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IN THE CIRCUIT COURT, CITY OF ST. LOUIS  
TWENTY-SECOND JUDICIAL CIRCUIT

STATE OF MISSOURI

DOE 1, )

)

Plaintiff, )

)

vs. )

)

Archdiocese of St. Paul and )

Minneapolis, Diocese of )

Winona and Thomas Adamson, )

)

Defendants. )

VIDEOTAPED DEPOSITION OF ARCHBISHOP ROBERT CARLSON

Taken on behalf of Plaintiff

May 23, 2014

(Starting time of the deposition: 10:11 a.m.)

\*\*CONFIDENTIAL\*\*

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STATE OF MISSOURI

DOE 1, )  
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Plaintiff, )  
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vs. )  
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Archdiocese of St. Paul and )  
Minneapolis, Diocese of )  
Winona and Thomas Adamson, )  
)  
Defendants. )

VIDEOTAPED DEPOSITION OF WITNESS, ARCHBISHOP  
ROBERT CARLSON, produced, sworn, and examined on the  
23rd day of May, 2014, between the hours of nine  
o'clock in the forenoon and six o'clock in the evening  
of that day, at the offices of Chackes Carlson, LLP,  
906 Olive Street, Suite 200, St. Louis, Missouri  
63101, before BRENDA ORSBORN, a Certified Court  
Reporter within and for the State of Missouri, in a  
certain cause now pending before the Circuit Court of  
the City of St. Louis, Missouri, Twenty-Second  
Judicial Circuit, State of Missouri, wherein Doe 1 is  
the Plaintiff and Archdiocese of St. Paul and  
Minneapolis, Diocese of Winona and Thomas Adamson are  
the Defendants.

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A P P E A R A N C E S

For the Plaintiff:

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Ms. Trusha Patel  
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For the Defendant Archdiocese of St. Paul  
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For the Defendant Archdiocese of Winona:

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Also Present:

Mr. Tom Buckley  
Mr. Scott Browning  
Mr. Patrick Wall  
Ms. Christa Robertson

1 APPEARANCES CONTINUED:  
2 The Court Reporter:  
3 Ms. Brenda Orsborn, RPR/CSR/CCR  
Missouri CCR No. 914  
4 Illinois CSR No. 084-003460  
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5 711 North Eleventh Street  
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8 The Videographer:  
9 MR. David Doell  
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1 Also appearing with me is Trusha Patel, and observing  
2 is Patrick Wall.

3 MR. GOLDBERG: Good morning. My name is  
4 Charles Goldberg, and I'm appearing here today  
5 strictly for the witness, Archbishop Carlson, whose  
6 deposition has been noticed in the Doe 1 case. I  
7 should also note that we have agreed to -- at Mr.  
8 Anderson's request, we have agreed to have Archbishop  
9 Carlson present for not only this deposition, but for  
10 a related -- for a different case in St. Louis. We  
11 have agreed informally on breaking up the time so that  
12 each of depositions are fully completed today. And  
13 the Archbishop, as you know, has to leave by 5:00 p.m.

14 I should also note for the record that  
15 Mr. Anderson has deposed Archbishop Carlson before in  
16 different cases, and the Archbishop has testified in  
17 1985 in a case, the [REDACTED] case and in another case on  
18 three other occasions that his depositions were taken  
19 and then, of course, at trial in 1990. So hopefully  
20 we don't have to go over that ground again, but we're  
21 prepared to take it a question at a time. Thank you.

22 MR. WIESER: Tom Wieser representing the  
23 Archdiocese of St. Paul/Minneapolis.

24 MR. BRAUN: Thomas Braun on behalf of the  
25 Archdiocese of Winona.

1 MS. ROBERTSON: And Christa Robertson on  
2 behalf of the Archdiocese of St. Paul/Minneapolis.

3 MR. ANDERSON: Also present is?

4 MR. BROWNING: Scott Browning.

5 MR. BUCKLEY: Tom Buckley.

6 VIDEOGRAPHER: If the reporter would please  
7 swear in the witness, you may proceed.

8 ARCHBISHOP ROBERT CARLSON,  
9 of lawful age, being produced, sworn and examined on  
10 behalf of the Plaintiff, deposes and says:

11 EXAMINATION

12 QUESTIONS BY MR. ANDERSON:

13 **Q. Archbishop, good morning. Would you please**  
14 **state your full name for the record?**

15 A. My full name is Robert James Carlson.

16 **Q. You have been through this process before.**  
17 **You understand that you are under oath?**

18 A. I do.

19 **Q. And the answers you give today are being**  
20 **recorded both by transcription and by a videotape?**

21 A. I do.

22 **Q. By my review of the records, it appears you**  
23 **have now been a priest for 44 years?**

24 A. That's correct.

25 **Q. And ordained in 1970 by then Archbishop**

1 Binz?

2 A. Correct.

3 Q. It also appears that when you look at your  
4 years as an Auxiliary Bishop, as Bishop in two  
5 different dioceses and now as Archdiocese of St. Paul  
6 -- of St. Louis, it appears that you have been in some  
7 capacity as an Auxiliary Bishop or Archbishop for 30  
8 years. Does that sound right?

9 A. That's correct.

10 Q. In preparation for today, have you reviewed  
11 any materials, documents or depositions or testimony  
12 either given by you or others?

13 A. I have not.

14 Q. Archbishop, you have been installed as the  
15 Archbishop here in St. Louis since what date?

16 A. June of 2009.

17 Q. I'd like to go back to the period of time  
18 when you were in the Archdiocese of St. Paul/  
19 Minneapolis and you were appointed by then the  
20 Archbishop Roach to be on the Personnel Board of the  
21 Archdiocese. Do you recall what years you were on  
22 that board?

23 A. I do not.

24 Q. The records seem to reflect that you were on  
25 that board in 1973 and at least through 1977. Do you



1 have any reason to dispute that?

2 A. I don't remember, but I really can't say.

3 Q. You were assigned in various capacities in  
4 the Archdiocese of St. Paul/Minneapolis as an  
5 Associate Pastor, as Vice Chancellor, Chancellor,  
6 Auxiliary Bishop and in other official capacities by  
7 the then Archbishop Roach, correct?

8 A. Correct. I had a number of  
9 responsibilities.

10 Q. Okay. When, as a priest of the Archdiocese  
11 of St. Paul/Minneapolis, did you first receive any  
12 information from any source that a priest had been  
13 accused or suspected of having abused a child?

14 A. I -- it would have been more than 30 years  
15 ago, and I really can't remember with any accuracy.

16 Q. Do you have any estimates of the time that  
17 you were in the Archdiocese of St. Paul/Minneapolis  
18 how many different reports concerning different  
19 clerics suspected of having abused were made to you?

20 A. I don't remember.

21 Q. When is the first time a priest by the name  
22 of Tom Adamson came onto your radar?

23 A. I don't remember with any accuracy when that  
24 would have been. There may be a document that would  
25 indicate that.

1           **Q.    What do you remember about how he came onto**  
2 **your radar while you were in the Archdiocese of St.**  
3 **Paul/Minneapolis?**

4           A.    People can come in many different ways.  I  
5 don't remember what the first contact was.

6           **Q.    You did realize at that time that he was a**  
7 **priest that had come from the Diocese of Winona?**

8           A.    As I remember, no information came to me  
9 about him that I could say with any accuracy.

10          **Q.    In the mid-1970s, it is correct to say that**  
11 **the arch -- the Personnel Board was constituted by the**  
12 **then Archbishop to help the Archbishop make**  
13 **assignments and advise the Archbishop of making**  
14 **assignments of priests, among other things?**

15          A.    The Personnel Board never made assignments.  
16 It was only recommendations to the Archbishop.

17          **Q.    Ultimately, it was the Archbishop's decision**  
18 **as to who to assign and when and where?**

19          A.    As the chief pastor of the diocese, the  
20 Archbishop would always have the responsibility who to  
21 assign when and where.

22          **Q.    And the Personnel Board was simply advisory,**  
23 **could make recommendations, in other words, correct?**

24          A.    Correct.

25          **Q.    And at some point in time, is it correct**

1 also to say that you became the person the Archbishop  
2 looked to for handling and investigating reports of  
3 sexual abuse by priests in the Archdiocese?

4 A. I was not the only one. I was one of them.

5 Q. And who else was charged with that?

6 A. In some cases, the Personnel Director could  
7 have been charged. Other cases, the Vicar General,  
8 Vice Chancellor, whoever.

9 Q. Your role was then to be among -- and  
10 perhaps in conjunction with others, first is to get  
11 the reports and to investigate them and advise the  
12 Archbishop about what could or should be done?

13 MR. GOLDBERG: I'm going to object to the  
14 form of the question. You need to put a time frame as  
15 to the word "then."

16 Q. (By Mr. Anderson) When you were first  
17 assigned to be the investigator for the Archdiocese  
18 and the Archbishop in connection with reports made of  
19 sexual abuse.

20 A. I was never formally appointed to be an  
21 investigator.

22 Q. But when you took on that role or were asked  
23 to take on that role, when was that?

24 A. I'm confused, because you're mentioning  
25 several different dates. You mentioned 1973. What

1 date are you talking about?

2 **Q. Well, I guess I want to know when you took**  
3 **on the role of having to investigate these matters of**  
4 **sexual abuse or complaints of sexual abuse by priests?**

5 A. If I had taken on that responsibility, there  
6 would be a document, which I would be glad to look at,  
7 but I don't remember with any accuracy any particular  
8 date.

9 **Q. You did investigate complaints, correct?**

10 A. There were times when I investigated  
11 complaints, as did others.

12 **Q. And how many did you investigate?**

13 A. I have no memory of how many.

14 **Q. What priest did you investigate?**

15 A. The one that comes to mind is Thomas  
16 Adamson.

17 **Q. Any others?**

18 A. Not that I remember. I may have, but there  
19 would be a document, because I took notes on  
20 everything.

21 **Q. And what did you do pertaining to Thomas**  
22 **Adamson?**

23 A. I don't remember exactly what I did, but,  
24 again, there would be a document that would spell that  
25 out.

1 Q. Tell me what you do remember having done.

2 A. It was 30 years ago, and I don't remember  
3 with any accuracy.

4 Q. Could you tell us today, remember anything  
5 that you did pertaining to a report or complaint or  
6 investigation concerning Adamson or any action taken  
7 by you?

8 A. Again, there would be a document that could  
9 refresh my memory.

10 Q. Well, I want to know what you remember about  
11 what you did. So my question for you at the moment is  
12 tell me what you do remember.

13 A. You're asking me to tell you under oath what  
14 I did 32 or 30 years ago, and it would be impossible  
15 for me to do that with any accuracy, especially when  
16 you have documents that would spell that out.

17 Q. Well, there are matters that aren't  
18 documented, so my question is first tell me what you  
19 remember. Do you remember reporting to the police?

20 A. I have very little memory, but anything I  
21 did would be in the documents you possess and for  
22 which I have taken depositions on three or four  
23 occasions.

24 Q. Did you ever, while in the Archdiocese of  
25 St. Paul/Minneapolis ever report any cleric accused of

1 **sexual abuse to law enforcement?**

2 A. On several occasions, again, as you would  
3 see in the documents, I encouraged the people, if they  
4 wanted to, to report it to the police.

5 **Q. Who did you encourage?**

6 A. I could tell you with some accuracy if you  
7 show me the documents, but at least in one case it was  
8 the parents of a young man whose name I can't remember  
9 who came to see me.

10 **Q. Did you ever personally make such a report?**

11 A. I did not personally make such a report.

12 **Q. Did you ever personally order any of the**  
13 **officials of the Archdiocese to make such a report?**

14 A. Again, it would be in the documents that  
15 would show exactly what I did. Over the years, of  
16 course, I made many suggestions. I don't remember.

17 **Q. You were assigned so be the Bishop of --**  
18 **appointed to be the Bishop of Sioux Falls in 1984,**  
19 **correct?**

20 A. 1994.

21 **Q. Excuse me, 1994. And you worked**  
22 **continuously in the Archdiocese of**  
23 **St. Paul/Minneapolis except in the time you were in**  
24 **Rome studying canon law?**

25 A. I studied canon law at Catholic University

1 of America.

2 **Q. Excuse me. In Washington, D.C.?**

3 A. Correct.

4 **Q. Okay. You mentioned that you did encourage**  
5 **some people or persons to report to law enforcement.**

6 **What do you remember about the person or persons you**  
7 **encouraged to report abuse by priests to law**  
8 **enforcement?**

9 A. The one incident that I remember, and,  
10 again, there's a document in the file, where parents  
11 who came concerned about their child.

12 **Q. And what was your title and/or role then?**

13 A. I would have to have my memory refreshed as  
14 to what year you're speaking about.

15 **Q. And tell me what you remember having been**  
16 **told by the parents that caused you to advise them to**  
17 **go to police?**

18 A. I don't remember exactly what they said, but  
19 I know there's a document that would refresh my  
20 memory.

21 **Q. Was it a mom and a dad?**

22 A. I don't remember.

23 **Q. Do you have any memory of -- what else do**  
24 **you remember about that event, other than the fact you**  
25 **advised them to go to law enforcement?**

1           A.    I remember that there were a parent, two  
2 parents -- I don't remember -- who, as I call to mind  
3 today, I suggested that they would call the police.  
4 Again, I think there's a document that would show  
5 that.

6           **Q.    Any other instance, while a priest from 1970**  
7 **to 1994 of the Archdiocese, where you received**  
8 **information that caused you to advise somebody to go**  
9 **to the police?**

10          A.    If someone was advised by me, there would be  
11 a document which would say so, or the people would  
12 tell you.

13          **Q.    That you recall, Archbishop, that you recall**  
14 **having told somebody, "Report this to the police."**

15          A.    Again, it was 30 years, and I don't remember  
16 with any accuracy.

17          **Q.    Do you remember the parents that did make**  
18 **the report to you, that you did advise who the priest**  
19 **was that was the subject of the complaint?**

20          A.    It would say so in the document, which I'd  
21 have to review, but going back 30 years, I would want  
22 to look at it so I'm not making a mistake about  
23 anything.

24          **Q.    Well, what do you remember about who the**  
25 **priest was?**



1           A.    Well, I talk to many people, so I'll make an  
2    assumption, but I couldn't do it with any accuracy  
3    unless I saw the documents.

4           **Q.    Well, Archbishop, I mean, it is fair to say**  
5    **that a priest abusing a child and that information**  
6    **coming to you was not a daily occurrence in the two,**  
7    **almost -- I guess it was 1970 to '94 time frame,**  
8    **correct?**

9           A.    Well, first of all, you're talking about a  
10   very wide time frame.

11          **Q.    Yes.**

12          A.    Many of those years in which I was not in  
13   the chancery, so I'm confused as to what particular  
14   dates you're talking about.

15          **Q.    Well, you're telling me that you're not able**  
16   **to remember anything about such an event having**  
17   **happened, other than a report was made to you by**  
18   **parents, and you advised them to go to the police,**  
19   **correct?**

20          A.    That's not correct.  What I'm telling you is  
21   that it was 30 years ago, and I know that when reports  
22   were made, I prepared a document and sent it to the  
23   Archbishop, whatever period of time that was.  I know  
24   that I testified in depositions and in court, and I  
25   would want to look at the documents so that I can be

1 accurate in what I say to you.

2 Q. Can you tell me today that you have no  
3 memory of ever having advised anybody to report to the  
4 police, other than the mom and dad that you just  
5 described?

6 MR. GOLDBERG: Just a minute. I'm going to  
7 register an objection to that question. As I  
8 mentioned at the outset, when I was introducing  
9 myself, you personally, Mr. Anderson, have deposed  
10 Archbishop Carlson on June 21st, 1985; March 30th,  
11 1987; April 2nd, 1987; and May 4th, 1987 about each of  
12 these matters in some detail of which you had over 30  
13 exhibits marked in those depositions, and I think in  
14 fairness to the Archbishop, if you want to ask him  
15 about these things and get specific answers, he needs  
16 to see these documents, because no human being can be  
17 expected to remember, regardless of how outrageous  
18 some of these matters may have appeared, to explain in  
19 detail those things to you without a reference to  
20 these depositions 25 to 30 years ago.

21 MR. ANDERSON: Mr. Goldberg, just give me a  
22 legal objection, please.

23 MR. GOLDBERG: That's my objection. You  
24 have it.

25 MR. ANDERSON: What was the objection?

1 MR. GOLDBERG: I'm not going to argue with  
2 you on the record. You have my statement.

3 Q. (By Mr. Anderson) The question to you,  
4 Archbishop, is your memory, first. Do you have  
5 anything that impedes your ability to remember? Any  
6 illness? Any disorder? Any condition that in some  
7 way impedes your ability to remember events?

8 A. Obviously, I can't make either a  
9 psychological or a physical diagnosis, other than to  
10 say I have had seven cancer surgeries. Each time I  
11 received some kind of chemical to put me out for that.  
12 If that's impeded my memory or not, I have no idea.  
13 My concern is that what I say to you would be  
14 accurate, and I would be happy to respond to your  
15 question if you could show me a document, but with 30  
16 some years, I would -- I would -- I consider this  
17 matter so important, I would not want to respond  
18 unless I can see what I said.

19 Q. And I want you to answer questions first  
20 based on what you do remember and have you tell me as  
21 accurately as is possible what you do remember. And  
22 to remember something and say that you don't, you  
23 would agree is not truthful, correct?

24 A. What I'm saying is --

25 Q. Would you agree with that first?

1           A.    What I'm saying and I've said several times,  
2 I would like to answer your question with accuracy,  
3 and, therefore, I'd like to refresh my memory.

4           **Q.    I understand what you'd like, but I need you**  
5 **to listen to the questions asked. First, would you**  
6 **agree to say that you don't remember something when**  
7 **you do, in fact, have a memory of it is not telling**  
8 **the truth?**

9           MR. GOLDBERG: I'm going to object to that  
10 question. It's argumentative.

11          **Q.    (By Mr. Anderson) Would you agree with that,**  
12 **Archbishop?**

13          MR. GOLDBERG: The same objection. It's  
14 argumentative and inappropriate.

15          A.    I don't understand your question.

16          **Q.    (By Mr. Anderson) Would you agree that the**  
17 **assertion that you don't remember an event, when, in**  
18 **fact, you do remember something about it, is not**  
19 **telling the truth?**

20          MR. GOLDBERG: I object to the form of that  
21 question. It's argumentative, and it assumes facts  
22 that aren't in evidence. You're talking about some 30  
23 some years.

24          A.    I responded several times, and, in fact,  
25 I'll quote you from a previous deposition where you

1 told me, of course, you can't remember something two  
2 or three or four years ago exactly. And it's my  
3 concern that I would share in this deposition what  
4 took place, and, therefore, if I could review a  
5 document, I could tell you with great accuracy,  
6 because I know what is in the documents I wrote.

7 Q. (By Mr. Anderson) So what I'm going to -- I  
8 asked you first is the things you do remember and the  
9 truth of the things that you do remember, okay, and  
10 pertinent to this case, and have you tell me the truth  
11 about what you do remember.

12 MR. GOLDBERG: Is that a statement or a  
13 question?

14 MR. ANDERSON: No.

15 Q. (By Mr. Anderson) I'm going to just ask you  
16 to tell me what you do remember, and then we'll have  
17 an opportunity to review documents when necessary to  
18 help you refresh recollection to the extent they  
19 exist. There's some of these things that there are no  
20 documents, so we need to know what you remember about  
21 these events. Okay?

22 A. As I shared before, there was a parent or  
23 couple. I don't remember whether it was one or two, I  
24 don't remember their child's name, but I do remember  
25 inviting them, if they wanted to, to call the police.

1 There may have been others.

2 **Q. And did you report that to the Archbishop?**

3 A. I reported everything to the Archbishop that  
4 ever crossed my desk, and it would have been in a memo  
5 form, so you would have that.

