

the conduct was wrongful. In her opinion, [redacted] did not understand that he had been abused until his brothers disclosed their own abuse. Further, she testified that only during therapy was [redacted] able to begin to understand that his problems are related to the abuse.

[redacted] was born on [redacted]. His law suit was instituted on December 8, 1994, when he was age 25. He alleges sexual abuse at the hands of MacRae during the period of approximately 1982 through 1985, with the last sexual contact occurring no later than the fall of 1985, and sexual solicitation occurring no later than 1987, nearly nine years and seven years (respectively) prior to the institution of suit.

[redacted] He is four years younger than [redacted] and two years younger than [redacted]. He experienced the same religion-centered upbringing as his brothers. (Please refer to the [redacted] fact section for additional detail regarding the [redacted] family life and relationship with MacRae.) He attended St. Joseph's Catholic School in Keene during kindergarten and during fifth and sixth grade. He attended Mass regularly and served as an alter boy. He had a good relationship with his parents, but his father was generally "not around." Prior to age 12, [redacted] had no experience with alcohol or sex. Prior to his contacts with MacRae, he had positive experiences with Father Horan, whom he described as a good family friend. [redacted] testified that [redacted] was a bright, affectionate child who did well in grammar school.

[redacted] met Gordon MacRae in the summer of 1979, when he was 10 years old. He described MacRae's assimilation into the [redacted] household during that summer. He said that MacRae was very close to [redacted] at first, then became close to the whole family. MacRae came frequently for meals and conversations. He brought "good things" to the family -- including pizza, and even a color television set. The entire family, including his mother, liked MacRae very much. [redacted] recalled especially how appreciative his family was when MacRae saved his younger brother's life during the pool accident.

During the time period 1979-1982, MacRae developed a close relationship with [redacted] and [redacted] learned to trust him. MacRae brought him many gifts (sneakers, clothes, a "Walkman," and tapes) and took him on trips. He described MacRae as a charming, trusted family friend whose physical contact with him at first was "innocent." Along with his family, [redacted] attended MacRae's ordination in May, 1982, and felt especially honored to sit in the VIP section.

-15-

When his parents separated early in 1982, [REDACTED] was greatly affected. [REDACTED] testified that [REDACTED] was "devastated." When [REDACTED] left the house, he moved in with [REDACTED], who lived nearby and whose children were in the same classes as the [REDACTED] children. After the separation, his father continued to coach the junior high school basketball team, but he was generally unavailable to his children. [REDACTED] suffered emotionally from this separation, and [REDACTED] felt he needed counseling. MacRae did the counseling. [REDACTED] testified that at the time, she thought "Gordon MacRae was there for him."

The first abusive contact by MacRae occurred in the spring or summer of 1982 (after MacRae's ordination) in conjunction with a trip to the Hampton rectory, when [REDACTED] was 13. MacRae arranged the trip with [REDACTED]. It was planned that [REDACTED] would spend the weekend; the purpose was to help [REDACTED] get over his parents' separation. MacRae picked [REDACTED] up and as they drove to the rectory, they discussed the topic of divorce. After dinner at the rectory that first night, MacRae brought [REDACTED] upstairs to his living quarters, where there was a bar, a television and an electronic organ. MacRae served him alcohol, having him try different types of liquor. [REDACTED] remembers ending up in the bedroom, on the bed, in his underwear. [REDACTED] felt sick. MacRae began to touch him all over, including his genitals. MacRae performed fellatio on him. [REDACTED] also recalls that during that weekend, MacRae attempted what, in retrospect, [REDACTED] identifies as anal intercourse, but [REDACTED] did not let it happen.

[REDACTED] testified that at the time he knew what happened to him, but he didn't know how he was supposed to feel. He felt something was wrong, but didn't feel MacRae was doing anything wrong. MacRae told him not to tell anyone. MacRae told him, "No one needs to know--just keep it between us." [REDACTED] testified that he wasn't sure what MacRae was referring to-- the touching, the kissing, or the alcohol. On the way home from the weekend, MacRae stopped at the Mall of New Hampshire and bought [REDACTED] a "Walkman" and some tapes. When they arrived back at the [REDACTED] home, MacRae told [REDACTED] that he thought [REDACTED] problems were related to [REDACTED] sexual identity: MacRae told her he suspected [REDACTED] was gay.

