

JOHN DOE I, JOHN DOE II,
THROUGH HIS MOTHER AS
NEXT FRIEND OF JOHN DOE II,
A VULNERABLE (NON COMPOS
MENTIS) ADULT, JOHN DOE III,
JOHN DOE IV, AND JOHN DOE V,

Plaintiffs,

vs.

REVEREND NICHOLAS E. KATINAS,
PASTOR (FORMERLY) OF HOLY
TRINITY GREEK ORTHODOX CHURCH;
HOLY TRINITY GREEK ORTHODOX
CHURCH; THE GREEK ORTHODOX
METROPOLIS OF DENVER BY AND
THROUGH BISHOP ISAIAH OF DENVER
IN HIS OFFICIAL CAPACITY, AND THE
GREEK ORTHODOX ARCHDIOCESE
OF AMERICA BY AND THROUGH
ARCHBISHOP DEMETRIOS IN HIS
OFFICIAL CAPACITY,

Defendants.

IN THE DISTRICT COURT

95th JUDICIAL DISTRICT

DALLAS, COUNTY TEXAS

FILED
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GARY J. JOHNSON
DISTRICT CLERK
DALLAS COUNTY, TEXAS
DEPUTY

**PLAINTIFFS' REPLY TO DEFENDANT HOLY TRINITY GREEK ORTHODOX
CHURCH'S RESPONSE IN OPPOSITION TO PLAINTIFFS' EMERGENCY MOTION
TO REMOVE ATTACHMENTS AND FOR SANCTIONS**

To the Honorable Karen Gren Johnson:

COME NOW Plaintiffs herein, and file this their *Reply to Defendant Holy Trinity Greek Orthodox Church's Response in Opposition to Plaintiffs' Emergency Motion to Remove Attachments and for Sanctions*, and would respectfully state as follows:

The five young men who are the Plaintiffs in this case were sexually abused as children by Defendant Nicholas Katinas. On August 7th, 2007, this court denied the Defendants' Special Exceptions, which sought in essence to "out" the real identities of the Plaintiffs in publically available records, and allowed each of the Plaintiffs to proceed in this litigation under the pseudonym "Doe." *See court's Docket entry attached hereto as Exhibit "1."* Defendant's position is that because no protective order was entered in this cause or any sealing of the records, they were not at fault in filing their Motions which included numerous entries with confidential information. The exhibits included identities and personal information not only of the Doe Plaintiffs but also of other individuals who were abused by Katinas. The original affidavits which the court reviewed and considered in making her docket entry are again attached hereto. *See Exhibits "2, 3, 4, 5 and 6" attached.* Plaintiffs have filed them in camera for the Court's consideration in camera.

Nowhere in its Response did Holy Trinity show remorse or allege "mistake" in outing the Plaintiffs and other victims. It simply laid the blame at the hands of the Plaintiffs for not asking the Court to enter a Rule 192.6 protective order. This was discussed at the hearing last August and there was no mistaking the Court's intent when it denied Defendant Holy Trinity's Special Exceptions. The Court's intent and ruling were clear both then and now.

To put it mildly, this litigation to date has been very contentious among the parties and their respective counsel. Defendant Holy Trinity's disregard for the anonymity of Plaintiffs and other victims falls within the groundless behavior, lacking good faith that Texas Rule of Civil

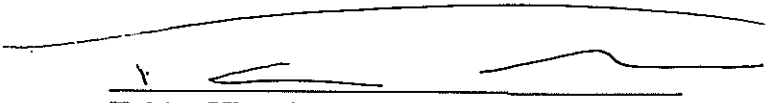
Procedure 13 contemplates. The rule allows a court to render sanctions for these types of actions. Instead, Defendant requests the Court impose sanctions on Plaintiffs by filing through its lawyer, Richard Miller, four (4) Discovery Motions. Therefore, the only conceivable reason to do what Mr. Miller has done was simply to place this very personal information in the public arena to embarrass, humiliate, shame and otherwise victimize these young men who have already suffered the worst crime a child could ever endure. Holy Trinity's has accomplished the goal they set in August of last year, to expose victims and thereby to discourage others from coming forward even if it means being contemptuous and effectively usurping this Court's authority.

II

For the reasons stated above, Plaintiffs request that the Court immediately order the removal of the attachments at issue from the public record, enter a protective order and sanction Defendant for this egregious and insolent violation, and grant such other relief the court deems appropriate.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing instrument has been


forwarded via fax to the following counsel of record on this the 7th day of April, 2008.

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