6 **Q. And there were instances where you had  
7 verbal conversations with the Archbishop where you did  
8 not put it in memo form, correct?**

9 A. I don't remember whether there was or  
10 wasn't.

11 **Q. Beyond the incident in which the mom and/or  
12 dad made the report to you and you advised them to go  
13 to the police, are there any other times in which you  
14 received information where you advised another to go  
15 to the police with the information pertaining to  
16 sexual abuse?**

17 A. I assume that there was.

18 **Q. And when or what happened?**

19 A. Again, I told you I don't remember with any  
20 accuracy any particular dates.

21 **Q. And do you have any memory of any other  
22 instances in which -- other than what you have  
23 described in that one?**

24 A. I don't, but there may be something in the  
25 memos.

1           **Q. Do you have any -- any times in which you**  
2           **advised any of the officials or your colleagues in the**  
3           **Archdiocese to make a report of suspicions of sexual**  
4           **abuse by a cleric to police?**

5           A. Again, there are several memos that tell you  
6           what I did. I don't remember with any accuracy.

7           **Q. So do you have any memory of having done**  
8           **that at all?**

9           A. With any accuracy, I can't say I remember  
10          something that happened 30 years ago.

11          **Q. Is a report of abuse by a priest to you as**  
12          **another priest and an official in the Archdiocese the**  
13          **kind of thing that's out of the ordinary that you**  
14          **would think you'd have some memory of today?**

15          A. Over the course of the years, I've handled  
16          many things in four different dioceses, and, again, I  
17          want to be as accurate as possible, so I really can't  
18          comment unless I can see what I said, and I know there  
19          are many documents in which I quoted what I said.

20          **Q. Beyond Tom Adamson, can you give me the name**  
21          **of any priest who was reported to you while in the**  
22          **Archdiocese of St. Paul/Minneapolis as having**  
23          **offended?**

24          A. The reports on people could come to many  
25          different people, and I don't remember which ones were

1 reported to me or may have been reported to somebody  
2 else.

3 **Q. Did you, at any time between 1970 and your**  
4 **appointment as Bishop of Sioux Falls in '94 and**  
5 **particularly during the time you were an official of**  
6 **the Archdiocese, ever meet with any priest who had**  
7 **been accused of offending in the course of your**  
8 **investigation of it?**

9 A. Well, first of all, I wasn't in the Chancery  
10 between 1970 and 1976 when I became Vocation Director,  
11 so certainly during that period of time, I wouldn't  
12 have met with anyone.

13 **Q. So let's limit the question from '76 to 94.**

14 A. In 1976, I was Vocation Director,  
15 technically, in the Chancery, but I was at the  
16 seminary, and then from '77 to '79, I was at the  
17 Catholic University of America.

18 **Q. Well, you appeared to be on the Priest**  
19 **Personnel Board in 1973?**

20 A. I was representing the junior clergy of the  
21 diocese at that time.

22 **Q. So --**

23 A. I would talk to them, and we were involved  
24 in moves.

25 **Q. So in 1973 to '76, what was -- what was your**



1 **assignment?**

2 A. In 1973, I think I was still at St. Margaret  
3 Mary's in Golden Valley.

4 **Q. So you were in the geographical area of the**  
5 **Archdiocese?**

6 A. Since the time I was ordained, I was in  
7 geographical area of the Archdiocese until late 1993,  
8 when I moved, or early 1994.

9 **Q. Didn't you live in D.C. when you studied**  
10 **canon law?**

11 A. Correct.

12 **Q. So you were in the geographical limits of**  
13 **the Archdiocese except for when you were studying**  
14 **canon law in D.C.?**

15 A. Or went on vacation. It all kind of depends  
16 on other things.

17 **Q. Okay. So between '73, when you were at**  
18 **St. Margaret Mary in Golden Valley, and during the**  
19 **time that you were on the Priest Personnel Board and**  
20 **then Vice Chancellor and then later became Chancellor**  
21 **and then Auxiliary Bishop, during that time frame, did**  
22 **you meet with any priest accused of sexual abuse and**  
23 **interview him as a part of your responsibilities to**  
24 **investigate?**

25 A. And the time frame, again, is?

1 Q. 1973 to 1994.

2 A. I've already mentioned to you that I did  
3 note somebody, Thomas Adamson, who I met with, and I  
4 think there may be other documents. There may be  
5 others, but I don't remember with any accuracy.

6 Q. And how many times did you meet with Thomas  
7 Adamson?

8 A. I don't remember.

9 Q. And why did you meet with Thomas Adamson?

10 A. I met with him either at the request of the  
11 Archbishop or the Vicar General. There would be a  
12 memo that would explain to you exactly what I -- why I  
13 met with him. But I would say no from the trial in  
14 which I testified that he was involved in sexual  
15 abuse, but what that particular case was, I don't  
16 remember.

17 Q. And my question to you is, directing your  
18 attention to the meeting or meetings you personally  
19 had with him, what can you tell us about the  
20 circumstances of that meeting and what was said?

21 A. I cannot tell you with any accuracy what was  
22 said or not said. It's my assumption it was over the  
23 issue of sexual abuse, since that's what I testified  
24 in the trial.

25 Q. And can you tell us today if you met with

1 **Adamson concerning the sexual abuse allegations more**  
2 **than once?**

3 A. As I remember, I'm sure it was more than  
4 once, but, again, there would be documents that would  
5 tell you.

6 **Q. And how many times do you believe you met**  
7 **with him?**

8 A. I don't remember.

9 **Q. Where did you meet with him?**

10 A. I assume the meetings were at the Chancery  
11 Office.

12 **Q. Your office?**

13 A. Or boardroom. I'm not sure. I don't  
14 remember.

15 **Q. Was anybody else present in the meeting or**  
16 **meetings with Tom Adamson that you do remember?**

17 A. I don't remember who was or wasn't present.

18 **Q. Can you tell me what action, if any, you**  
19 **took responsive to the meeting or meetings you had**  
20 **with Tom Adamson?**

21 A. The one thing I can say clearly is whatever  
22 action I took, I always reported it to the Archbishop.

23 **Q. And when you did, what was the Archbishop's**  
24 **response to you?**

25 A. I don't remember. Of course, if I presented

1 many different times, it could have been different  
2 responses, but I don't remember, but there would be  
3 something in a memo, I would think.

4 Q. Do you have any memory of any occasion in  
5 which you brought the information obtained in a  
6 meeting with Tom Adamson to the Archbishop and what  
7 you said to the Archbishop about that meeting?

8 A. I don't remember, but I would put it in a  
9 memo.

10 Q. Do you have any memory of what the  
11 Archbishop said to you responsive to the information  
12 you gave him?

13 A. Again, I assume that's in a memo. I don't  
14 remember.

15 Q. How many meetings would you estimate you had  
16 with the Archbishop where the issue was sexual abuse  
17 by Tom Adamson or another priest and the question was  
18 how to handle it?

19 A. I don't remember how many meetings I had  
20 with the Archbishop on this topic or any others.

21 Q. Can you give any estimate at all?

22 A. I don't remember. Any estimate would be a  
23 simple guess of a number I would pull out of the air.

24 Q. Did you discuss the topic of sexual abuse by  
25 either Tom Adamson or by any other priest who had been

1 **accused or had offended with any other official**  
2 **besides -- other than the Archbishop?**

3 A. I don't remember with any accuracy, but  
4 there would be a memo if I did.

5 Q. **And do you have any memory of having met**  
6 **with any other official on how to handle either**  
7 **Adamson or any other priest accused of abuse?**

8 A. I'm sure that if I did meet with somebody,  
9 it would have been somebody on the Chancery staff, but  
10 I don't remember who I met with or didn't meet with 32  
11 years ago.

12 Q. **You made reference to one time there may**  
13 **have been a meeting with the Vicar General present.**  
14 **Who do you think that would have been?**

15 A. It would depend what year you're talking  
16 about.

17 Q. **Do you have a memory of who the Vicar**  
18 **General was that was involved in some way either with**  
19 **Adamson or another priest accused?**

20 A. During the time -- what would be the years?  
21 Because there were a couple of different Vicar  
22 Generals.

23 Q. **Well, you're the one that made reference to**  
24 **the Vicar General, so I'm trying to determine who**  
25 **you're referring to when you said the Vicar General**

1 may have been there.

2 A. I could answer your question if you give me  
3 a year.

4 Q. My question is what Vicar Generals, if any,  
5 were involved with you in investigating or handling  
6 allegations of sexual abuse?

7 A. I don't remember if any of the Vicar  
8 Generals were involved. I may have made a report.  
9 During the time I was in the Chancery, there were two,  
10 Monsignor Ambrose Hayden and Father Michael O'Connell.

11 Q. And any other officials besides Ambrose  
12 Hayden and Michael O'Connell and, of course, the  
13 Archbishop, to whom you all answered, that had  
14 responsibility for investigating and handling  
15 allegations of sexual abuse?

16 A. If there was, I assume that there's a memo  
17 that talks about it. The personnel director may have  
18 been involved.

19 Q. And who are you referring to there?

20 A. It depends on the year.

21 Q. Do you remember what personnel directors  
22 were involved in the sexual abuse allegation  
23 investigations?

24 A. I don't remember with any accuracy if they  
25 were involved in sexual abuse allegations. I do

1 remember who the various personnel directors were.

2 **Q. Who were they?**

3 A. In 1973, it was Father Bill Kinney. I  
4 believe, but could be mistaken, when I came back from  
5 studying canon law, that at some point Michael  
6 Kennedy. He was replaced by Michael Korf.

7 **Q. Any others?**

8 A. There may be others. I don't remember.  
9 Those are the ones I remember.

10 **Q. What were the dates that Kennedy would have**  
11 **been a personnel director?**

12 A. I don't know.

13 **Q. Dates on Korf?**

14 A. I don't know, but he replaced Kennedy, I  
15 think, or vice-versa. Those are the people.

16 MR. GOLDBERG: Just so we're clear, all of  
17 your questions up to this point are strictly  
18 St. Paul/Minneapolis?

19 MR. ANDERSON: Yes.

20 MR. GOLDBERG: Okay. Since he's been other  
21 places, I just wanted to make sure we were all sure on  
22 that.

23 **Q. (By Mr. Anderson) Archbishop, because you**  
24 **have some memories of having been involved with**  
25 **Adamson, then I am going to ask you to tell me what**

1 you do remember about information coming to you  
2 concerning him and what involvement you had and/or  
3 what action you took responsive to that information.

4 MR. GOLDBERG: I'm going to object to the  
5 form of the question. It's compound. If you  
6 understand it, you can answer it.

7 A. Okay. As I shared with you before, I very  
8 carefully documented everything. I've been in four  
9 different dioceses. I don't remember with any  
10 accuracy, but as I shared with you just a few minutes  
11 ago, I do remember Thomas Adamson. I know it involved  
12 sexual abuse because I testified in a trial.

13 Q. (By Mr. Anderson) So then tell me what you  
14 do remember today about what interactions you had or  
15 actions you took or anything you did or were involved  
16 in concerning Tom Adamson, what you can remember  
17 today.

18 A. I don't remember with any accuracy what I  
19 did or didn't do, but there are memos that would  
20 explain that.

21 Q. Is your memory completely blank concerning  
22 Adamson and what your involvement was in that?

23 A. My memory is not blank. You're asking to  
24 remember with accuracy what I said or didn't say 30  
25 years ago.



1           **Q.   No.  I'm asking you to tell me what you do**  
2 **remember.**

3           A.  Well, then, I don't understand your  
4 question.

5           **Q.   What do you remember about Tom Adamson and**  
6 **what your involvement with him was?**

7           A.  I remember he was accused of sexual abuse.  
8 That's the trial I participated in.  I remember at one  
9 point in the trial, you highlighted the fact that  
10 Archbishop Roach and I disagreed over how it should be  
11 handled, but I don't remember how that -- you know,  
12 how that was exactly.  Those are probably the two  
13 things that come to mind.  And as I've already shared,  
14 I do remember that I asked one couple that I remember  
15 that they should go to the police, and I may have  
16 asked others.

17           **Q.   You do have some memory of the trial, and**  
18 **that trial happened in 1990.  What do you remember,**  
19 **other than having met with the parents or something**  
20 **having to do with Adamson and the parents between that**  
21 **meeting and the trial in 1990?  What do you remember**  
22 **about that time frame?  We're talking about '73 to**  
23 **1990 and anything that you did or any interactions you**  
24 **had or any action you took, anything you remember**  
25 **about Adamson and what was done and your involvement**

1 **in it.**

2 A. Well, first of all, there would have been  
3 nothing between 1973 and 1976, because when I was on  
4 the Personnel Board, I was representing younger  
5 priests, as I remember. After that time, while I  
6 Vocation Director and Vice Chancellor, I took care of  
7 marriage papers, and that was pretty much the extent  
8 of what I did. And other than that, I was at Vocation  
9 Office, which was located at the St. Paul Seminary.

10 Following that, I went to Catholic  
11 University, so to about 1979, August of '79, when I  
12 came back. And at some point, I don't remember the  
13 date. I met with Thomas Adamson. What exactly was  
14 said or who it was that the trial was about, I don't  
15 remember.

16 **Q. And is there anything else that you do**  
17 **remember that you did, said or were involved with**  
18 **concerning Adamson between '73 and '90?**

19 A. Again, I would say it would have to have  
20 been after 1979, because I don't think there was  
21 anything before that that I can remember.

22 **Q. I'm going to refer to an exhibit, and**  
23 **perhaps that will help. I'm going to place before you**  
24 **what we marked for purposes of identification an**  
25 **exhibit, Archbishop. We marked it 297. And this is**

1 an exhibit that came from the file of Tom Adamson, and  
2 at the top of it, you can see it is "Personnel Board  
3 Meeting, Friday, February 6, 1976." Do you recognize  
4 this as the kind of thing that the Personnel Board  
5 kept, then, as a part of their minutes?

6 A. I'm not sure there were ever minutes kept,  
7 but maybe there were. It looks to me like it's a  
8 report because of what's at the top of the page from  
9 Father Kennedy.

10 Q. And there's a number of the part after  
11 Father Kennedy that has been blacked out or whited  
12 out, but at the bottom, what has not been pertains to  
13 Father Thomas Adamson. Let me read it and then ask  
14 you a question about that. Okay? And if you'd like  
15 to read along, you can, but I'll read it. And it  
16 says, "Father Thomas Adamson, priest from Winona  
17 Diocese." First, do you remember in 1976, while on  
18 the Personnel Board, that Tom Adamson had come from  
19 the dioceses of Winona and was a priest at the Diocese  
20 of Winona?

21 A. I have no memory, and, in fact, I am  
22 surprised at the date.

23 Q. It goes on to state, "Archbishop Roach  
24 referred a letter to the Board from Bishop Watters of  
25 Winona in which he asked if Father Adamson could be

1 assigned here one year or possibly two years." Do you  
2 remember receiving that information, either as a  
3 member of the Personnel Board or from other sources?

4 A. I do not.

5 MR. WIESER: I'm going to register a  
6 continuing objection, lack of foundation, objection as  
7 to form with regard to this exhibit.

8 MR. BRAUN: I concur.

9 Q. (By Mr. Anderson) It goes on to state, "He  
10 is a very good priest, has been a pastor, is engaged  
11 in marriage encounter work and is ready for assignment  
12 March 1st." Do you have memory of that Archbishop?

13 A. I don't.

14 Q. You'll see that this exhibit is dated  
15 February 6, 1976?

16 A. I see the date, yes.

17 Q. And you also see that Archbishop Roach, it's  
18 being recorded that he's referring to a letter. I'll  
19 now direct you to what's been marked as Exhibit 296,  
20 and we will put that before you. And Exhibit 296 is  
21 dated February 5th, 1976, the day before the note I  
22 just read you in Exhibit 297, correct?

23 A. Correct.

24 Q. And it's addressed to the Most Reverend John  
25 R. Roach, then the Archbishop, correct?

1 A. Correct, that's what it states.

2 Q. And it's on the stationery of the Diocese of  
3 Winona, correct?

4 A. Correct.

5 Q. And you then knew the Bishop of the Diocese  
6 of Winona to be Loras Watters?

7 A. I assume I did.

8 Q. And you will see it's signed. It's not a  
9 very clear signature, but it is signed by Watters,  
10 identified as the Bishop of Winona?

11 A. Correct.

12 Q. And you'll see in the lower left-hand  
13 corner, it's copied to the Personnel Board. Do you  
14 see that?

15 A. I see that.

16 Q. The letter states, "Dear Archbishop Roach,  
17 As you recall from our telephone conversation of two  
18 weeks ago, Reverend Thomas Adamson completed his work  
19 at the University of Minnesota and is now available  
20 for full-time pastoral work." Does that information  
21 copied to the Personnel Board refresh your  
22 recollection about the status of Adamson at that time?

23 A. First of all, I have no memory of ever  
24 seeing this letter, and it would not be the policy of  
25 the personnel director to get copies of all those

1 letters. He may have seen it, but I don't think we  
2 ever saw it.

3 **Q. Well, the Personnel Board note says that at**  
4 **Exhibit 297, it says, "Archbishop Roach referred a**  
5 **letter to the Board from Watters."**

6 MR. WIESER: Before -- excuse me. Are you  
7 done with your question?

8 MR. ANDERSON: Yes.

9 **Q. (By Mr. Anderson) So do you have --**

10 MR. ANDERSON: No, I'm not done.

11 MR. WIESER: Okay.

12 **Q. (By Mr. Anderson) Do you have memory of this**  
13 **letter being referred to the Board at that time?**

14 MR. WIESER: Excuse me. Before you answer,  
15 Archbishop, I'm just going to again interpose an  
16 objection. Again, lack of foundation based upon the  
17 Archbishop's testimony; a continuing objection on the  
18 basis of form as well.

19 MR. ANDERSON: You can have a continuing  
20 objection on form. Just don't keep making --

21 MR. WIESER: I'll make my objections as  
22 necessary. Thank you.

23 MR. ANDERSON: Well, do you want to continue  
24 or not?

25 MR. WIESER: Again, I'm just going to do

1 this based upon the exhibit that you're introducing at  
2 this point, so --

3 Q. (By Mr. Anderson) At the second paragraph,  
4 it says -- excuse me, at the second sentence of the  
5 first paragraph, it says, "I and Father Adamson are  
6 both grateful to you for your willingness to have  
7 Father Pierre and Father Kinney discuss possible  
8 assignments with him."

9 Archbishop, do you remember learning that  
10 Adamson was seeing Father Ken Pierre?

11 A. I do not remember that.

12 Q. Do you remember meeting with Ken Pierre  
13 concerning Adamson?

14 A. I may have, but I have no memory of a  
15 meeting.

16 Q. You knew Ken Pierre then to be a priest at  
17 the Archdiocese of St. Paul/Minneapolis and also a  
18 psychologist at the Consultation Services Center?

19 A. Yes.

20 Q. The second paragraph -- I'll read it and  
21 then ask you a question. It states "Our Priests'  
22 Personnel Board and I have been in close contact with  
23 Father Adamson, and all of us agree that for at least  
24 a year or two, he needs to be engaged in pastoral work  
25 outside the Diocese of Winona."

1           **My having read that to you, Archbishop, does**  
2   **that refresh your recollection of the circumstances**  
3   **that the Personnel Board agreed that Adamson needed to**  
4   **be outside the Diocese of Winona for at least a year**  
5   **or two?**

6           A.    Again, I don't ever remember ever seeing  
7   this letter, and I don't remember the discussion at  
8   the Personnel Board, and I don't know what was  
9   presented to the Personnel Board.

10          **Q.    The letter concludes at the second to the**  
11   **last paragraph in the second sentence by Watters,**  
12   **stating to Roach, "Our brother priests do need help**  
13   **from time to time. I am grateful to you for your**  
14   **understanding in the case of Father Adamson."**

15                **My question to you is do you remember you**  
16   **and the Archbishop and the Personnel Board trying to**  
17   **help Adamson and any of those circumstances?**

18           A.    Again, if assignments were suggested, we  
19   didn't see this letter, so I don't know what  
20   information we did have.

21          **Q.    When you say "We didn't see this letter,"**  
22   **who's the "we" who didn't see this letter?**

23           A.    Usually those things would go to the  
24   personnel director, but at least, as I remember, and  
25   as I've shared with you, it was a long time ago. I



1 don't remember letters like this being shared with the  
2 members of the Board.

3 **Q. Are you denying that as a member of the**  
4 **Personnel Board in 1973, that as the note reflects,**  
5 **that this letter was shared with the Board, or are you**  
6 **saying you just don't remember having --**

7 A. I don't remember the letter. I have no  
8 reason to doubt this statement in Exhibit 297. I just  
9 don't remember.

