the treatment of alcoholism, and underwent treatment there until his discharge on January 10, 1990.
6. Guest House, Inc., by company policy and by the laws of Michigan and the United States, maintains as confidential all records and information regarding patient treatment, in the absence of consent from the patient. Guest House advises patients of their right to confidentiality at the time of admission. At Father Sylvestre's request and with his consent, Guest House, Inc. has provided Father Sylvestre with copies of his treatment records. Father Sylvestre has not authorized Guest House, Inc. to disclose those records to others. Guest House knows of no legal exceptions applicable here that would permit disclosure of those records without Father Sylvestre's consent.
7. Guest House believes that confidentiality is important to effective treatment. A patient may be less likely to provide the candor and cooperation necessary to the foundation of a sound therapeutic relationship between himself and those to whom he is required in the course of undergoing the necessary treatment to provide sensitive and extremely personal information regarding his past thoughts, actions, feelings and behavior, if he knew that the information would be publicly disclosed, and even expose him in the future to potential criminal and/or civil liability.

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8. A totally honest therapeutic relationship is necessary for the successful recovery from addiction, and this would be difficult to achieve in the absence of confidentiality.

SWORN BEFORE ME at the Village)
)
of Lake Orion, in the County)
)
of Oakland, in the State of Michigan,)
)
this 3rd day of February, 1998.)

Daniel A. Kidd
Daniel Kidd

Mary E. Miller
Notary Public

MARY E. MILLER
Notary Public, Oakland County, MI
My Commission Expires 10-29-2001