10 **Q. Okay. And so my question, then, is today**  
11 **you don't remember having seen the letter, but you**  
12 **don't dispute that -- if the notes reflect that it was**  
13 **shared with the Board, you don't dispute that?**

14 A. I don't remember. Maybe I wasn't at the  
15 meeting. I just don't remember.

16 **Q. Does this refresh your recollection about**  
17 **the fact that Adamson had come from Winona, and the**  
18 **Bishop of Winona was urging him to stay in the**  
19 **Archdiocese of St. Paul/Minneapolis and continue to**  
20 **see a psychologist? Does that have any resonance with**  
21 **you?**

22 A. My first memory, and this does refresh that  
23 somewhat, is that he was there taking some course at  
24 the University of Minnesota, but that's all I  
25 remember.

1 Q. And why was he at the University of  
2 Minnesota?

3 A. I think if he was studying family life or  
4 something.

5 Q. And at the time that you learned that he was  
6 at the University of Minnesota in coursework, did you  
7 also receive information that he had problems in the  
8 Diocese of Winona preceding his attendance at the U?

9 A. No.

10 Q. Why did you think he was at the University  
11 of Minnesota and in the Archdiocese in  
12 St. Paul/Minneapolis, having been a priest at the  
13 Diocese of Winona?

14 A. It was not uncommon for dioceses to send  
15 priests from many different places to study at the  
16 University of Minnesota, so I actually didn't think  
17 much of it.

18 Q. And so at any time, were you informed that  
19 Adamson could not go back to the Diocese of Winona?

20 A. I may have been, but if I was, there'd be a  
21 document that would say.

22 Q. Do you remember that?

23 A. No.

24 Q. At any time, were you informed that Adamson  
25 was seeing Ken Pierre for problems?

1 A. I may have been, but I don't remember when.

2 Q. And do you have any memory of having been  
3 informed of the fact that he was seeing Ken Pierre?

4 A. I don't have any memory. There might be a  
5 document.

6 Q. Do you have any memory of ever having asked  
7 Adamson why he was in the Archdiocese of St. Paul/  
8 Minneapolis and/or couldn't go back to Winona?

9 A. As I sit here today, I don't remember asking  
10 that question. If I did, there would be a document  
11 that would say so.

12 Q. Did you ever ask Adamson if he had sexually  
13 abused kids?

14 A. I assume I did, but if I did, there'd be a  
15 document that would state that.

16 Q. Do you have any memory of having asked him  
17 the question?

18 A. Again, I assume I did. I don't remember  
19 what I said or what he said, but there would be a  
20 document that would say so.

21 Q. So I don't want you to assume. I just want  
22 you to tell me what your best recollection is today  
23 and answer it this way. What is your best  
24 recollection today of having asked Adamson if he had  
25 sexually abused any kids?

1           A.    Again, if I did, there would be a document  
2 that would say so.

3           **Q.    But I'm talking about what you remember**  
4 **today.**

5           A.    I don't remember asking him the question.

6           **Q.    Is it fair to say that you were kind of the**  
7 **point guy for handling sex abuse claims on behalf of**  
8 **the Archdiocese and the Archbishop in the 1980s?**

9           A.    That would not be accurate. There were  
10 several, I believe. I, certainly, and I believe  
11 Father McDonough.

12           **Q.    And at some point Father Korf and O'Connell**  
13 **became involved in that as well?**

14           A.    I don't remember with any accuracy, but I --  
15 as I -- I vaguely remember that they did.

16           MR. GOLDBERG: Do you mind if we take a  
17 break for a minute or two?

18           MR. ANDERSON: Do you want to take a break?

19           VIDEOGRAPHER: The time is 11:12. We're off  
20 the record.

21           (Whereupon a break was taken.)

22           VIDEOGRAPHER: The time is 11:21. We are  
23 now back on the record.

24           **Q.    (By Mr. Anderson) Archbishop, when it comes**  
25 **to the events concerning Tom Adamson and your**

1 involvement in them, why do you think your memory is  
2 so lacking when it comes to what happened and your  
3 involvement in it?

4 MR. GOLDBERG: Objection, argumentative.  
5 There's no evidence that his memory is lacking.

6 Q. (By Mr. Anderson) Well, why do you think  
7 that you have told me so many times that you don't  
8 remember any events concerning Adamson that occurred  
9 in the '70s?

10 A. Well, Jeff, accuracy is very important to  
11 me, and I know that the memos would accurately reflect  
12 what I said or did, and you're asking me to remember  
13 something that was 32 years ago, and I can't remember  
14 that with any accuracy. I think this is a very  
15 important discussion, and I want to make sure we have  
16 the facts as they were then.

17 Q. You do recall that in 1985, I took your  
18 deposition in the matter of ██████████?

19 A. Yes.

20 Q. And asked you questions concerning what you  
21 knew back then about that matter?

22 A. I didn't remember he was the one, but I do  
23 remember ██████████.

24 Q. The record reflects that there was a  
25 deposition taken of you on June 21st, 1985. You have

1 no reason to dispute that; do you?

2 A. I don't.

3 Q. Did Bishop Watters have discussions with you  
4 about your testimony and his imminent, upcoming  
5 deposition following the deposition you gave in June  
6 of 1985?

7 A. That may have happened. I don't remember  
8 with any accuracy. I have no reason to doubt it  
9 didn't -- it did.

10 Q. What do you remember about discussions with  
11 Bishop Watters?

12 A. At some point, and I don't remember the  
13 date, I went to the Archbishop, and I said, "You know,  
14 I don't understand what's going on." And he may have  
15 met with him, or we both met with him. I don't  
16 remember.

17 Q. And what made you say you didn't understand  
18 what was going on?

19 A. As I shared before, I always thought he was  
20 studying at the University of Minnesota. At least  
21 that's what I was led to believe.

22 Q. And then you received information otherwise  
23 that caused you to discuss it with the Archbishop.  
24 What was that?

25 A. Well, you had brought to mind the name the

1 [REDACTED], and I know I met with him. And he said  
2 that he had been abused by Father Adamson.

3 Q. Is [REDACTED] now the name of the parents  
4 that you advised to go to the police?

5 A. That, I don't remember. There could have  
6 been others.

7 Q. In any case, after having given a deposition  
8 in June of 1985, there were discussions with yourself  
9 and Archbishop Roach about the Adamson matter?

10 A. I assume there were. I have no reason to  
11 say there weren't.

12 Q. There were discussions between yourself and  
13 Archbishop Watters, and he called you, did he not, to  
14 discuss it?

15 A. That, I don't remember. The discussion  
16 could have been with Archbishop Roach.

17 Q. Do you recall him, Archbishop Watters,  
18 calling you in advance of his scheduled deposition to  
19 ask you about how it went and what it was like and  
20 what to expect?

21 A. I don't remember that.

22 Q. Do you recall advising him how to testify?

23 A. I don't remember the conversation.

24 Q. I'm going to show you an exhibit that we  
25 have marked as Exhibit 239. And this is the

1 deposition taken in the matter of the [REDACTED] vs.  
2 Adamson, Archdiocese, et al. The file date of it is  
3 February 12, 1987. As you can see on the cover sheet,  
4 it is the deposition taken of Loras Watters,  
5 examination by me, and I will direct your attention to  
6 Page 55 of the deposition, Archbishop. And the  
7 numbers are in the upper right-hand corner?

8 MR. GOLDBERG: Excuse me. Before we get  
9 into this, may I simply ask you a question? I notice  
10 this is not signed, and I notice there's no  
11 certification behind it. Can you represent that this  
12 is an accurate copy of the deposition?

13 MR. ANDERSON: I do.

14 MR. GOLDBERG: All right. But there is an  
15 original signed somewhere?

16 MR. ANDERSON: There is.

17 MR. GOLDBERG: Did he make any edits or  
18 corrections to this?

19 MR. ANDERSON: I can't -- I can't address  
20 that at the moment. I can only say that this is a  
21 deposition that has been signed, certified, filed with  
22 the court and speaks for itself.

23 MR. GOLDBERG: Well, but it's not signed, is  
24 my point, but you're saying there is another one  
25 that's been signed.



1 MR. ANDERSON: It is, correct.

2 MR. GOLDBERG: But you don't know whether  
3 it's been amended or not by errata sheets?

4 MR. ANDERSON: Well, I can't answer that  
5 question to you today.

6 Q. (By Mr. Anderson) I direct your attention to  
7 Page 55, Archbishop, and go to Page 54. And at Line  
8 25, the question is, "Other than Mr. Blahnik, your  
9 attorney, co-counsel, when did you discuss it with  
10 Father Adamson?"

11 Answer: "Well, we have been in contact, oh,  
12 perhaps every two weeks. The last time was probably  
13 ten days ago."

14 Question: "Okay. I will get back and ask  
15 you about that a little later. Have you discussed it  
16 with anybody else in preparation for this deposition  
17 today, knowing that you were going to be asked  
18 questions about it?"

19 Answer: "I guess Bishop Carlson, after I  
20 received his deposition. I said, 'Is that as tough as  
21 it looks like, you know?'"

22 Question: "Is it?"

23 Answer: "He said, the best thing you can  
24 say is 'I don't remember.'"

25 Is that what you told Bishop Watters to do

1 **in his deposition?**

2 A. I have no knowledge of the discussion. I  
3 would simply say I don't think I ever said that.

4 **Q. So do you say it's a coincidence that he**  
5 **testified that you told him to -- that the best thing**  
6 **he could say is to not remember and that today you**  
7 **don't remember?**

8 A. I never --

9 MR. GOLDBERG: Just a minute. I'm going to  
10 object to the form of that question. It's  
11 argumentative. There's no foundation, and it's  
12 hearsay, obviously.

13 A. I don't remember having this discussion. I  
14 don't think I ever said that.

15 **Q. (By Mr. Anderson) What discussion did you**  
16 **have with him?**

17 A. Again, I don't remember with any accuracy.

18 **Q. Well, how can you deny having that**  
19 **discussion if you can't testify to what discussion you**  
20 **did have?**

21 A. Because I don't think he would have ever  
22 called me.

23 **Q. Is it your testimony you never had a**  
24 **conversation with Watters?**

25 A. I don't remember at this time ever having

1 any conversation with Watters. If I did, there's a  
2 document that said so, and if I had this conversation,  
3 there would be a document that would say so.

4 Q. You would document that you had advised him  
5 to testify under oath that he didn't remember, and  
6 that's the best thing for him to do?

7 A. I don't think we ever had that discussion.

8 Q. Would you agree, Archbishop, that if you had  
9 advised him to testify that he didn't remember things  
10 that he did remember would be advising him to be less  
11 than truthful and not tell the truth under oath?

12 A. The only advice I would have given -- would  
13 give anybody is to talk to your attorney.

14 Q. I'm going to direct your attention to  
15 Exhibit 299, and this is for a time reference for your  
16 use now. And you'll see that 299 is the assignment of  
17 Tom Adamson by then Archbishop Roach. I'll read the  
18 first paragraph. It says, "Dear Father Adamson. Upon  
19 the recommendation of the Personnel Board, I am  
20 pleased to offer you an assignment in the Archdiocese  
21 of St. Paul/Minneapolis as an associate pastor of the  
22 Church of St. Thomas Aquinas at St. Paul Park."  
23 That's what it says, correct?

24 A. Yes.

25 Q. And so this would be the official letter of

1 assignment by the Archbishop to Adamson at that  
2 parish, correct?

3 A. Correct.

4 Q. You were on the Personnel Board then; were  
5 you not?

6 A. I believe I was.

7 Q. The second sentence -- the first -- the  
8 second paragraph, the first sentence says, "This  
9 appointment will become effective on Tuesday, June 15,  
10 1976 at noon. I would ask that you report to the  
11 pastor, Father Keller, before noon."

12 Do you have a recollection of Keller having  
13 been at that parish and as a member of the Personnel  
14 Board, Adamson being assigned there?

15 A. I don't remember him being assigned there.

16 Q. I'm going to direct your attention to  
17 another exhibit. It's 301, Archbishop. And Exhibit  
18 301 is dated November 25th, 1980. It's a memo to the  
19 file of Father Thomas Adamson, and it's from you,  
20 correct?

21 A. Correct.

22 Q. I'm going to read a portion of it and then  
23 ask you a question about it. You write, "On Monday,  
24 November 24th, 1980 Father Korf and I met with Father  
25 Adamson to discuss the report that Father Wajda

1 brought to the Chancery." What can you tell me about  
2 that meeting with Father Adamson concerning the  
3 report?

4 A. I don't remember the meeting. It took place  
5 a long time ago, but I have no reason to doubt that  
6 what I said here was accurate.

7 Q. So you have no independent recollection of  
8 having met with Adamson at the time of this document?

9 A. I believe what I wrote at that time to be  
10 true, but I don't remember the meeting at this time by  
11 memory.

12 Q. It goes on to state, "He admitted the sexual  
13 contact with Blank." That is the name of the kid is  
14 blacked out. My question to you is, do you remember  
15 Adamson admitting to you and Father Korf that he had  
16 abused this kid when you met with him?

17 A. I don't remember it, but if it's here, I  
18 believe it to be true.

19 Q. Well, a priest admitting to you that he had  
20 abused a kid is a pretty shocking thing; isn't it?

21 A. Correct.

22 Q. It's not an ordinary event in the course of  
23 your official duties in the Archdiocese as a priest,  
24 right?

25 A. Right.

1 Q. And it's also correct to say that you have  
2 no memory of the meeting itself. Is that what you're  
3 telling me?

4 A. I have no memory of the meeting, but as it's  
5 stated here, it would have been truthful at the time I  
6 wrote it.

7 Q. After the name of the kid that he had  
8 admitted the sexual contact with, it states, "And I  
9 pointed out that this activity reflects a pattern  
10 which is both a gross case of mismanagement on his  
11 part, and it destroys his long-term effectiveness in  
12 the Archdiocese." Those were your words as recorded,  
13 correct?

14 MR. WIESER: Actually, you've misstated one  
15 of the terms in that sentence you just got done  
16 reading.

17 MR. ANDERSON: I'll reread it, then.

18 Q. (By Mr. Anderson) After the name of the  
19 victim is blacked out on this document, I'll read it  
20 again and then ask the question. It states, "And I  
21 pointed out that this activity reflects a pattern  
22 which is both a gross case of misjudgment on his part  
23 and it destroys his long-term effectiveness in the  
24 Archdiocese." Those were your words recorded then,  
25 correct?

1           A.    These are my words, which by the typing, you  
2 can tell I also typed it.

3           Q.    **Yeah. So you did your own memos back then?**

4           A.    Correct.

5           Q.    **So when you use the term "his admission" to  
6 you and Father Korf that he had sexually abused the  
7 kid, and you point out that this activity, sexual  
8 abuse, reflects a pattern, what was the pattern that  
9 was known to you that you recorded to be the case on  
10 November 25th, 1980?**

11          A.    Again, I don't remember why I put that word  
12 down, but if I put it here, this is what I said.

13          Q.    **You wouldn't put down there was a pattern  
14 unless there was a pattern, right?**

15          A.    I believe that would be true.

16          Q.    **And you're talking about sexual abuse here,  
17 so there was a pattern of sexual abuse you're now  
18 making a record of for the benefit of the file and the  
19 Archbishop, I trust, correct?**

20          A.    Correct.

21          Q.    **And as you testify here today, you're not  
22 able to tell us, or at least remember what the pattern  
23 was that you recorded in this document?**

24          A.    I don't remember why I used that word, but I  
25 have no reason to doubt that if I used it, there was

1 something.

2 Q. And something would be a pattern of sexual  
3 abuse by Adamson, correct --

4 A. I believe that to be true.

5 Q. -- of kids --

6 A. Well, of people.

7 Q. You went on to state, "This behavior cannot  
8 be tolerated," correct?

9 A. Correct.

10 Q. It then -- you then wrote, "I told him that  
11 the Archbishop had asked me to accept his resignation,  
12 or if he did not give it, to suspend him." Did you  
13 write that?

14 A. I believe the memo to be accurate, yes.

15 Q. Do you remember that?

16 A. I don't remember it, no.

17 Q. Do you remember having ever taken action  
18 like this or recommending action like this to the  
19 Archbishop before the date of this memo, November of  
20 1980?

21 A. No, I don't.

22 Q. You go on to write, "He asked if another  
23 course of action was possible, and I spoke with the  
24 Archbishop." Tell me, do you remember speaking with  
25 the Archbishop?



1 A. I do not.

2 Q. Do you remember Adamson asking you to  
3 consider options, other than a resignation?

4 A. I don't.

5 Q. You then write, "It was agreed that we would  
6 meet again on Tuesday in the Archbishop's office at  
7 10:30 a.m." Do you remember that?

8 A. I don't remember the meeting, but I have no  
9 reason to doubt it didn't take place.

10 Q. Okay. And then I think you record, "At this  
11 meeting, the Archbishop spoke with Father, and it was  
12 agreed that." So there are six items that you  
13 recorded there, correct?

14 A. That's correct.

15 Q. And as you read this memo that you prepared,  
16 is it fair to say that you attended that meeting, and  
17 then you made this recording of what was done or said  
18 at that meeting?

19 A. That's correct.

20 Q. Okay. And so when you write, "At this  
21 meeting, the Archbishop spoke with Father," that means  
22 with Adamson in your presence, correct?

23 A. I'm not sure I was present. I just don't  
24 know, but obviously spoke with Adamson.

25 Q. Well, how else would you know that these six

1 **points were put down unless you were there?**

2 A. He could have told me. I don't -- I just  
3 don't remember, but I have no reason to doubt that  
4 these are not the points.

5 **Q. And you don't dispute that you were -- you,**  
6 **along with Korf, at this time were in charge. It was**  
7 **your responsibility to basically investigate and**  
8 **handle this and report to the Archbishop?**

9 A. I don't think there was anything that  
10 formal, but, obviously, I was involved in this case.

11 **Q. So as you read this memo, you don't dispute**  
12 **that you were at the meeting. Are you just saying you**  
13 **don't remember it?**

14 A. I don't remember being there, but whatever I  
15 wrote there would be truthful.

16 **Q. Okay. So when you write Point No. 1, "It**  
17 **was agreed that, number one, Father Adamson would**  
18 **begin an immediate evaluation with Father Pierre as to**  
19 **the final treatment." You recorded that. Do you**  
20 **remember it?**

21 A. No, but I have no reason to doubt it wasn't  
22 said.

23 **Q. Two, you write, "This report will be given**  
24 **to the Archdiocese ASAP." Did you write that?**

25 A. I have no reason to doubt I didn't.

1 Q. This connotes a -- some sense of urgency;  
2 does it not?

3 A. As it's printed there, I believe it does.

4 Q. Item 3. You wrote, "Father would see his  
5 Bishop in Winona when the evaluation is finished." Do  
6 you remember that?

7 A. I don't, but, again, I have no reason to  
8 doubt that was what was said.

9 Q. No. 4, you wrote, "Father Carlson would meet  
10 with Father Adamson and Wajda." Did you write that?

11 A. I -- obviously, I wrote it. It's my  
12 typewriting.

13 Q. Okay. Do you remember Father Wajda had  
14 brought the report of Adamson having abused a kid to  
15 you that precipitated this meeting?

16 A. That's what it says at the top of the memo,  
17 yes.

18 Q. And when it says and you record that you  
19 would meet with Adamson and Wajda, did you meet with  
20 Adamson and Wajda?

21 A. I assume I did. I don't remember.

22 Q. And if you did do as is recorded here, would  
23 you have made notes of that meeting?

24 A. I think I would have.

25 Q. Was your practice then to make handwritten

1 notes during a meeting and then type them up later?

2 A. Yes, usually.

3 Q. You wouldn't type during meetings with the  
4 Archbishop, I trust?

5 A. No, I wouldn't. I type like this, so I  
6 wouldn't.

7 Q. I kind of figured. Well, what would you do  
8 with the handwritten notes?

9 A. I would have transcribed them to a typed  
10 memo, because nobody can read my writing.

11 Q. And then what happened to the handwritten  
12 notes? Were they destroyed?

13 A. They would have been shredded or thrown out,  
14 or I don't know.

15 Q. Have any of those notes pertaining to this  
16 matter at that time or any others like it been  
17 retained by you, the handwritten notes?

18 A. I have no handwritten notes at all, nor  
19 would I have ever retained them.

20 Q. So your practice was to write down the notes  
21 in the meeting, type it out, or peck it out, as you  
22 say, and then destroy the handwritten note and keep  
23 the typewritten copy for the file?

24 A. The handwritten notes would have been of no  
25 use to nobody. Sometimes it wasn't even of any use to

1 me.

2 Q. Item No. 5 is "Father Adamson," it looks  
3 like "would" -- maybe it's misspelled -- "cease all  
4 youth involvement." Did I read that correctly?

5 A. I believe that's true. Yes.

6 Q. Do you remember that he was to cease all  
7 youth involvement?

8 A. If it's there, obviously that's what the  
9 Archbishop told me.

10 Q. In your experience, is it really possible  
11 for a priest to be in a parish and not have some  
12 involvement with youth?

13 A. I don't know. Some do and some don't.

14 Q. Have you ever seen a priest, or have you  
15 ever known a priest to be able to be in a parish where  
16 they could not have some involvement with youth?

17 A. There may be some. I think it would be very  
18 difficult.

19 Q. Is it even possible?

20 A. Oh, sure. It's possible.

21 Q. How could it be possible?

22 A. We have senior priests in parishes that have  
23 no contact with youth, other than if they're at Mass.

24 Q. What could you tell us about the reason  
25 No. 5 is being imposed, that he was to cease all youth

1 **involvement?**

2 A. Well, this is what -- obviously what the  
3 Archbishop said. We're talking about a report that  
4 Father Wajda gave at the top of the page, so I assume  
5 it has to do with that report.

6 **Q. And -- but other than what is written,**  
7 **again, no memory of it?**

8 A. I have no memory of what Father Wajda said  
9 with any accuracy, but if he did tell me, I wrote it  
10 down.

11 **Q. Item No. 6, you write, "If it gets out any**  
12 **further, Father would have to leave." That's correct?**

13 A. I have no reason to doubt it, that that's  
14 what the Archbishop said.

15 **Q. And is the concern there about scandal?**

16 A. Obviously, I'm sure the Archbishop would be  
17 concerned about scandal, but what his thinking was,  
18 other than this statement, I don't know.

19 **Q. When you recorded it, under the circumstance**  
20 **at the time, why would the -- why would the**  
21 **information about him having abused getting out any**  
22 **further have to cause him to have to leave?**

23 A. I don't remember. It's what the Archbishop  
24 would have said, because that's what I wrote.

25 **Q. There was a concern about the scandal;**

1 wasn't there? Was there not by the Archbishop?

2 A. Again, I don't know what his thinking was.  
3 I assume that's what it was.

4 Q. I'm going to direct your attention to  
5 Exhibit 302, Archbishop, and it is dated a little  
6 over, I guess, nine days after this Exhibit 301. And  
7 the date of this is December 4, 1980. It's a memo to  
8 the file of Father Adamson from yourself, Robert J.  
9 Carlson. The subject is Father Adamson/[REDACTED].  
10 Do you remember him to have been the kid who Adamson  
11 admitted having abused?

12 A. I would like to read the memo just to see  
13 what it says.

14 MR. GOLDBERG: Take a minute.

15 Q. (By Mr. Anderson) Let me just ask you. I  
16 put it before you to see if it refreshes your memory,  
17 and I guess I just want to have you listen to that  
18 question first. Do you actually remember that?

19 MR. GOLDBERG: He's got to read it to find  
20 out if he remembers it.

21 Q. (By Mr. Anderson) Well, no, I'm asking what  
22 you remember, and I'll ask you some questions about  
23 it, but I'm not going to keep you from reading it, but  
24 I need you to ask [sic] what you remember first.

25 A. I know I met with Joe Wajda. I couldn't

1 tell you with any accuracy the name of the person,  
2 but, again, I'll read the memo.

3 Q. I think the memo, you know, does reflect  
4 that there's a report from a Father here, and this is  
5 your memo prepared by you, and I presume you made some  
6 handwritten notes and then typewrote this, correct?

7 A. I assume that's what I did.

8 Q. Okay. There's also a -- the December 1, '80  
9 notes that you record here concerning [REDACTED] and  
10 Wajda, and then there's the December 4th, '80, a  
11 Sister Patrice Neuberger. Do you remember engaging  
12 with her concerning Adamson and all -- and who is she?

13 A. Well, Sister Patrice Neuberger was my  
14 kindergarten teacher.

15 Q. Okay.

16 A. And she's now deceased, but we -- I saw her  
17 often.

18 Q. And so what you wrote was accurate, then.  
19 The question is do you remember anything about the  
20 events here?

21 A. No, but I would be glad to read it.

22 Q. Well, if -- if you think you need it and it  
23 will refresh your recollection or something, it's  
24 worth it to have you read it, but -- if you choose to.

25 A. I'd like to read it.



1 Q. Sure.

2 A. Okay. I read it.

3 Q. Okay. Is it correct that you recorded that  
4 -- does your reading it refresh your recollection  
5 about the events?

6 A. It doesn't, but as written, it would have  
7 been what happened.

8 Q. Okay. And so what happened, then, is that  
9 after the restriction of no youth contact was imposed  
10 on him by the Archbishop, as recorded by you on  
11 November 25th, 1980, he's continued to have youth  
12 contact in violation of that restriction and as is  
13 reflected in your memo of December 4th, 1980, correct?

14 A. My confusion is it says there's a report  
15 from Father Wajda. That's not here and on this one,  
16 and so --

17 Q. There's an earlier report in the document  
18 from Wajda.

19 A. Well, this is what it is.

20 Q. Okay. Do you remember what action you took  
21 or advice given to the Archbishop pertaining to the  
22 information in Exhibit 302?

23 A. I don't. I assume I sent this to him.

24 Q. Yeah. When you prepared it for the file,  
25 you also prepared it for the Archbishop's eyes. That

1 was your practice?

2 A. Correct.

3 Q. The records reflect that at some point in  
4 time -- let's go to Exhibit 303. This one is  
5 December 9, a few days after 302. The year is 1980,  
6 and this is a memo to Archbishop Roach from you  
7 regarding Thomas Adamson. And it begins by -- you  
8 write, "I have concluded the investigation concerning  
9 Father Thomas Adamson." So it's correct to say that  
10 you were charged with the investigation of Adamson,  
11 correct?

12 MR. GOLDBERG: Object to the form of that  
13 question.

14 A. Well, I know what I wrote was truthful at  
15 the time. Whether it was a formal investigation or I  
16 was asked to do it, so whether it was formal or not, I  
17 don't know, but I was asked to investigate.

18 Q. (By Mr. Anderson) And you go on to write,  
19 "Concerning Father Thomas Adamson and the very serious  
20 charges brought against him by Blank." What are those  
21 charges?

22 A. I don't remember, but I'm sure they were of  
23 a sexual nature.

24 Q. Criminal sexual conduct to minors; wasn't  
25 it?

1           A.    I can't make a decision as to what it is in  
2 law, but it was serious sexual abuse.

3           Q.    You go on to write, "I have spoken to Father  
4 Wajda, the Associate Pastor of Immaculate Conception  
5 of Columbia Heights; Sister Patrice, the parish worker  
6 at Immaculate Conception; Blank, which would be a  
7 victim or father or a parent." And then you write,  
8 "All of these people requested to see me." Do you  
9 remember those people requesting to see you?

10          A.    No, but I have no doubt that they did.

11          Q.    You then write "On Friday, December 5th,  
12 1980, I met with Father Ken Pierre concerning his  
13 evaluation of the session with Father Adamson." It's  
14 correct that you record that you knew that Ken Pierre  
15 had been evaluating and seeing Adamson, and you had  
16 permission to meet with him, and you did, correct?

17          A.    I assume I did. It says I did.

18          Q.    Go to the fourth paragraph. I'm going to  
19 read it and then ask you a question concerning what  
20 you wrote. You write, "I have discussed the incident  
21 with Blank, and Father Adamson was as truthful as he  
22 had to be." What did you mean by that?

23          A.    I think exactly what it says. If he thought  
24 I knew something, he said something.

25          Q.    And you write -- go on to write, "Father

1 Pierre also indicated to me that there have been other  
2 incidents of this nature." What does that refers to?

3 A. I think it refers back to the sexual abuse.

4 Q. And what do you remember about how many  
5 other incidents Father Pierre related to you there had  
6 been of sexual abuse by Adamson?

7 A. I don't remember.

8 Q. Do you remember what action was taken at  
9 that time responsive to this by the Archbishop?

10 A. Only because I turned the page. It must  
11 have been inpatient therapy.

12 Q. But that's reflective of the next  
13 document -- excuse me -- the next page. But my  
14 question to you is do you have any memory, independent  
15 memory of that?

16 A. I don't.

17 Q. You do know that he ultimately was  
18 transferred to another parish; do you not, by the  
19 Archbishop?

20 A. I believe that happened. I can't tell you  
21 what parish.

22 Q. The records reflect it was Risen Savior.  
23 Does that refresh anything for you?

24 A. (No response.)

25 Q. Before Adamson was assigned to Risen Savior,

1 and after he was removed from Immaculate Conception,  
2 and during that time, do you have any memory of  
3 yourself or any official of the Archdiocese having  
4 reported what's reflected in the memos prepared by you  
5 and the meetings held being reported to law  
6 enforcement?

7 MR. GOLDBERG: Object to the form of the  
8 question. It's compound.

9 A. No.

10 Q. (By Mr. Anderson) Do you recall being  
11 concerned or the Archbishop or any other official  
12 involved with Adamson at that time, being concerned  
13 about him being criminally prosecuted, that being  
14 public and there being scandal concerning it?

15 MR. GOLDBERG: Object to the form of that  
16 question.

17 MR. WIESER: Join in the objection.

18 A. I think anytime you're dealing with  
19 something like this, there's always a concern about  
20 scandal. I assume it existed in this case. I don't  
21 remember.

22 Q. (By Mr. Anderson) There is a former priest  
23 from the Diocese of Winona who was then administrator  
24 at the Guardian Angels. His name is Jim Fitzpatrick.  
25 Do you remember Jim Fitzpatrick?

1 A. The name's familiar.

2 Q. He has reported to us that you placed a call  
3 to Ken LaVan at Guardian Angels. Do you remember Ken  
4 LaVan?

5 A. I remember Ken LaVan.

6 Q. He's also reported that the call to Ken  
7 LaVan was overheard by him, and you were trying to  
8 find a parish to place Adamson in and asked LaVan to  
9 take Adamson. My question to you is do you recall  
10 having made such a call to Ken LaVan?

11 MR. GOLDBERG: I object to the form of the  
12 question. I'm not sure what report has been made to  
13 you or what you're referring to, but --

14 MR. ANDERSON: I'm asking the witness what  
15 he knows.

16 MR. GOLDBERG: Well, you're referencing a  
17 report, sir, that hasn't been produced.

18 A. It would be very unusual for me to be making  
19 calls to parishes for placement. Usually that would  
20 be the Personnel Board Director. I don't remember  
21 making the call.

22 Q. (By Mr. Anderson) And so do you recall  
23 making an effort to find another parish where Adamson  
24 could be in the Archdiocese?

25 A. No. And I think someplace there's a

1 document where I was removed from the case because I  
2 opposed him being moved to another parish.

3 **Q. What do you remember about that?**

4 A. I remember I was no longer involved, and  
5 Father Korf took it over.

6 **Q. Who removed you from the case?**

7 A. The Archbishop. I believe I testified to  
8 that.

9 **Q. Why were you opposed to him being moved to a  
10 parish, another parish?**

11 A. Very obvious. There's reports of sexual  
12 abuse of young people.

13 **Q. Fitzpatrick has also indicated that he  
14 reported to Ken LaVan and thus to you that if Adamson  
15 was placed at that parish, he would resign, because he  
16 knew that Adamson had abused kids back in Winona and  
17 had reported it to Fitzgerald. Do you have any memory  
18 of having received that information either from LaVan  
19 or Fitzgerald at that time?**

20 MR. GOLDBERG: I object to the form of the  
21 question. There's no time frame as to "at that time."  
22 There's no foundation that the Archbishop has ever  
23 spoken with Mr. Fitzpatrick or has a memory of it.  
24 And if you have a document, it should be produced to  
25 the witness.

1           A.    I was never working at the Chancery when  
2 Bishop Fitzgerald was alive.

3           Q.    **(By Mr. Anderson) Okay. But I'm talking**  
4 **about having been told by Ken LaVan, "We can't take**  
5 **him here, because Jim Fitzpatrick will resign and make**  
6 **a stink."**

7           A.    Again, I -- I don't know whether that  
8 conversation took place or not, but I believe it would  
9 have been with the personnel director, not me.

10          Q.    **Sometime later, did you follow up -- did you**  
11 **make a call to Jim Fitzpatrick after the Adamson case**  
12 **became quite public in 1987, '88 and making a call to**  
13 **Jim Fitzpatrick's and having a meeting with him at**  
14 **Jack's Cafe?**

15          A.    No, but it would be a great place to have  
16 lunch.

17          Q.    **He thought it was. He said you ordered the**  
18 **steak sandwich, the top of the menu. Do you remember**  
19 **that?**

20          A.    That was before I had to deal with  
21 cholesterol.

22          Q.    **Okay. Do you have any memory at all,**  
23 **Archbishop, of having had a meeting with Jim**  
24 **Fitzpatrick after the Adamson thing became quite**  
25 **public and a discussion with him about his knowledge**



1 of it and what he might do or not do?

2 MR. GOLDBERG: Object to the form of that  
3 question.

4 A. I have no reason to say I did or didn't. I  
5 liked Jim Fitzpatrick, as I can kind of remember.  
6 I've had no contact with him for 20 or 25 years, but  
7 as I think about it, if he had some information, I  
8 think I would have told him to go to the police, but I  
9 don't remember.

10 Q. (By Mr. Anderson) I'm going to show you  
11 Exhibit 319. And Exhibit 319, Archbishop, is dated  
12 February 2, 1981. It's a letter from Archbishop  
13 Roach. It's copied to you, to Adamson, and it says,  
14 "I am pleased to appoint you as an Associate Pastor of  
15 the Church of the Risen Savior, Apple Valley,  
16 effectively immediately." You obviously received  
17 this, correct?

18 A. It says at the bottom that I was copied.

19 Q. And do you remember receiving this?

20 A. I don't remember receiving it, but I have no  
21 reason to doubt I didn't.

22 Q. Do you remember being ticked off when you  
23 saw that he had been assigned to another parish  
24 after -- after what you had recorded and learned?

25 A. I don't remember if this was the time. I do

1 remember being very upset and at some point was  
2 removed from everything.

3 **Q. Who did you express your upset to?**

4 A. Well, if I was removed, I must have  
5 expressed it to the Archbishop, but I don't remember  
6 doing it.

7 **Q. Why were you upset?**

8 A. I was upset for a couple of different  
9 reasons. One, as I think about it, when he went to a  
10 counselor, I thought the counselor would say, you  
11 know, he can't continue. But in those days, in my  
12 opinion, I think counselors did a disservice. I don't  
13 think they know what they were dealing with. Do I  
14 remember that particularly? No, but it's a feeling I  
15 have. Do you know what I mean? It's not a memory.  
16 It's a feeling, and he was obviously reassigned.

17 **Q. And you were also upset because you knew the**  
18 **Archbishop was making a choice to put kids at risk?**

19 A. I don't remember that, but that was  
20 certainly part of it. I was involved with the youth  
21 ministry at one time.

22 **Q. This assignment letter, the third paragraph**  
23 **states, "This appointment will not be published in the**  
24 **'Catholic Bulletin' at this time." Now, that means**  
25 **that it would not be publicly known that he was being**

1 assigned there. Do you remember why the choice was  
2 being made by the Archbishop and copied to you that  
3 this would not be published?

4 A. There are two possibilities.

5 Q. But do you remember? I'm not asking you to  
6 speculate.

7 A. No, I don't remember.

8 Q. Okay. Would you agree that this document  
9 reflects an effort by the Archbishop to keep the  
10 assignment under the radar because of the history  
11 already known to the Archdiocese?

12 MR. WIESER: Object to the form. It calls  
13 for speculation.

14 MR. GOLDBERG: I'll join in that objection.

15 Q. (By Mr. Anderson) You can answer.

16 A. Again, there would be two reasons. One, it  
17 could be a very temporary assignment, and I don't  
18 remember whether it was or wasn't; and secondly, for  
19 whatever reason, the Archbishop didn't want it known.

20 Q. If it's a temporary assignment, he's  
21 assigned as an administrator, right?

22 A. No. He's assigned at an associate pastor,  
23 and that's often a temporary assignment.

24 Q. Yeah, but it's a temporary assignment that  
25 says temporary assignment as associate pastor; doesn't

1 it?

2 MR. WIESER: Objection, foundation.

3 Q. (By Mr. Anderson) In your experience?

4 A. Sometimes yes and sometimes no.

5 Q. It doesn't say "temporary" here?

6 A. It doesn't have to.

7 Q. It doesn't look like it; does it?

8 A. I don't remember, but it is what it is.

9 Q. Okay. But if it's not a temporary  
10 assignment, it's really, then, an effort to make sure  
11 the people -- it's an effort to keep this thing under  
12 the radar and to avoid scandal; isn't it?

13 MR. GOLDBERG: I'm going to object to the  
14 form of that question, speculation.

15 A. As I shared, there's two reasons.

16 Q. (By Mr. Anderson) I'm going to refer you to  
17 Exhibit 304, Archbishop. And this one is dated  
18 June 29th, 1984, and it's a memo to Archbishop John R.  
19 Roach from you, then Bishop Carlson, on the subject of  
20 Father Tom Adamson. And you write, "On June 28 [sic],  
21 1984, I was contacted by Mr. Paul Ringsmuth,  
22 Vocational Rehab Counselor at St. Cloud Reformatory to  
23 inform me that one of the inmates, [REDACTED],  
24 serving 13 months for rape, was the victim of sexual  
25 abuse from the age of 14 to 16 ending in 1982 by

1 **Thomas Adamson." You wrote that, correct?**

2 A. Correct.

3 MR. GOLDBERG: Excuse me. For the record,  
4 you misstated the date. It's June 29, 1984, so we  
5 don't get confused.

6 MR. ANDERSON: I stand corrected. Thank  
7 you.

8 **Q. (By Mr. Anderson) So do you remember this?**

9 A. I don't remember the meeting, but I have no  
10 reason to doubt this.

11 **Q. You go on to write, "This began when he was**  
12 **a priest serving in St. Paul Park and continued at IC,**  
13 **Columbia Heights." IC stands for Immaculate**  
14 **Conception, correct?**

15 A. Correct.

16 **Q. You go on to write, "Some of the incidents**  
17 **took place while he was seeing Father Pierre and while**  
18 **we had him in counseling with Dr. Gendron." That's**  
19 **what you wrote, correct?**

20 A. Correct.

21 **Q. Does this refresh your recollection that he**  
22 **had not only been required to see Pierre, but he also**  
23 **had seen Dr. Gendron at St. Mary's?**

24 A. It does refresh my memory. I did send him  
25 to Dr. Gendron.

1           **Q.    And you had some kind of relationship that**  
2 **you knew Gendron from having worked with other**  
3 **priests?**

4           A.    I'm not sure if it was having worked with  
5 other priests. We were on the same board, because I  
6 was on the St. Mary's Board for a while.

7           **Q.    Okay. Do you remember why you selected**  
8 **Gendron to send Adamson to?**

9           A.    No, unless, you know, I knew him.

10          **Q.    The last -- you'll recall that Adamson was**  
11 **to not have contact with youth in the earlier memos,**  
12 **and this clearly is -- well, let me ask you this.**  
13 **Look at the last paragraph in this memo, and I'll read**  
14 **it and then ask you a question. You write, "The**  
15 **statute of limitations does not run out for two and a**  
16 **half years." You wrote that, correct?**

17          A.    I wrote it.

18          **Q.    Why did you calculate the criminal statute**  
19 **of limitations?**

20               MR. GOLDBERG: Just a moment. I'm going to  
21 object to form. There's no foundation to that  
22 question whatsoever.

23          A.    The way I would write these memos, I would  
24 write what people told me, so I assume they said that.

25          **Q.    (By Mr. Anderson) Who told you that criminal**

1 statute of limitations would run out in two and a half  
2 years?

3 A. I believe it was the parents.

4 Q. You go on to write, "The mother and father  
5 are considering reporting this to the police." What  
6 makes you think that the parents told you that and not  
7 some official or attorney for the Archdiocese?

8 A. Because I would have written down what the  
9 parents told me. If somebody else told me that, I  
10 would have written that down.

11 Q. So you don't know -- did you do the  
12 calculation of two and a half years on the statute of  
13 limitations?

14 A. No. I believe that's what the parents told  
15 me.

16 Q. Why do you believe that? Do you have a  
17 memory of that?

18 A. No, because I write down on things -- what  
19 people tell me, and that's what it says.

20 Q. Well, the way this is written, first, the  
21 statute of limitations does not run out for two and a  
22 half years, which means this guy, if reported, could  
23 be prosecuted, right?

24 MR. GOLDBERG: Objection. There's no  
25 foundation for that.

1 Q. (By Mr. Anderson) Isn't that what it means,  
2 Archbishop?

3 MR. GOLDBERG: It could be -- there are many  
4 statutes of limitations, as you well know,  
5 civil/criminal.

6 MR. ANDERSON: This is criminal statute of  
7 limitations.

8 A. I'm just stating what the parents told me.

9 Q. (By Mr. Anderson) Let's just talk about what  
10 you wrote. Okay? When you write, "The statute of  
11 limitations does not run out for two and a half  
12 years," what that means as you wrote it then was that  
13 there were two and a half years in which this guy,  
14 Adamson, could be prosecuted for the crime against  
15 ██████ as reported above, correct?

16 MR. GOLDBERG: Object to the form, no  
17 foundation.

18 A. Again, this is what the parents told me.

19 Q. (By Mr. Anderson) Is that a fair reading of  
20 what you wrote, though?

21 A. I don't remember. I just wrote what they  
22 said, and I have no reason to doubt that's what they  
23 said.

24 Q. Well, you do not attribute the first  
25 sentence to the parents here; do you?



1 A. I do not.

2 Q. Okay. So you have no memory of what the  
3 parents told you; do you?

4 A. Perhaps that's what Paul Ringsmuth said.

5 Q. Okay. So let's get to what you do remember.  
6 You don't remember how you had learned that statute of  
7 limitations was two and a half years?

8 A. Somebody told me.

9 Q. Okay. And you recorded that, but you don't  
10 know who told you that, correct?

11 A. Well, in reading the memo, whoever told me,  
12 this is what was said. Whether it was this  
13 Mr. Ringsmuth or the parents, that I don't remember.

14 Q. Okay. I just want to know if you know -- if  
15 you calculated that, and if you didn't, if you can  
16 remember who calculated it that led you to record it  
17 as it is written here, and your answer to that  
18 question is "I don't know who did the calculation that  
19 caused me to record it as I did," correct?

20 MR. WIESER: Objection, misstates the  
21 witness' testimony.

22 MR. GOLDBERG: Join in the objection and  
23 object to the form.

24 A. What I wrote is what I was told. As I read  
25 through the memo, obviously having not seen it for a

1 long time, I thought I was recording the parents, but  
2 in your redirecting me to the first paragraph, it  
3 could have been this Mr. Ringsmuth.

4 Q. (By Mr. Anderson) Okay.

5 A. I don't remember.

6 Q. Yeah, and that's what I'm getting to. You  
7 really don't know who told you the statute of  
8 limitations of a criminal prosecution was two and a  
9 half years?

10 A. Well, I'm assuming it's either Ringsmuth or  
11 the parents, and it appears now, as I reread it, it  
12 looks like it was Ringsmuth.

13 Q. But you don't have a memory of that?

14 A. I have no memory.

15 Q. Okay. And the information contained in this  
16 memo obviously was shared with Archbishop Roach at  
17 that time. Who else?

18 A. I don't remember, other than he's listed, so  
19 I assume it went to him.

20 Q. Okay. And he also named Paul Ringsmuth and  
21 [REDACTED] at the bottom. Do you know if  
22 it was sent to them or you just put that there for  
23 contact information?

24 A. I don't remember. I don't think I sent it,  
25 because if I sent it, there would be something up

1 above.

2 Q. Okay. That's what appeared to me, but I  
3 wanted to ask you. You go on to write, "The mother  
4 and father are considering reporting this to the  
5 police." What led you to write that?

6 A. Either the parents or Mr. Ringsmuth told me  
7 that.

8 Q. And did you report this to the police?

9 A. I did not.

10 Q. Why not?

11 A. It didn't occur to me it was my  
12 responsibility. This was a counselor from the prison.

13 Q. Did you consider yourself to be a mandatory  
14 reporter?

15 A. No.

16 Q. Did you ever consider yourself to be a  
17 mandated reporter while in the Archdiocese of  
18 St. Paul/Minneapolis?

19 A. No.

20 MR. GOLDBERG: Is this a good time to just  
21 check in with you to see how you're doing, what your  
22 time is?

23 MR. ANDERSON: Sure. We've been going quite  
24 a while. Why don't we take a lunch break? Can you  
25 give me some idea as to how --

1 MR. ANDERSON: Well, let's take a break and  
2 talk about it.

3 VIDEOGRAPHER: The time is 12:20. We are  
4 now off the record.

5 (Whereupon a break was taken.)

6 VIDEOGRAPHER: The time is 1:29. We are now  
7 back on the record.

8 Q. (By Mr. Anderson) All right. Archbishop,  
9 right before we went on the record, you had -- your  
10 counsel had asked the last question be read back, and  
11 it was, and then you said you wanted to respond to the  
12 last question asked before the break. What was it you  
13 wanted to respond to and/or say?

14 A. When you asked the question, I was still  
15 thinking of the earlier time period. I can't tell you  
16 a date, but there was a time when all priests became  
17 mandatory reporters, and the only reason I remember  
18 that is because there was a lot of discussion about  
19 priests and Bishop relationships and things, but I  
20 don't remember when it was, so there was something.

21 Q. So do you know when it was you yourself were  
22 considered to be a mandatory reporter under Minnesota  
23 law?

24 A. I don't remember the date.

25 Q. Do you know if it was before or after you

1 prepared the exhibits that we identified earlier as  
2 304, 319 and 301 in the 1980s?

3 A. I don't remember.

4 Q. Did you ever get training after you became a  
5 mandatory reporter on what constitutes a report, a  
6 requirement under law?

7 A. I don't remember any training that I had.  
8 The first thing that comes to mind was when the  
9 Bishops met in 1996 and talked about sexual abuse.  
10 There could have been something before that, but I  
11 don't remember.

12 Q. Was that the Minnesota Bishops or the  
13 Catholic Conference of Bishops?

14 A. Conference of Bishops.

15 Q. And that was at the annual meeting in '96?

16 A. I think it was 1996.

17 Q. You also attended a meeting of the Catholic  
18 Conference of Bishops in Collegeville at St. John's,  
19 actually, in 1985, because you were then an auxiliary,  
20 correct?

21 A. I don't remember that meeting. Perhaps I  
22 went. I did not go to all the Bishops' meetings.

23 Q. Well, you had been installed as an Auxiliary  
24 Bishop in 19 --

25 A. January of '84.

1           **Q.    -- '84.  That meeting was in '85 at**  
2 **Collegetown, St. John's.  Do you have any memory of**  
3 **that meeting at all?**

4           A.    No.  The one I remember was 1996.  I thought  
5 there was a meeting.

6           **Q.    And what do you remember being discussed**  
7 **about sexual abuse, reporting requirements and the**  
8 **like at the '96 meeting?**

9           A.    What I remember is some discussion about the  
10 challenge that therapists had in understanding what,  
11 you know, sex abuse was and the recidivism rate, which  
12 is what we, of course, took as our advice in those  
13 days.  There may have been other things.  I'm sure  
14 there was, but I don't remember.

15           **Q.    But in 1996, you already knew, however, by**  
16 **reason of your experience and the work you had done**  
17 **with victims, offenders and the like, that sexual**  
18 **abusers and the recidivism rate was very high, and**  
19 **that was a disease or a disorder that really couldn't**  
20 **be cured?**

21           A.    I did not know that.

22           **Q.    When -- go ahead.**

23           A.    I did not know that, but as a pastor, I was  
24 becoming increasingly concerned.

25           **Q.    When do you think you first came to the**

1 realization or the knowledge that, you know, sexual  
2 abuse, adults abusing kids, be it priests or adults,  
3 was a disorder that one couldn't be cured, if you did?

4 A. I don't know if I ever knew it as a disorder  
5 that couldn't be cured, but certainly by the '90s  
6 there were more and more instances, and, in fact, I  
7 remember one therapist who we had used before, in  
8 fact, may even have been an expert witness -- I don't  
9 know whether he was for us or against us, but he said  
10 that therapists themselves didn't know in the early --  
11 the late '70s, early '80s, but I don't have a date on  
12 that.

13 Q. All right. I have a date that might help  
14 you with that by reason of -- let's look at Exhibit  
15 101. I'm putting before you Exhibit 101, and, first,  
16 as you can see, it's a newspaper article. It's dated  
17 February 16, 1987, and you're quoted in it, and on the  
18 topic of cures and disabilities, the second page. Let  
19 me direct you to a portion of it, and there's some  
20 statements attributable to you, and then I'll ask you  
21 about it. First, by way of the background of this, do  
22 you remember this article appearing in the news?

23 A. I don't.

24 MR. GOLDBERG: Counsel, do you have a better  
25 copy of Page 1?

1 MR. ANDERSON: No.

2 MR. GOLDBERG: Because it's illegible.

3 MR. ANDERSON: I know. I don't have a  
4 better copy.

5 Q. (By Mr. Anderson) The headline of it is "A  
6 Cover-up of Priest Sex Misconduct denied." There's a  
7 picture of you. You denied at that time there had  
8 been a cover-up of sexual abuse pertaining to Adamson,  
9 correct?

10 A. Do you know what the date was?

11 Q. Yeah, February '87.

12 A. I don't remember the article, but --

13 Q. Do you remember issuing a public denial of a  
14 cover-up?

15 A. No.

16 Q. Had there been a cover-up?

17 A. Well, I think what we just discussed about  
18 Adamson, he was certainly moved, but, again, they were  
19 taking the word of counselors that this problem could  
20 be cured. So, in essence, I don't think there was a  
21 cover-up, but I don't think people had the knowledge  
22 at the time, and in many ways, we were the victims of  
23 those we sent people to for treatment, and I didn't  
24 like that, but that's the way it was.

25 Q. You did have the knowledge in '87, though;



1 didn't you?

2 MR. GOLDBERG: Knowledge of what? Object to  
3 the form of the question.

4 A. I don't know if I knew the recidivism rate  
5 was that high then, but I found out at some point.

6 Q. (By Mr. Anderson) Let's look at the second  
7 page of this article, and in the first column of the  
8 second paragraph, let me read it, and you're quoted,  
9 and I'll ask you a question. It says, "Acting under  
10 the determination that the incident was, quote,  
11 'inappropriate behavior,' unquote and not sexual  
12 abuse, Carlson said the Archdiocese decided to ask  
13 Adamson to sign a written agreement that he would have  
14 no contact with young people." My first question is  
15 do you remember telling the "Pioneer Press" that?

16 A. I don't.

17 Q. Is that true?

18 MR. GOLDBERG: Object to the form of the  
19 question. Is what true? His statement or that he  
20 told them that?

21 Q. (By Mr. Anderson) Is that statement, as  
22 reported, true?

23 A. True that I said it?

24 Q. That you said it or that you did what you  
25 said?

1           A.    I don't remember saying it, so I don't know  
2 whether it's true or not.

3           **Q.    You go on to be quoted as saying, "'If there**  
4 **had been a case of sexual abuse at that time, rather**  
5 **than just inappropriate behavior, I think we would**  
6 **have removed him,' unquote, Carlson said." Did you**  
7 **say that?**

8           A.    I don't remember saying it.

9           **Q.    Do you deny saying it?**

10          A.    I just don't remember. I can't confirm or  
11 deny.

12          **Q.    That statement belies the earlier documents**  
13 **we looked at about him having admitted to criminal**  
14 **sexual conduct; doesn't it?**

15                 MR. GOLDBERG: I'm going to object to the  
16 form. It's argumentative, and, secondly, you're  
17 building off a Page 1 of the document that's  
18 illegible, so --

19                 MR. ANDERSON: Well, Page 2 isn't, and  
20 that's what I'm reading from.

21                 MR. GOLDBERG: Oh, I understand you're  
22 reading from Page 2, but it relates to the article.

23          **Q.    (By Mr. Anderson) Doesn't this public**  
24 **statement made by you in 1987 contradict the documents**  
25 **we reviewed in 1980 and '84?**

1           A.    My difficulty is I don't remember what I  
2    said, and there's been enough instances in my life  
3    where what I was quoted as saying was not what I  
4    actually said to the reporter, so I can't say with any  
5    accuracy.

6           **Q.    Let's go to the second column of this Page**  
7    **2, Archbishop, and I will read what is quoted here,**  
8    **and it looks like in quotation marks attributable to**  
9    **you. "'It's our policy today that there really is no**  
10   **cure for someone with the disease of pedophilia, but**  
11   **only a chance for some recovery,' unquote, Carlson**  
12   **said." So is that something you said?**

13          A.    It's possible. I don't remember saying it.

14          **Q.    Was that the policy, as represented in this**  
15    **article and made to the people by the Archdiocese**  
16    **through you and others in 1987?**

17          A.    I don't remember what I said to the  
18    reporter, so I don't remember whether I'm quoted  
19    accurately or not. But certainly as I sit here today,  
20    I would agree with that statement.

21          **Q.    Okay. And was it the policy?**

22          A.    I don't remember any policy.

23          **Q.    When do you remember there was first a**  
24    **policy implemented in the Archdiocese of St. Paul/**  
25    **Minneapolis that prohibited the Archbishop and his**

1 officials from continuing any priest in ministry that  
2 had been credibly accused of abuse?

3 A. Again, I thought there was something in  
4 1996, but I don't --

5 Q. But you're not sure?

6 A. Not sure.

7 Q. If this quotation attributed to you is made  
8 in quotes, it would appear -- and this is Clark  
9 Morphew, who is a religion reporter. Do you remember  
10 him?

11 A. Uh-uh.

12 Q. Well, in any case, you don't deny that there  
13 was such a policy if you made this statement. You're  
14 just saying you don't remember having made it today,  
15 correct?

16 A. I don't remember having made it. I also had  
17 enough experiences with being misquoted, I can't  
18 attest that that's exactly what I said or not.

19 Q. Did you intend, at the time you were  
20 interviewed by Clark Morphew and this article was  
21 written, to try to assure the parishioners that you,  
22 an official of the Archdiocese, and the Archbishop  
23 wanted people to believe that their kids were safe?

24 A. I don't remember any intention that I  
25 attributed to this. I have no memory of that.

1 Q. Did you make a representation on behalf of  
2 the Archdiocese and the Archbishop that there were no  
3 priests in ministry who had offended?

4 MR. GOLDBERG: Object to the form. What  
5 period of time are you talking about?

6 MR. ANDERSON: 1987.

7 A. I don't remember doing so.

8 Q. (By Mr. Anderson) Were there priests in  
9 ministry who had offended in 1987, that you knew to  
10 have offended and continued in ministry?

11 A. I don't remember, because I don't remember  
12 whether Tom Adamson was still in ministry or not.

13 Q. But other than Adamson, any that you knew  
14 of?

15 A. Nothing comes to mind right now, but --

16 Q. So you obviously had -- if the statement is  
17 attributable to you, you did have some information  
18 about "It's our policy today that there really is no  
19 cure for someone with the disease of pedophilia, but  
20 only a chance for some recovery." Let's assume that  
21 statement was made by you. Let's say it's correct and  
22 quoted by you. Thus, if it is so, it means you got  
23 that from somebody. From whom would you have learned  
24 that in 1987 there really is no cure for someone with  
25 the disease of pedophilia?

1           A.    I don't remember.  I can't attribute it to  
2 anyone.

3           **Q.    Let's go to Exhibit 305.  Exhibit 305,**  
4 **Archbishop, is dated July 9, 1984.  It's a memo to**  
5 **Archbishop Roach from you, as Bishop Carlson.  The**  
6 **subject is Father Thomas Adamson, and this is a memo**  
7 **you've seen before and was prepared by you, correct?**

8           A.    Correct, it was prepared by me.

9           **Q.    And it was prepared in much the same way you**  
10 **had prepared the other memos, where you took some**  
11 **notes and then typed it out yourself or had it typed**  
12 **by somebody else or what?**

13          A.    I don't remember whether I typed it or  
14 somebody else, because it doesn't quite look like the  
15 same typewriter.

16          **Q.    It looks like a little better typing.**

17          A.    Yeah, probably somebody else.  And I would  
18 guess that the notes were mine, and if Kevin McDonough  
19 was there, he may have made notes, too.  I don't  
20 remember.

21          **Q.    At the top, Archbishop, it says "Strictly**  
22 **Confidential," underlined.  What did that then mean**  
23 **and for whose eyes was this intended to be used and**  
24 **seen only?**

25          A.    It would have gone only to the Archbishop.

1 Q. That's what that means?

2 A. That what I would intend it to mean.

3 Q. And then at the second page, there's a  
4 little bit of an initial there. Is that yours?

5 A. It is.

6 Q. So you prepared the memo?

7 A. I may have prepared it. Father McDonough  
8 may have had some input into it. I don't remember.

9 Q. Fair enough. I could probably -- I could  
10 ask you about the July '84 thing and what happened,  
11 and your answer would be --

12 A. As I read it, this would probably be what  
13 happened.

14 Q. Okay. Yeah, but first, independent of  
15 reading this, your answer would be what happened on  
16 that date?

17 MR. GOLDBERG: Are you asking him not to  
18 look at it?

19 MR. ANDERSON: Yeah.

20 Q. (By Mr. Anderson) First I want to see if you  
21 have an independent memory of the memo.

22 MR. GOLDBERG: Well, he can't tell you  
23 unless he reads it.

24 MR. ANDERSON: No.

25 Q. (By Mr. Anderson) Before you read it, I want

1 to ask you if you remember what happened at that time  
2 and/or what you did about it. And if you say, "I  
3 don't remember it," then we'll look at the memo.

4 A. I don't remember it.

5 Q. Fair enough. Let's look at the memo. It  
6 states, "On Friday, July 6, 1984, Father Kevin  
7 McDonough and I met with the Reverend Thomas Adamson  
8 concerning certain charges which had been made by [REDACTED]  
9 [REDACTED], which currently is an inmate at the St. Cloud  
10 Reformatory."

11 So this reflects in your own hand that you  
12 had a meeting on this date with then Kevin McDonough,  
13 who is one of the officials helping you advise the  
14 Archbishop in how to handle the sexual abuse  
15 allegations made against Adamson, correct?

16 A. Well, it says we were both there, so  
17 obviously we were both there.

18 Q. And tell me what you remember about that  
19 meeting with yourself, Kevin McDonough and Tom  
20 Adamson.

21 A. Outside of the memo, and I have no reason to  
22 believe this isn't inaccurate, I have no other memory.

23 Q. The second paragraph, you write, "In the  
24 counseling process at St. Cloud, it has become evident  
25 that [REDACTED] was also sexually abused from 1978 to



1 1982." That's something you recorded then?

2 A. It's something I recorded for this memo,  
3 yes.

4 Q. And that does not refresh any additional  
5 recollection of this meeting?

6 A. It does not.

7 Q. You then go on to state, "I asked Father  
8 Adamson about this, and he admitted, and, in fact, he  
9 had abused the boy during that period of time." Did I  
10 read that correctly?

11 A. Correct.

12 Q. So you and McDonough asked Adamson if he had  
13 abused ██████████, and he admitted having done the  
14 crime against the kid, correct?

15 A. Correct.

16 Q. And you so record that?

17 A. As I record it is how I would have been  
18 told.

19 Q. You write, "I did not go into the sexual  
20 activity, but Father Adamson agreed that it probably  
21 would be first degree sexual contact."

22 That's what you wrote?

23 A. That's what I wrote.

24 Q. And you also knew that when first degree  
25 criminal sexual conduct is written and recorded, that

1 is the most serious of the sex crimes against a child.

2 You know that?

3 A. Correct.

4 Q. And he admitted that to you and Kevin  
5 McDonough?

6 A. I don't remember if Kevin asked the question  
7 or I did. If I wrote it, that's what was said at the  
8 time.

9 Q. And when he admitted having done this to  
10 this kid, did you ask Adamson about his sexual history  
11 and whether he had committed sexual -- criminal sexual  
12 conduct against other kids?

13 A. It's -- I don't remember whether I asked  
14 that question or not, but it's not recorded here, so I  
15 assume I didn't.

16 Q. Isn't that something you would have wanted  
17 to know?

18 A. I don't remember the conversation, so it's  
19 impossible to say what I was thinking at the time.

20 Q. Well, if he's admitting to having abused  
21 this kid and it's crim sex, first degree crim sexual  
22 conduct, and you did not record that you asked him the  
23 question on this admission, did you at any time ever  
24 ask Adamson his sexual history and if he had admitted  
25 to having abused any other kids since he had been a

1 priest, ordained in '58, and continued into the  
2 Archdiocese until the '80s?

3 A. I don't remember whether I did or didn't.

4 Q. Don't you think that's something some  
5 official of the Archdiocese should have asked this  
6 priest?

7 A. At the time, I don't know whether someone  
8 did or didn't, but what's here is what I did.

9 Q. Because it's not in the document, you're  
10 saying you didn't ask the question and, therefore,  
11 didn't get the answer. Why wasn't that question asked  
12 by you then, upon his admission that he had committed  
13 criminal sex?

14 MR. GOLDBERG: Object to the form of the  
15 question. It calls for speculation.

16 A. Well, obviously, this was 30 years ago, so I  
17 really don't remember the conversation.

18 Q. (By Mr. Anderson) Oftentimes we don't ask  
19 questions we don't want to know answers to,  
20 Archbishop. Do you think that's the reason we didn't  
21 want -- the Archdiocese really didn't want to know how  
22 bad it was?

23 MR. GOLDBERG: Object to the form.

24 A. I think, given the status of things in '84  
25 with counselors and other people telling us things

1 were okay, I don't know if it occurred to me.

2 Q. (By Mr. Anderson) You since learned that he  
3 had a long trail of victims that predated [REDACTED]  
4 [REDACTED] abuse; haven't you?

5 A. Certainly at the time of the trial or after  
6 that.

7 Q. The trial revealed that there had been a  
8 long stream of victims going back to the early '60s;  
9 didn't it?

10 A. I don't remember what it revealed. I  
11 remember there were other victims.

12 Q. And it also revealed that there was abuse  
13 after 1984; wasn't there?

14 A. I don't remember that, but --

15 Q. When you learned at the trial there had been  
16 a long history of abuse by him in '84, did you ever  
17 ask yourself the question, "Why didn't I ask when I  
18 learned this," and "Why didn't I do more?"

19 A. I think in everything we do, once we've  
20 experienced it, we reflect on our actions and we ask  
21 what we can do better. Certainly as I look at Sioux  
22 Falls and other places, I think we did a pretty good  
23 job.

24 Q. I'm looking at '84 now. Do you think that  
25 there was a practice at that time that there was a

1 concern about scandal that sometimes made the  
2 officials or the Archbishops have a tendency to err on  
3 the side of protecting the priests and avoiding  
4 scandal?

5 A. Well, in this memo, for instance, it's the  
6 counselor that's talking about reporting it.  
7 Apparently, he didn't, but he was talking about it. I  
8 don't know why he didn't either.

9 Q. The fourth paragraph is, "I asked Father  
10 Adamson to see Dr. Gendron and recommended to him that  
11 he obtain the criminal history." And you recommended  
12 Mr. Ted Collins or Mr. Andrew Eisenzimmer as lawyers  
13 for him; did you not?

14 A. Again, if I said I did, I probably did. I  
15 don't remember doing it.

16 Q. And the Archdiocese paid for his lawyers;  
17 did they not?

18 A. I don't remember that we did or didn't.

19 Q. The fifth paragraph, you write, "Further, I  
20 told Father Adamson that I will be in contact with him  
21 after I visited with the Archbishop and Bishop  
22 Watters." So you recorded here that you intend to  
23 visit with both the Archbishop and Bishop Watters,  
24 correct?

25 A. That's what it says. And I have no reason

1 to doubt it if it's written here.

2 **Q. So how many meetings did you actually have**  
3 **with Bishop Watters?**

4 A. I don't have any remembrance of any  
5 meetings, but obviously I did if it's here.

6 **Q. When I confronted you with the statement**  
7 **that Bishop Watters made at his deposition that he**  
8 **attributed to you that you advised him that the best**  
9 **thing he could do in a deposition is not remember, you**  
10 **said you never had any conversations with Watters. In**  
11 **fact, this reflects that you had not only**  
12 **conversations, but you had meetings with him, correct?**

13 A. Based on my memory, I said that I didn't  
14 remember having any conversations with him.  
15 Obviously, this says that I did.

16 **Q. And today, do you remember pertaining to**  
17 **this memo, as you see it, what came in the meeting**  
18 **with Watters and Roach?**

19 MR. WIESER: Objection, misstates the  
20 evidence in the Exhibit 305.

21 **Q. (By Mr. Anderson) Well, that you intended to**  
22 **have. Do you recall having such a meeting?**

23 A. I do not recall having such a meeting. I  
24 assume from the document that I reported what I had  
25 been told.

1 Q. The second page under "Recommendation," this  
2 is a recommendation you are making as an Auxiliary  
3 Bishop to the then presiding Archbishop Roach,  
4 correct?

5 A. Correct.

6 Q. And under "Recommendation," you write, "It  
7 is my recommendation, given the seriousness of our  
8 exposure, that the Archdiocese posture itself in such  
9 a way that any publicity will be minimized." First,  
10 those are your words; weren't they?

11 A. If they're written here, they're my words.

12 Q. And that was your recommendation?

13 A. Apparently at the time, that was my  
14 recommendation.

15 Q. How does that make you feel reading that and  
16 the recommendation you made to the Archbishop at that  
17 time?

18 MR. GOLDBERG: Object to the form of the  
19 question. We're not here to ascertain his opinion,  
20 his feelings. We're here to get the facts. You can  
21 answer if you wish.

22 A. Obviously, based on some 25 years later, I  
23 would do it differently.

24 Q. (By Mr. Anderson) Don't you think you should  
25 have done it differently then?

1 A. I did what I did.

2 **Q. Don't you think the Archdiocese made a**  
3 **grievous mistake in trying to minimize publicity and**  
4 **posture itself in the way it did?**

5 A. I think counselors made mistakes. I think  
6 people in general made mistakes. I think the  
7 Archdiocese made mistakes.

8 **Q. Don't you think that the Archdiocese has to**  
9 **take responsibility for its mistakes, because if it**  
10 **doesn't, it's destined to repeat them?**

11 A. I know that several times people -- I, as a  
12 Bishop, have been told in many different places, you  
13 know, if you call it best practices, and I think it's  
14 in our best interest to do that.

15 **Q. This recommendation about given the**  
16 **seriousness of our exposure, when you use the term the**  
17 **seriousness of our exposure, that means yours and the**  
18 **Archdiocese's, correct?**

19 A. I don't remember what I was thinking, but as  
20 I read it now, I think I'm focusing on the Archbishop  
21 and the Archdiocese.

22 **Q. Is that exposure to go to jail? Were you**  
23 **concerned about being sent to jail for you -- for**  
24 **yours and the Archdiocese's failures at that time?**

25 A. I never remember being concerned about going



1 to jail.

2 Q. Well, when somebody says given the  
3 seriousness of our exposure, they're referring to  
4 something. Exposure to what? It's not exposure to  
5 climate change. It's exposure to some consequence.  
6 Is the consequence jail or publicity or scandal or  
7 what?

8 MR. GOLDBERG: Object to the form of that  
9 question.

10 A. Well, obviously, it would be scandal and  
11 also publicity.

12 Q. (By Mr. Anderson) Did you have concerns back  
13 then, Archbishop, that as you wrote this, that  
14 Archdiocesan officials could face some criminal  
15 liability for their role in being complicit in  
16 covering up or concealing the crimes by Adamson?

17 A. No, I don't remember I ever did that.

18 Q. Did you or any of the Archdiocesan officials  
19 consult criminal lawyers about your exposure at this  
20 time?

21 MR. WIESER: Object to the form of the  
22 question to the extent that it's a compound question.

23 Q. (By Mr. Anderson) Did you seek legal counsel  
24 on whether --

25 A. I did not seek any. I'm not aware of

1 anybody who did.

2 Q. Ted Collins, the lawyer you referred Adams  
3 to -- Adamson to did end up representing Adamson. Do  
4 you recall that?

5 A. I don't.

6 Q. Okay. The next sentence is, you write, "I  
7 would recommend that in cooperation with Bishop  
8 Watters, that Father Adamson be sent to the Paracletes  
9 in Albuquerque or to the House of Affirmation." Those  
10 are both treatment centers you knew to exist?

11 A. At the time, they were both.

12 Q. And they were often -- they were treatment  
13 centers used to send up clerics with problems, not  
14 just sexual abuse, but problems dealing with celibacy,  
15 chemical dependency and other things; is that correct?

16 A. I think and also emotional issues.

17 Q. And were these both treatment centers that  
18 had an affiliate with the Catholic Treatment Centers,  
19 funded by Bishops?

20 A. I don't believe they were funded by Bishops,  
21 but they were Catholic Treatment Centers.

22 Q. Did you also utilize St. Luke's back then?

23 A. I don't remember if we did or didn't.

24 Q. You had earlier said that you felt that the  
25 Archdiocese made mistakes in the handling of this

1 priest and others, but you seem to attribute more  
2 responsibility on the therapist. Do you think that  
3 the therapist, upon which you relied, either at the  
4 Service of Paracletes, Ken Pierre, Gendron or others  
5 that appear in this record, bear as much or more  
6 responsibility than the Archdiocesan officials who  
7 made the choices they did?

8 A. I think if you go back in history, I think  
9 the whole culture did not know what they were dealing  
10 with. I think therapists didn't. I don't think we  
11 fully understood. I don't think public school  
12 administrators understood it. I don't think we  
13 realized it was the serious problem it is.

14 Q. Well, mandatory reporting laws went into  
15 effect across the nation in 1973, Archbishop.

16 MR. GOLDBERG: I'm going to object to the  
17 form of that question.

18 MR. ANDERSON: Let me finish the question.

19 MR. GOLDBERG: Go ahead. I'm sorry.

20 Q. (By Mr. Anderson) And you knew at all times,  
21 while a priest, having been ordained in 1970, it was a  
22 crime for an adult to engage in sex with a kid. You  
23 knew that, right?

24 MR. GOLDBERG: I'm going to object to the  
25 form of that question now. You're talking about

1 mandatory reporting.

2 MR. ANDERSON: Okay. I'll -- if you don't  
3 like the question, I'll ask another question.

4 MR. GOLDBERG: Well, you've asked a  
5 conjunctive question. One doesn't --

6 MR. ANDERSON: Objection heard. I'll ask  
7 another question. Okay?

8 MR. GOLDBERG: Go ahead.

9 Q. (By Mr. Anderson) Archbishop, you knew it  
10 was a crime for an adult to engage in sex with a kid?

11 A. I'm not sure whether I knew it was a crime  
12 or not. I understand today it's a crime.

13 Q. When did you first discern that it was a  
14 crime for an adult to engage in sex with a kid?

15 A. I don't remember.

16 Q. When did you first discern that it was a  
17 crime for a priest to engage in sex with a kid who he  
18 had under his control?

19 A. I don't remember that either.

20 Q. Do you have any doubt in your mind that you  
21 knew that in the '70s?

22 A. I don't remember if I did or didn't.

23 Q. In 1984, you are a Bishop in the -- an  
24 Auxiliary Bishop in the Archdiocese of St. Paul/  
25 Minneapolis. You knew it was a crime then, right?

1 A. I'm not sure if I did or didn't.

2 Q. Well, you're talking about criminal sexual  
3 conduct in 1980, and you're talking about it again in  
4 1984, so you knew that to be correct, right?

5 A. What I said, I said, and if I -- if I wrote  
6 it, I said it.

7 Q. Do you know what other treatment centers  
8 were utilize by the Archdiocese besides the House of  
9 Affirmation, Dr. Gendron, Ken Pierre Consultation  
10 Services Center or the Service of Paracletes, to treat  
11 priests who had offended against kids?

12 A. There may have been others, but I don't  
13 remember.

14 Q. That funding was done by the Archdiocese as  
15 a part of a substantive evaluation; is that correct?

16 MR. WIESER: Object, foundation, if you  
17 know.

18 MR. GOLDBERG: Let me just ask you for  
19 clarification. I'm not sure. Are you talking about  
20 the cost of treatment that was paid by the diocese?

21 MR. ANDERSON: Yes.

22 MR. GOLDBERG: Are you talking about  
23 supporting the institution that was providing the  
24 treatment?

25 MR. ANDERSON: The cost of treatment.

1 MR. GOLDBERG: Did you understand the  
2 question that way?

3 THE WITNESS: No. I thought we were  
4 supporting the --

5 MR. ANDERSON: Okay. Let me clarify the  
6 question.

7 Q. (By Mr. Anderson) The funding for the  
8 treatment of the priests that was sent, in this case,  
9 to House of Affirmation, the Service of Paracletes,  
10 St. Luke's or any of the institutions where priests  
11 who had offended or abused kids and they were sent for  
12 treatment, is it correct to say the Archdiocese paid  
13 for that treatment?

14 MR. WIESER: And before you answer,  
15 Archbishop, it would be helpful just to have a time  
16 frame on this question as well.

17 MR. ANDERSON: We're in the 1984 time frame  
18 now.

19 A. I don't remember whether we did or didn't.  
20 I was never involved with the financial aspects of  
21 things.

22 Q. (By Mr. Anderson) You did get involved in  
23 meeting with the counselors, however, to help to  
24 determine whether or not an offender such as Adamson  
25 could be returned to ministry, and you understood that

1 Adamson had given a waiver of his privilege for you  
2 and other officials to consult with them?

3 MR. WIESER: Is that a question?

4 MR. ANDERSON: No. It was a bad question,  
5 so I'm going to ask a good question.

6 Q. (By Mr. Anderson) Did you understand that  
7 you had access, as an official of the Archdiocese, to  
8 his medical care providers, such as Gendron, Pierre,  
9 Service of Paracletes?

10 A. I would talk to them, but usually if there  
11 was something written, it was sent to the Archbishop.

12 Q. And did you ever meet with them personally  
13 concerning Adamson?

14 A. I remember meeting with Dr. Gendron, and the  
15 reason I remember meeting with him is it was in a  
16 parking garage, and he died like that week later, so  
17 it was just -- that kind of thing sticks in your  
18 memory.

19 Q. Sure. So now that we've reviewed some  
20 documents and explored some issues pertaining to  
21 sexual abuse, what you knew and how you viewed it, let  
22 me see if there's anything that has come to you in the  
23 time we spent together that changes your answer to  
24 this question.

25 At any time, Archbishop, while you were a

1 priest, a chancellor, an Auxiliary Bishop or an  
2 official to the Archdiocese from 1970 to '94, did you  
3 ever report any suspicions of sexual abuse by a priest  
4 to any law enforcement agency directly?

5 A. The first report I remember is in South  
6 Dakota.

7 Q. And so the answer to that question I just  
8 gave you pertaining to your tenure in the Archdiocese  
9 would have been, "No, I never reported it," correct?

10 A. I don't remember.

11 Q. And did you, during your tenure in the  
12 Archdiocese of St. Paul/Minneapolis from '70 to '94,  
13 ever order or advise any of your colleagues or  
14 subordinates or other officials to report suspicions  
15 of sexual abuse to law enforcement agencies?

16 A. I know I told parents. I may have told  
17 others. There may be examples that you're aware of,  
18 but I don't know. But if someone came to me and had  
19 information, firsthand information, I'm pretty sure I  
20 would tell them to report if they wanted to.

21 Q. But your answer to the question today is you  
22 have no memory of having ever told anybody to report  
23 to law enforcement or advised them to do so, correct?

24 MR. GOLDBERG: I'm going to object. I think  
25 that mischaracterizes his testimony given earlier this



1 morning.

2 MR. ANDERSON: Well, let me ask the question  
3 so that there's no ambiguity about it.

4 Q. (By Mr. Anderson) Did you, from 1970 to  
5 1994, ever advise or order any of your colleagues or  
6 other officials to make a report to law enforcement of  
7 suspicions of sexual abuse by one of the clerics?

8 A. I know I told parents. I think there's some  
9 memos we didn't see.

10 Q. I'm talking about colleagues and officials.  
11 Now, priests and officials.

12 MR. GOLDBERG: Well, that's a different  
13 question.

14 MR. ANDERSON: No, it's not. I asked  
15 colleagues and officials.

16 MR. GOLDBERG: Well, I thought you --

17 MR. ANDERSON: If you didn't understand the  
18 question, I'm going to get him to understand it, and  
19 then you listen to the question, too. Okay?

20 MR. GOLDBERG: You were talking about "or  
21 anyone."

22 MR. ANDERSON: No, I said -- listen. Let's  
23 get on the same page. It happens. Don't worry about  
24 it.

25 MR. GOLDBERG: I'm not worried about it.

1           **Q. (By Mr. Anderson) Okay. The question is**  
2 **from 1970 to 1994, did you ever order or advise any of**  
3 **the Archdiocesan officials or priests to report**  
4 **suspicious of sexual abuse?**

5           A. I don't remember if I did or didn't. I  
6 think I would have advised people that had firsthand  
7 information to call the police if they wanted to or to  
8 get the facts.

9           **Q. My question is, do you remember ever having**  
10 **done it? Yes or no?**

11          A. As I said, I don't remember whether I did or  
12 didn't.

13          **Q. Well, if you did, isn't that the kind of**  
14 **thing you would remember, just like you remembered**  
15 **Gendron's death --**

16                 MR. GOLDBERG: Objection.

17          A. -- and the conversation you had with him  
18 about a week before?

19                 MR. GOLDBERG: Object to the form of the  
20 question. It's argumentative.

21          A. I think there may have been people I did. I  
22 can't call to mind a name right now.

23          **Q. (By Mr. Anderson) Have you discussed -- have**  
24 **you discussed the current litigation or the handling**  
25 **of -- other than with your lawyers, the handling of**

1 the whole matter of the sexual abuse in the  
2 Archdiocese with any of your former colleagues for the  
3 Archdiocese? That would be Kevin McDonough, now  
4 Chancellor Eisenzimmer or anybody else?

5 MR. WIESER: Misstates the facts with regard  
6 to your representation about Chancellor Eisenzimmer.

7 MR. ANDERSON: Oh, former Chancellor  
8 Eisenzimmer. Sorry.

9 Q. (By Mr. Anderson) My question is have you  
10 discussed the whole matter of this litigation and the  
11 controversy surrounding that with anybody?

12 A. With the people you just mentioned, no.

13 Q. Who have you discussed it with besides the  
14 lawyers?

15 A. My sisters called me when it was in the  
16 paper.

17 Q. And anybody from the Archdiocese --

18 A. No.

19 Q. -- or affiliated with them?

20 A. No.

21 Q. Nobody other than family, correct?

22 A. (Witness nodding head.)

23 Q. Correct?

24 A. Correct, family.

25 Q. No conversation -- what about Harry Flynn?

1 **Ever have a conversation with him about how sexual**  
2 **abuse was to be handled or had been handled?**

3 A. The only communication I've had with Harry  
4 Flynn was inviting him to be on a committee three  
5 years ago, and he never came.

6 **Q. Okay. What about Kevin McDonough? Any**  
7 **conversations following your departure from the**  
8 **Archdiocese in '94, on the topic?**

9 A. We may have had conversations. Nothing  
10 particular comes to mind.

11 **Q. Anything recent?**

12 A. No.

13 MR. GOLDBERG: Counsel, just for  
14 clarification purposes, when was this case filed? I'm  
15 not sure he knows. You keep referring to controversy  
16 around this case, and I am not sure when this case was  
17 filed.

18 MR. WIESER: May.

19 MR. GOLDBERG: May of what year?

20 MR. ANDERSON: 2013.

21 MR. GOLDBERG: Oh, okay. So his questions  
22 are relating since May of 2013.

23 A. Only my sisters.

24 **Q. (By Mr. Anderson) When you take a memo like**  
25 **that marked "strictly confidential," and you said it**

1 was for the Archbishop's eyes only, where would that  
2 memo go once you prepared it for the Archbishop's eyes  
3 only, having marked it "strictly confidential"?

4 A. Since you have it, I assume he sent it to  
5 the file.

6 Q. Okay. And it would be sealed in the file?

7 A. Not necessarily.

8 Q. Was there a separate secret file maintained  
9 for confidential and scandalous material?

10 A. At one time, there was. I -- I don't know  
11 when that stopped.

12 Q. That was my next question. When did that  
13 practice stop?

14 A. I don't know.

15 Q. It was in place while you were a Chancellor;  
16 was it not?

17 A. It was.

18 Q. And was it still in place while you were  
19 auxiliary?

20 A. I wouldn't have known, because I wasn't  
21 Chancellor anymore. I think Kevin McDonough came in  
22 to replace me.

23 Q. As Chancellor, what was the protocol for  
24 scandalous material, and in what file was scandalous  
25 material kept?

1           A.    Depending on what it was, in the old days,  
2 years ago, I think anything that was considered  
3 scandalous would be sent to the secret archives. In  
4 my time, other than memos marked strictly  
5 confidential, it would go to the normal file.

6           **Q.    Under seal?**

7           A.    No, just --

8           **Q.    Just like that?**

9           A.    Yeah.

10          **Q.    Okay.  So when you say a secret archive,**  
11 **where was the secret archive, and who had access to**  
12 **it?**

13          A.    It was in the same file room, I think.

14          **Q.    In the vault?**

15          A.    In the vault on the main floor.

16          **Q.    Of the Chancery?**

17          A.    Yes.

18          **Q.    And that secret archive, who had access to**  
19 **that?**

20          A.    The Archbishop had a key, and the Chancellor  
21 had a key.

22          **Q.    And so the Archbishop Roach and you, as**  
23 **Chancellor, would have access to that --**

24          A.    Or chancellors before me or after.

25          **Q.    Did you, at any time while a Bishop of the**

1     **Archdiocese, ever become aware of a compilation of a**  
2     **list of offenders who had been accused or credibly**  
3     **accused in the Archdiocese of St. Paul/Minneapolis?**

4           A.    No.

5           **Q.    Did -- to your knowledge, did anybody ever**  
6     **try to compile such a list?**

7           A.    I think lists may have been compiled in  
8     dioceses at the time of the John Jay study. I'm not  
9     aware of -- I am not aware of any list in the  
10    Archdiocese, and I'm not aware of any list anywhere  
11    before that.

12          **Q.    So nothing before 2002 in any case?**

13          A.    Whenever that was.

14          **Q.    Okay. Actually, the charter was 2002. You**  
15     **attended the meeting of the Catholic Conference of**  
16     **Bishops in 2002. They made a promise, and then as a**  
17     **result of that, John Jay was commissioned, correct?**

18          A.    Yes.

19          **Q.    And then some data was supplied to them, and**  
20     **then some lists were compiled sometime after that, as**  
21     **you understand it?**

22          A.    In the Archdiocese of Sioux Falls, that's  
23     what we did.

24          **Q.    In the mid-'80s, let just say the '82, '83,**  
25     **'84 time frame, Archbishop, how much time do you think**

1 was devoted to handling and dealing with allegations  
2 of sexual abuse that were surfacing at that time in  
3 your capacity?

4 A. I would -- just guessing. This is an  
5 estimate. I have no -- I didn't keep a record. It  
6 would be well less than 10 percent of my time. Maybe  
7 less than five percent.

8 Q. And after you protested the assignment of  
9 Adamson to another parish to Archbishop Roach and he  
10 was assigned anyway, were you taken off the handling  
11 of all sexual abuse cases, or just that one?

12 A. For a while, it may have been all of them.  
13 If I was back on, there would be a document like this.  
14 I don't know how long that was, though. Certainly off  
15 of Adamson.

16 Q. Okay. So you can't be sure today whether  
17 you were allowed to continue on other cases. You were  
18 taken off that one?

19 A. For sure, I was taken off that one and maybe  
20 others. I was not very popular.

21 Q. Who besides the Archbishop with whom -- who  
22 else were you not popular with?

23 A. I don't know. You would have to ask them.

24 MR. GOLDBERG: You mean present company  
25 excluded?



1 MR. ANDERSON: No, no.

2 A. That I'm aware of, I was a priest, remember,  
3 and then I was auxiliary. Maybe some of the  
4 auxiliaries. I don't know. Maybe the Vicar Generals.  
5 I don't know. I was just out of the loop for a time.

6 Q. (By Mr. Anderson) I'm going to go through --  
7 there's a couple of exhibits. One is 275, and I'm  
8 going to show it to you, and on it there's a stamp  
9 that I'm going to ask you about and have you tell me  
10 about what that means.

11 And I'm handing you Exhibit 275. It's dated  
12 April 7, 1992. It's a memo to Bishop Carlson, Father  
13 McDonough from Archbishop Roach. At the top, there's  
14 a stamp that says "File, location, sex abuse. Date,  
15 4/7/92 by" -- whose initial is that? That would be --

16 A. I don't know.

17 Q. So what is the stamp, and what does this  
18 "Location, sexual abuse" file refer to here?

19 A. I assume a file. I've never seen this stamp  
20 before, so whoever used it, I don't know.

21 Q. Do you know in '92, was there a separate sex  
22 abuse file being maintained somewhere?

23 A. I don't know. I was out of the loop at that  
24 time.

25 Q. There's a little handwriting up at the

1 right-hand corner of the stamp, and I can't read it on  
2 the copy that I have. Can you identify that  
3 handwriting?

4 A. I can't.

5 Q. Do you know who wrote, under "location,"  
6 "sex abuse"? Because it's a different handwriting  
7 than the upper right-hand quadrant.

8 A. I don't.

9 Q. Look at Exhibit 276, and as she's handing  
10 that to you, we've got the same stamp, and this one's  
11 dated April 7, 1992, and it's a letter from Archbishop  
12 Roach. The recipient is blocked out, as we say,  
13 redacted, but the stamp, the same stamp appears. At  
14 the top, somebody writes in hand, "sex abuse." Whose  
15 handwriting is that?

16 A. I have no idea.

17 Q. And then again we see a "location, sex  
18 abuse," and it's kind of the same thing of the earlier  
19 document. Can you illuminate me on -- on what the  
20 stamp is or where this file is and what this means?

21 A. I never saw the stamp, so I don't know. I  
22 also was not Chancellor at this time.

23 Q. Let's go back to 275 for a moment. It's to  
24 you from Archbishop Roach and to also Father  
25 McDonough, and it says, "I met Blank on April 6, 1992.

1 They received [sic] with me the long history of their  
2 family association with Michael Kolar, Ken LaVan, Bob  
3 Kapoun, Jim Finnegan, Joe Wajda, Tom Adamson and  
4 Sister Sue Ahmiller." Now, tell me what that long  
5 history was and what you know about that.

6 MR. WIESER: Just note it for the record  
7 that that was a misstated -- the first line of that  
8 paragraph.

9 MR. ANDERSON: Did I read it wrong?

10 MR. GOLDBERG: The word "reviewed."

11 MR. ANDERSON: Oh, okay. I'll read it  
12 again. I don't -- it was inadvertent.

13 MR. WIESER: He can -- the witness can  
14 obviously read it.

15 MR. ANDERSON: Is it okay?

16 MR. WIESER: Yeah.

17 Q. (By Mr. Anderson) So the question is what  
18 can you tell me about this?

19 A. I have absolutely no memory of ever  
20 receiving this.

21 Q. Do you remember taking any action responsive  
22 to this at all?

23 A. I was involved with parishes in St. Paul at  
24 the time.

25 Q. This is '92. You're an Auxiliary Bishop.

1           A.    By that time, we had been divided into three  
2 regions.

3           **Q.    You had a vicariate.**

4           A.    I had a vicariate sample.

5           **Q.    But you had a history with Mike Kolar.  You**  
6 **had been a year behind him and had known him a long**  
7 **time.**

8           A.    He was my spiritual director at one time.

9           **Q.    You also were a year behind him at the**  
10 **seminary, right?  A close friend.**

11          A.    No, not a close friend.  He was my spiritual  
12 director.

13          **Q.    Okay.**

14          A.    You don't usually choose close friends as  
15 your spiritual director.

16          **Q.    And you know Kevin LaVan?**

17          A.    I followed him into a parish.

18          **Q.    And you had known Bob Kapoun?**

19          A.    He was another associate with me at  
20 St. Raphael's.

21          **Q.    And Jim Finnegan, how did you know him?**

22          A.    I think I taught him in the seminary, one  
23 course on marriage.

24          **Q.    And what do you know about his -- what**  
25 **history he had that's being referred to here?**

1 A. I have no idea.

2 Q. So you know nothing about this document or  
3 the history being referred to here?

4 A. Based on the stamp, I don't think I ever  
5 received it.

6 Q. Well, it's sent to you, though. Why would  
7 you say you didn't receive it?

8 A. I have no memory of receiving it. I don't  
9 believe I did receive it. I don't know why my name's  
10 on it.

11 Q. But the other document I showed you, you  
12 said you had no memory of receiving it either?

13 A. I didn't prepare this one.

14 Q. In here, Kapoun is mentioned. I'm going to  
15 ask you some questions about him. In 1971 to '73 -- I  
16 think you just mentioned this -- you were at  
17 St. Raphael's with him in Crystal?

18 A. Correct.

19 Q. And did it come to your attention that  
20 Kapoun had abused?

21 A. I was informed after I left the parish by  
22 the family of one person. I'm not sure if he's the  
23 one that came forward or not.

24 Q. And what were you told?

25 A. I was told by the parents after he had been

1 removed from the parish that their son had been abused  
2 by him.

3 **Q. And what did you do?**

4 A. They said they had called the diocese. I  
5 didn't do anything.

6 **Q. Did you call the police?**

7 A. I did not.

8 **Q. What year was that?**

9 A. I don't remember.

10 **Q. Was it while you were at St. Raphael's or**  
11 **after you had been at St. Raphael's?**

12 A. It was after I had left St. Raphael's in  
13 1972.

14 **Q. How long after you left St. Raphael's --**  
15 **actually, I think you left St. Raphael's in '73;**  
16 **didn't you?**

17 A. I thought it was '72.

18 **Q. In any case, how long after you left St.**  
19 **Raphael's did you get this report?**

20 A. Well, I don't remember, because I was a  
21 social friend of the parents at some point.

22 **Q. What led you to believe that it had been**  
23 **reported to the Archdiocese?**

24 A. I believe they told me, but I'm not sure  
25 that -- they told me it had been reported, but I'm not

1 sure if they're the ones that reported it or didn't.

2 I just don't remember.

3 Q. Do you recall, Archbishop, that, in fact,  
4 Kapoun was still in the parish, and it was the family  
5 that was so upset because their son had been so -- had  
6 been abused, and they were insisting that he be  
7 removed? Do you remember that?

8 A. I don't remember if that was the family that  
9 talked to me.

10 Q. Okay. Let's look at Exhibit 282. It's  
11 dated April 12, 1984. It's a memo to Archbishop John  
12 R. Roach. It's from you. That means it was prepared  
13 by you, correct?

14 A. That's correct.

15 Q. "Subject: Father Robert Kapoun." It  
16 states, "Bishop Bullock and I met with Father Kapoun  
17 on Wednesday, April 11, 1984 to discuss his  
18 relationship with Blank and the Blank family." Do you  
19 remember that meeting?

20 A. I don't remember it, but if I wrote it here,  
21 it's what happened.

22 Q. Okay. It goes on to state, "Blank is saying  
23 that Father Kapoun invited him to the house rather  
24 often. They would give each other back rubs for a  
25 period of about two years. Father would give Blank

1     haircuts.  He had the boy strip down to his underwear  
2     shorts, and Father Kapoun was nude.  After the  
3     haircut, they would take showers together, washing  
4     each other's back, and Blank said that Father Kapoun  
5     would masturbate himself."  This is a report of sexual  
6     abuse; isn't it?

7           A.     Correct.

8           Q.     And do you remember receiving this  
9     information?

10          A.     I don't remember it, but if I wrote it, it  
11     happened.

12          Q.     Do you remember Father Kapoun's explanation  
13     for his conduct?

14          A.     I don't.

15          Q.     Let's look at the next paragraph.  You  
16     write, "Father Kapoun states that masturbation never  
17     took place and that he has no problem with  
18     masturbation.  The boy described it as a flow of  
19     mucous."  Do you remember Kapoun trying to wiggle his  
20     way out of that one?

21          A.     I don't.

22          Q.     It goes on to state, "The boy stated that on  
23     several occasions he and Father would sleep in the  
24     same bed, and Father Kapoun had to be very close to  
25     him.  This would happen even when there were other



1 empty beds in the same room." Do you remember that?

2 A. If it's here -- if this what was said to me,  
3 I don't remember it.

4 Q. You go on to write, "Father Kapoun would  
5 take Blank to racquetball clubs and insist that they  
6 take a sauna together in the nude." It sounds a lot  
7 like what Adamson had been doing, huh?

8 A. There seems to be a similarity.

9 Q. On recommendation, this would be a  
10 recommendation to the, again, Archbishop Roach,  
11 correct?

12 A. Correct.

13 Q. You write, "The family insists that Father  
14 Kapoun move. If this does not happen, they will go to  
15 county sheriff. The father of the boy stated this to  
16 Bishop Bullock." You recorded that, correct?

17 A. I did.

18 Q. And so Kapoun was moved; wasn't he?

19 A. I believe he resigned the parish and went  
20 into treatment.

21 Q. And when he resigned the parish, the people  
22 in the parish were not told the real reason for his  
23 resignation; were they?

24 A. I can't say for sure, because the case I  
25 talked about was another person who --

1 Q. So it wasn't even this one. It was a  
2 different one?

3 A. Okay.

4 Q. And the one you were talking about was  
5 before this?

6 A. I don't know if it was before or after.

7 Q. Well, this is '84. This is about ten years  
8 after you left St. Raphael's, so --

9 A. I don't remember.

10 Q. In any case, it was not reported to the  
11 police because the Archdiocese moved Kapoun out of the  
12 parish at the request of the father and in lieu of a  
13 report, correct?

14 A. I've sent this to the archbishop. I wasn't  
15 involved after that.

16 Q. It was the Archbishop that made the choice  
17 to move him out, the conscious choice to move him out?

18 A. I don't know who made the final choice. The  
19 Archbishop is the only one that can act on the choice.

20 Q. But you made the recommendation.

21 A. I made these recommendations, yes.

22 Q. Let's look at Exhibit 245. This one is  
23 dated April 13, 1984. It's a memo to Bishop Carlson,  
24 CC'd to Korf from Archbishop Roach regarding Kapoun.  
25 You received this, I trust?

1           A.    I'm just in the process of reading it.  I  
2    don't remember receiving it.

3           **Q.    Okay.  It is written, in any case, to you,**  
4    **and in the third paragraph, it states, "I'm asking**  
5    **Bishop Carlson to call the father to assure him that**  
6    **Father Kapoun is moving and ask the father now to drop**  
7    **the whole situation."  Did you do that?**

8           A.    No.

9           **Q.    How can you assert to me that you didn't do**  
10   **that when you can't remember anything about this event**  
11   **until you made that assertion?**

12          A.    Because I have no memory of asking anybody  
13    to drop anything.  In fact, I encouraged them to call  
14    the police.

15          **Q.    Whose little initial is that at the bottom**  
16   **of that?**

17          A.    Archbishop Roach.

18          **Q.    Exhibit 250 reflects that Kapoun was then**  
19   **assigned by the Archbishop to other parishes.**

20                MR. GOLDBERG:  Can we have that?

21                MR. ANDERSON:  If you want to.

22                MR. GOLDBERG:  Well, I don't -- it's not --  
23    it's your deposition, but you're referencing that.

24          **Q.    (By Mr. Anderson) The records reflect that**  
25   **he was assigned to a parish in Heidelberg and**

1     **Lexington. My question to you is did the Archdiocese**  
2     **make any -- or any official of the Archdiocese make**  
3     **any disclosure to the parishioners at Heidelberg or**  
4     **Lexington or any other parish where Kapoun worked**  
5     **about the history now known to the Archdiocese and the**  
6     **reason for his transfer?**

7             A. I don't know. Other than the initial  
8     involvement, I don't think I was involved, other than  
9     the initial memo -- memo, and this was not in my  
10    region, so I wouldn't have been involved in handling  
11    anything.

12            **Q. My question to you, then, is more global.**  
13     **At any time, to your knowledge, at any time when a**  
14     **priest was moved or transferred by reason of sexual**  
15     **abuse, was there ever a public disclosure made to the**  
16     **parish where he had been now newly assigned about the**  
17     **history of abuse known to the Archdiocese, in your**  
18     **experience?**

19            MR. GOLDBERG: Object to the form. There's  
20    no time frame.

21            MR. ANDERSON: At any time.

22            MR. GOLDBERG: You're talking about during  
23    his entire tenure in Minneapolis/St. Paul?

24            MR. ANDERSON: Yes.

25            MR. GOLDBERG: Archbishop or what?

1 MR. ANDERSON: Yeah.

2 Q. (By Mr. Anderson) Was there ever a  
3 disclosure of sexual abuse to the parishioners where a  
4 priest was assigned who had a history?

5 A. It's a difficult question to answer for this  
6 reason, because we've done so much of that in the  
7 other three dioceses where I've been in, and I don't  
8 remember when it all started and when it all ended.  
9 But we were most aggressive in the number of dioceses  
10 I've been in in reporting people who had been abused  
11 and going out to all the parishes. We even went back  
12 to a case in 1941 or something.

13 Q. That was in Sioux Falls you're talking  
14 about.

15 A. But I remember -- I can't sort it all out.

16 Q. Okay. I have to direct your attention now  
17 to the Archdiocese of St. Paul/Minneapolis, you know,  
18 which brings you up to 1994. In that time,  
19 Archbishop, can you think of any instance where the  
20 Archdiocese made a disclosure to a parish and those in  
21 it concerning a priest being assigned to that parish  
22 who had a history of sexual abuse, such as Kapoun or  
23 Adamson or anybody else?

24 A. I wasn't involved in any of those actual  
25 assignments, so I don't know. I do know that I went

1 out to parishes before I left the Archdiocese, at  
2 least one or two cases, and I had told them that the  
3 priest had abused.

4 **Q. When was that?**

5 A. I don't remember the year, but it was the  
6 parish by the Mendota Bridge.

7 **Q. What priest?**

8 A. I think it was Turner.

9 **Q. Any others in which you either made a**  
10 **disclosure to any of the parishioners or, to your**  
11 **knowledge, the Archdiocese made any disclosure to**  
12 **parishioners who are now being -- having a priest**  
13 **assigned to a parish who had a history of having**  
14 **offended?**

15 A. The one I mentioned comes to mind. No  
16 others do.

17 **Q. In the case of Kapoun, look at Exhibit 246.**  
18 **It's dated 1987. And this is a letter to you from**  
19 **St. Luke's or St. Bernardine Clinic from Frank**  
20 **Valcour; is it not?**

21 A. I don't remember ever seeing this, so I'd  
22 have to read it to see, or I'll check the name at the  
23 end.

24 **Q. Okay. Well, it's addressed to you, in any**  
25 **case?**

1 A. I see that.

2 Q. Do you remember sending Kapoun to see  
3 Valcour?

4 A. I don't.

5 Q. Beyond what we have covered, do you have any  
6 independent memory of how you handled Kapoun or what  
7 you did or recommended to the Archbishop to do beyond  
8 what has been covered?

9 A. No.

10 Q. Do you remember that Kapoun was diagnosed  
11 with ephebophilia?

12 A. I do not.

13 Q. Do you remember he was identified as a risk  
14 of harm to children?

15 A. I don't remember that either.

16 Q. Do you remember the Archbishop permitting  
17 him to continue in parishes without warning or  
18 disclosure to the parishioners about the diagnosis or  
19 the risks known?

20 A. I don't.

21 Q. Do you know what ephebophilia is?

22 A. Ephebophilia, I believe, is the sexual  
23 attraction to teenagers.

24 Q. Ephebophilia and pedophilia are often  
25 interchanged in nomenclature; aren't they?

1           A.    I don't think epehebophilia is very well  
2 understood.

3           **Q.    It's more in the medical community?**

4           A.    Uh-huh.

5           **Q.    Yes?**

6           MR. GOLDBERG:  What?  I didn't --

7           MR. ANDERSON:  The medical community.

8           MR. WIESER:  Foundation.  Objection,  
9 foundation.

10          **Q.    (By Mr. Anderson) I'll direct your attention**  
11 **to Exhibit 247, Archbishop.  It's dated -- as she**  
12 **pulls it out -- June 1st, 1987.  It's a memo to**  
13 **Archbishop Roach from you, Bishop Carlson, regarding**  
14 **Reverend Robert Kapoun.  It begins by stating, "After**  
15 **confirmation at Heidelberg yesterday, I met with**  
16 **Father Bob Kapoun concerning his report from the**  
17 **St. Luke Institute in Maryland."  That's the report I**  
18 **just referred you to.**

19          A.    Okay.

20          **Q.    And do you remember this?**

21          A.    I don't.

22          **Q.    Okay.  Look at Item No. 2.  You write to**  
23 **Archbishop Roach, "Father Kapoun will meet with me**  
24 **every three months."  Were you required to do that?**

25          A.    I don't remember if the Archbishop told me



1 or not, but it's there.

2 Q. Did you do that?

3 A. I don't remember.

4 Q. And was that to do -- to supervise him, to  
5 keep him from re-offending?

6 A. I assume the Archbishop asked me to do this.  
7 I don't remember what he had in mind.

8 Q. In 1996, the case of ██████████ vs. the  
9 Archdiocese of St. Paul/Minneapolis went to trial.  
10 Did you testify in that?

11 A. I don't think I did.

12 Q. I'm going to ask you some questions about  
13 Father Ken LaVan, who is another priest mentioned in  
14 that document.

15 MR. GOLDBERG: Which document?

16 MR. ANDERSON: It was an earlier document  
17 where there was a number of priests listed. Ken  
18 LaVan --

19 MR. GOLDBERG: Oh, 275?

20 MR. ANDERSON: Yeah.

21 MR. GOLDBERG: Okay.

22 Q. (By Mr. Anderson) Did it come to your  
23 attention in 1988 that he had abused two teenaged  
24 girls?

25 A. I don't believe so.

1 Q. Did you ever learn that he had abused kids?

2 A. I don't believe I ever did, but, again,  
3 there may be a memo.

4 Q. Let's look at Exhibit 33, and it is dated  
5 later in time, but makes a reference back in time, and  
6 the exhibit, just for the purposes of brevity, let me  
7 represent to you is to Archbishop Flynn, Pates, Sister  
8 Dominica, Andrew Eisenzimmer from Kevin McDonough.  
9 Now, it's dated November 3rd, 2005, but it refers back  
10 to a history now being referred to, so you may know  
11 something about, so let me direct your attention to  
12 that. In the middle of the second paragraph, it is  
13 written by McDonough, "It embarrasses me to  
14 acknowledge once again a lapse in memory on my own  
15 part. Although I have dealt with LaVan for many years  
16 about his boundary violations with adult females, I  
17 had forgotten that there were two allegations in the  
18 late 1980s concerning sex involvement with teen-aged  
19 girls."

20 My question to you is do you know anything  
21 about LaVan's sexual involvement in the mid-'80s with  
22 teen-aged girls that Kevin McDonough is referring to  
23 here?

24 A. Kevin is referring to the late '80s. I have  
25 no knowledge.

1 Q. Okay. Do you recall sending LaVan to  
2 Gendron?

3 A. I don't.

4 Q. Let's look at Exhibit 251. This would be a  
5 letter from Joe Gendron dated February 14, to you,  
6 "The Most Reverend Bishop Robert Carlson" and  
7 regarding Father Kenneth LaVan, and begins by stating,  
8 "Dear Bishop Carlson, I saw Father Kenneth LaVan for  
9 psychiatric evaluation and had Dr. Paul Arnold see  
10 him for psychological testing." You got this; didn't  
11 you?

12 A. I don't remember getting it.

13 Q. Do you have any memory of, or did you ever  
14 take any action concerning LaVan, either by sending  
15 him to St. Luke's or returning him to ministry?

16 A. I don't remember doing that. I notice this  
17 is with an adult woman. Before you were talk about  
18 two teen-aged girls, so I'm a little bit confused.

19 Q. Yes. Kevin McDonough is referring to him  
20 having had a history with -- inappropriate conduct  
21 with adult women, but also the two teen-age girls.  
22 This one refers to adult women, correct?

23 A. It says that, yes.

24 Q. Do you recall him being identified as  
25 dangerous?

1 A. I don't.

2 Q. Look at Exhibit 252. It's dated  
3 February 25, 1986, a memo to Archbishop Roach, Father  
4 Michael O'Connell and Father Bill Kenney from Bishop  
5 Carlson. Subject: Report from Dr. Gendron. The last  
6 sentence -- and that's your initial there; isn't it?

7 A. It is.

8 Q. The last sentence, you write, "Given the  
9 liability it involves and the fact that this report  
10 puts on notice, I think we will have to treat this as  
11 a rather serious case."

12 What can you tell me about what you're  
13 writing and why you're writing it and what's going on  
14 here?

15 MR. GOLDBERG: Object to the form of the  
16 question.

17 A. I don't remember what went into writing it,  
18 but I can say whatever I wrote was what the facts  
19 were, and that's what I said, but I don't remember  
20 anything more.

21 Q. (By Mr. Anderson) What about Father Hedrick?  
22 Father Hedrick is a priest you knew because you had  
23 been assigned as a co-pastor with him at some point in  
24 time?

25 A. Yes.

1 Q. And where was that parish at?

2 A. St. Margaret Mary's in Golden Valley.

3 Q. And what period of time?

4 A. I was there, I think -- I thought it was  
5 1972 to 1975 or '76.

6 Q. Well, '72 would have put you at St.  
7 Raphael's.

8 A. Well, we moved in the summertime.

9 Q. Okay. So did you go from St. Raphael's to  
10 St. Margaret Mary?

11 A. Yes.

12 Q. And you were there with Hedrick?

13 A. I was.

14 Q. What did you -- did you learn that he had  
15 abused?

16 A. I don't believe I learned that when I was  
17 there.

18 Q. When did you learn it?

19 A. I believe I was told when I came to do his  
20 funeral.

21 Q. And what year was that?

22 A. I don't remember. Whatever year he died.

23 Q. And before his death, it's your testimony  
24 that you never received any information, reports or  
25 had any knowledge that he, in fact, had abused youth?

1 A. I don't believe I did.

2 **Q. And what did you learn after he died about**  
3 **his history, and from whom?**

4 A. I don't remember who it was from, but when I  
5 was coming to do his funeral, they said we've got to  
6 know this exists, and I thought it was somebody he  
7 abused at the state training school. That's what I  
8 remember.

9 **Q. There was a training -- for boys?**

10 A. Correct.

11 **Q. And that's all you knew or heard?**

12 A. That's what I heard, and it's the kind of  
13 thing you hear sacristy as you're getting ready to say  
14 Mass.

15 **Q. I'll direct your attention to Father Kern,**  
16 **Jerome Kern. You knew him to be a priest of the**  
17 **Archdiocese?**

18 A. Yes.

19 **Q. And did you learn that he had been reported**  
20 **to have abused two boys in 1969?**

21 A. I don't remember that.

22 **Q. Did you ever hear or learn that he had been**  
23 **reported to have abused minors?**

24 A. I don't remember hearing that, but I would  
25 have written a memo if there was.

1 Q. Let's look at Exhibit 293. Archbishop, this  
2 one is dated June 15, 1987. It's from Michael J.  
3 O'Connell. The subject is an "An Incident of Alleged  
4 Sexual Abuse of Minors by Father Jerome Kern." And it  
5 begins by stating "On May 4, 1987, Bishop Robert J.  
6 Carlson and Father Michael J. O'Connell met with  
7 Blank." And presumably the victims or the families of  
8 the victims' names have been taken out of there to  
9 protect their identity. It goes on to state, "They  
10 asked to meet with us because of the publicity around  
11 Father Adamson's sexual abuse of children case in the  
12 Blank, brought the Blank events back. They are not  
13 vindictive about their motives. Rather, they felt  
14 they were never given any information by the  
15 Archdiocese after Father Kern was moved from Blank,  
16 and they wanted to know if he had been given any  
17 treatment or had any follow-up after he was moved to  
18 Edina in 1969." My question to you is what can you  
19 tell me about this?

20 A. I have no memory of this at all. It says I  
21 was there, so I guess I was there, but I don't  
22 remember.

23 Q. The third paragraph down says, "Blank  
24 indicated that he was picked up by Father Kern  
25 allegedly to help him to swim, although Blank

1 indicated that he could swim very well without  
2 assistance. Blank alleges that Father Kern slipped  
3 his hand inside his tight cut-off jeans and, in fact,  
4 touched his genitals." You knew that to be sexual  
5 abuse?

6 A. I don't remember even hearing that.

7 Q. But in any case, at least as described in  
8 this memo, to which you are at least in attendance,  
9 sexual abuse is being described here, correct?

10 A. That's that I would assume, given the period  
11 that Father O'Connell handled it from there. I don't  
12 remember.

13 Q. And the last sentence of the next paragraph,  
14 it goes on to state, "And touched his genitals on a  
15 number of occasions." You knew that to be a crime?

16 A. I don't remember him saying it.

17 Q. But you knew a priest touching the genitals  
18 of a kid to be a crime; did you not?

19 A. Yes.

20 Q. The second page, the top of it, it states,  
21 "Father Kern did not deny that he did these things to  
22 the boys." Do you remember that?

23 A. I don't.

24 Q. The third paragraph down says, "On June 5th,  
25 1987, Bishop Robert Carlson, Father Michael O'Connell



1 and Father Jerome Kern met in Father O'Connell's  
2 office." Do you remember that?

3 A. I don't.

4 Q. The next paragraph says, "When Father  
5 O'Connell asked him if his motives and intentions were  
6 as inappropriate as the events seemed to describe, he  
7 admitted that his actions were totally inappropriate."  
8 Do you remember that?

9 A. I don't.

10 Q. Did you or to your knowledge any official of  
11 the Archdiocese report any of this as included in this  
12 memo to any law enforcement agency?

13 A. I did not report it, and after this meeting,  
14 I wasn't involved.

15 Q. The last paragraph -- the second-to-last  
16 paragraph says, "Bishop Carlson told Father Kern that  
17 he saw Father Kern enter a part of Loring Park in  
18 Minneapolis at a time of night when a high degree of  
19 homosexual soliciting takes place." What can you tell  
20 me about what you saw in that connection and what this  
21 refers to?

22 A. We were coming from a gathering of clergy of  
23 St. Olaf's, and at the time I was at a parish in South  
24 Minneapolis, and I forget the street that you drive  
25 around the park to get to, but it's where the Guthrie

1 used to be, and then you head south.

2 Q. So what did -- what did you see?

3 A. I saw him walking into the park.

4 Q. I'm going to refer to Exhibit 133, and it is  
5 a 1987 -- excuse me, 1993, the file of Jerome Kern  
6 from Kevin McDonough. The subject is "A Report of  
7 Abuse by [REDACTED]." And you'll see at the second  
8 page, you are copied on this. Today, do you remember  
9 having seen it?

10 A. No, I don't.

11 Q. Okay. This document reports sexual abuse,  
12 and McDonough, given the fact that there's some  
13 publicity, makes a statement to the parish. Did you  
14 become aware of statements being made to the parish at  
15 that time?

16 A. No. This would have been Bishop Sharon's  
17 area, so I wouldn't have been involved.

18 Q. [REDACTED] made a complaint similar to  
19 that that was read before that Kern put his hand on  
20 his genitals. Did you become aware that Archbishop  
21 Roach and Kevin McDonough represented to the parish  
22 that there had been no earlier accusations concerning  
23 Kern?

24 A. I did not.

25 Q. Did you become aware that they led the

1 people in the parish in 1993 to believe that Kern had  
2 been wrongfully accused by [REDACTED] ?

3 A. I did not.

4 Q. So you didn't know anything about the  
5 [REDACTED] matter and Kern?

6 A. No. It was not in my area. I wouldn't have  
7 been involved.

8 Q. What about Jeub? Did you get involved with  
9 Jeub and allegations of abuse against him?

10 A. No.

11 Q. Unless there's a document that says I did.  
12 Exhibit 260. Let's look at that for a moment, and  
13 Exhibit 260 is a memo dated April 11, 1991, to  
14 Archbishop John Roach, Bishop Robert Carlson and  
15 Father Michael O'Connell. So here we have a memo,  
16 right?

17 A. We do.

18 Q. And the topic, it's from McDonough, and it's  
19 "Another alleged victim of Father Richard Jeub." Do  
20 you remember this, Archbishop?

21 A. I do not.

22 Q. You don't dispute that the memo was sent to  
23 you; do you?

24 A. I don't dispute the fact that it lists that  
25 the memo was sent to me, but I have no memory of it.

1 Q. In the second paragraph, it says, "First  
2 this woman was a childhood friend and associate of  
3 another young woman who, as a teenager, was also the  
4 victim of some sexual misconduct on the part of Father  
5 Jeub." Does that refresh your recollection?

6 A. It does not.

7 Q. On the second page, in the middle of the  
8 paragraph, the third paragraph begins by stating,  
9 "This is the first allegation I have heard that the  
10 Archbishop had prior knowledge that Jeub exhibited  
11 abusive or exploitive behavior. Clearly, if such  
12 knowledge could be demonstrated, it would indicate a  
13 serious problem with our dealing with him in the late  
14 1960s or early 1970s." Does that refresh your  
15 recollection about this?

16 A. It does not.

17 Q. Do you recall that Jeub -- and then the  
18 third paragraph, at the end of the last sentence, it  
19 states, "I am afraid, however, that Jeub's  
20 recollection will be just as idyllic and inaccurate.  
21 And it leads me to question the progress that he has  
22 made in therapy."

23 So it's indicating here that Jeub is, like,  
24 denying the abuse. In your experience from 1970 to  
25 1994, serving the Archdiocese and even to today, is it

1 your experience, Archbishop, that these offenders,  
2 when confronted, usually deny the abuse?

3 A. Not all.

4 Q. But more often than not?

5 A. Many did. Many did.

6 Q. Yeah. And you also met with a lot of  
7 victims too; haven't you?

8 A. I have, and continue to meet with victims.

9 Q. And in that experience, Archbishop, is it  
10 fair to say that it's painful for you and painful for  
11 the victims to even be discussing this?

12 A. It's painful for both of us.

13 Q. And is it also your experience, informed by  
14 the many years in ministry and various -- when victims  
15 come forward, oftentimes they don't report the abuse  
16 at the time of it, that it takes them years to do so?

17 A. I have no sense of that in any, you know,  
18 organized or official way. I think it's different for  
19 different people, but I don't know.

20 Q. How many reports have you received at any  
21 time where the abuse was recent? That means within  
22 the last year or two.

23 A. Well, we had one in this Archdiocese about a  
24 year ago.

25 Q. But other than that one, were there any

1 reports made to you where the abuse was recent in time  
2 in contrast to all the others where the abuse was back  
3 in time, and now the survivor was --

4 A. The one I mentioned, but I just don't  
5 remember.

6 MR. GOLDBERG: I wonder is this a good time  
7 to --

8 MR. ANDERSON: Sure.

9 MR. GOLDBERG: Well, you know, I don't want  
10 you running out of time. That's most important.

11 MR. ANDERSON: Oh, no. I think we should  
12 take a break.

13 VIDEOGRAPHER: The time is 3:00 p.m. We are  
14 off the record.

15 (Whereupon a break was taken.)

16 VIDEOGRAPHER: The time is 3:10. We are  
17 back on the record.

18 MR. ANDERSON: Archbishop, I have no further  
19 questions. Thank you.

20 THE WITNESS: Thank you.

21 VIDEOGRAPHER: The time is 3:10. We are off  
22 the record. This concludes today's deposition of  
23 Archbishop Carlson.

24 MR. WIESER: I have no questions for the  
25 Archdiocese.

1 MR. BRAUN: And none for the Diocese of  
2 Winona.

3 MR. WIESER: E-tran. Condensed. Send the  
4 page to me.

5 MR. BRAUN: I'll take the same.

6 MR. ANDERSON: Everything. We want the E.  
7 We want the condensed. We want the regular and HD  
8 DVD. (Signature not  
9 waived.)

10 (WHEREIN, the deposition was concluded at 3:00 p.m.)

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CERTIFICATE OF REPORTER

I, Brenda Orsborn, a Certified Court Reporter (MO CCR No. 914) and Certified Shorthand Reporter (IL CSR No. 084-003460), do hereby certify that the witness whose testimony appears in the foregoing deposition was duly sworn by me; that the testimony of said witness was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this deposition was taken, and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

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Brenda Orsborn



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COURT MEMO  
IN THE CIRCUIT COURT, CITY OF ST. LOUIS  
TWENTY-SECOND JUDICIAL CIRCUIT  
STATE OF MISSOURI

DOE 1 )  
vs. )  
ARCHDIOCESE OF ST. PAUL AND )  
MINNEAPOLIS, DIOCESE OF WINONA )  
and THOMAS ADAMSON )

CERTIFICATE OF OFFICER AND STATEMENT OF DEPOSITION CHARGES  
(Rule 57.03(g)(2)(a) & Sec. 492.590 RSMO 1985.)  
DEPOSITION OF ARCHBISHOP ROBERT CARLSON  
MAY 23, 2014

Name and address of person or firm having custody of the  
original transcript: Mr. Jeff Anderson  
Jeff Anderson & Associates P.A.  
366 Jackson Street, Suite 100  
St. Paul, Minnesota 55101

TAXED IN FAVOR OF: Mr. Jeff Anderson  
TOTAL: \$  
TAXED IN FAVOR OF: Mr. Thomas B. Wieser  
TOTAL: \$  
TAXED IN FAVOR OF: Mr. Thomas R. Braun  
TOTAL: \$

Upon delivery of transcript, the above charges had not yet  
been paid. It is required that all charges will be paid  
in the normal course of business.

MIDWEST LITIGATION SERVICES  
711 N. 11th Street  
St. Louis, Missouri 63101

\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires:

1 MIDWEST LITIGATION SERVICES

2 June 5, 2014

3 Mr. Thomas B. Wieser  
4 Meier, Kennedy & Quinn  
5 Bremer Tower, Suite 2200  
6 445 Minnesota Street  
7 St. Paul, Minnesota 55101

8 IN RE: DOE 1 vs. ARCHDIOCESE OF ST. PAUL AND  
9 MINNEAPOLIS, DIOCESE OF WINONA and THOMAS  
10 ADAMSON

11 Dear Mr. Wieser:

12 Please find enclosed your copies of the deposition of  
13 ARCHBISHOP ROBERT CARLSON taken on May 23, 2014 in the  
14 above-referenced case. Also enclosed is the original  
15 signature page and errata sheets.

16 Please have the witness read your copy of the  
17 transcript, indicate any changes and/or corrections  
18 desired on the errata sheets, and sign the signature  
19 page before a notary public.

20 Please return the errata sheets and notarized  
21 signature page to Jeff Anderson for filing prior to  
22 trial date.

23 Sincerely,

24 Ms. Brenda Orsborn, RPR/CSR/CCR

25 Enclosures

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ERRATA SHEET

Witness Name: ARCHBISHOP ROBERT CARLSON

Case Name: DOE 1 vs. ARCHDIOCESE OF ST. PAUL AND  
MINNEAPOLIS, DIOCESE OF WINONA and THOMAS  
ADAMSON

Date Taken: MAY 23, 2014

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Witness Signature: \_\_\_\_\_

1 STATE OF \_\_\_\_\_)

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3 COUNTY OF \_\_\_\_\_)

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5 I, ARCHBISHOP ROBERT CARLSON, do hereby certify:

6 That I have read the foregoing deposition;

7 That I have made such changes in form

8 and/or substance to the within deposition as might

9 be necessary to render the same true and correct;

10 That having made such changes thereon, I

11 hereby subscribe my name to the deposition.

12 I declare under penalty of perjury that the

13 foregoing is true and correct.

14 Executed this \_\_\_\_ day of \_\_\_\_\_,

15 20\_\_\_\_, at \_\_\_\_\_.

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ARCHBISHOP ROBERT CARLSON

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NOTARY PUBLIC

24 My Commission Expires:

25