Following this incident through the fall of 1985, [REDACTED] continued to see MacRae. MacRae took him to the rectories in Groveton, Rye, and Keene. The sexual contact continued, including masturbation and oral sex by MacRae on [REDACTED]. [REDACTED] estimates that there were at least 50 instances of sexual contact, with at least 10 involving oral sex.

The last occasion of oral sex occurred in the fall of 1985 at the Keene rectory. [REDACTED] recalls that he and MacRae were on the third floor of the rectory, and that MacRae was mixing drinks.

-16-

MacRae left the room, and someone else came in and performed oral sex on him.

Beginning in the fall of 1985, [REDACTED] was "counseled" by MacRae in preparation for his spring, 1986 confirmation. He testified that he believed the priests involved in the confirmation preparation chose the students they wished to counsel. He testified that during the counseling sessions he received no spiritual advice. Rather, MacRae attempted to solicit him to engage in prostitution. He told [REDACTED] he could earn money, that "all he had to do was lie there." By the time [REDACTED] made his confirmation, the sexual contact had ended.

[REDACTED] described an incident which occurred in 1987 in MacRae's rectory office. He said MacRae was joking around and held a gun to his head. MacRae said that, "if things got out, things would happen." [REDACTED] said that at that point he had not told anyone, and he didn't take MacRae seriously.

[REDACTED] attended Keene High School, but he did not do well. He drank heavily, and did some drugging. He testified that he didn't care about anything. After graduation, he joined the Navy. Following basic training, he completed advanced electricity/electronics school and then was assigned to submarine duty. [REDACTED]

During the period December, 1988 to January, 1989, while training on the submarine, [REDACTED] experienced serious personal problems. He was having suicidal thoughts. In early January, 1989, he was sent to see an individual whom he thought was a Navy chaplain. He told the chaplain that he was having a hard time dealing with stress. He also told him about the MacRae sexual contact. He strenuously denies ever using the words "sexual abuse" or "sexual molestation." A January 12, 1989 Navy consultation report prepared by a naval psychiatry technician indicates that [REDACTED] "relates that his childhood experiences have a lot to do with how he feels today," and that "he has had homicidal feelings toward the man who sexually abused him." Shortly thereafter, [REDACTED] was discharged from the Navy for medical reasons. Around the time of his discharge -- probably a few days before his discharge -- he disclosed to his girlfriend, [REDACTED] that "there was involvement" with MacRae, but gave her no details. Sometime after his discharge, he also disclosed to a male friend, [REDACTED]. He said this disclosure was in relation to his explaining why he was discharged. He said he made only a "minor" reference to MacRae and never used the phrase "sexual abuse."

At some point in 1989, [REDACTED] asked [REDACTED] whether anything had happened with MacRae that would upset him. In response, Mrs. [REDACTED] testified [REDACTED] "fell apart."

Following a conversation with his mother in 1992, [REDACTED] reported the sexual contacts to Keene Detective James McLaughlin. Here also, [REDACTED] denies that he used the words "sexual abuse." He told McLaughlin that he had suicidal thoughts, and also homicidal feelings toward MacRae. McLaughlin told him that it was not his fault and that MacRae had broken the law. [REDACTED] testified that before speaking with McLaughlin he did not know his "rights had been violated."

[REDACTED] was referred to Dr. Philip Kinsler for counseling, which commenced in October, 1992 and lasted into 1996. [REDACTED] states that it was during counseling with Dr. Kinsler when he understood that his problems stemmed in part from the MacRae abuse. [REDACTED] testified that he never forgot MacRae's conduct -- that it is "with him everyday." However, he also stated that he never understood that MacRae had harmed him until he was in counseling. Dr. Kinsler testified that [REDACTED] was filled with shame, that he hated and doubted himself. [REDACTED] felt he was "a complete screw-up, a piece of dirt." In Dr. Kinsler's opinion, [REDACTED] did not come to an appreciation that he had been harmed until he was in therapy.

On October 4, 1994, Gordon MacRae pleaded guilty in Cheshire County Superior Court to felonious sexual assault against [REDACTED].

[REDACTED] was born on [REDACTED]. His law suit was instituted on September 22, 1993 when he was age 24. He alleges sexual abuse at the hands of MacRae during the period of approximately 1982 through 1983, with the last sexual contact occurring no later than August, 1983, when he was age 13, nearly ten years prior to the institution of suit.

[REDACTED] has a brother and sister who are significantly older than he is, and there were out of the house when he "was coming of age." His parents were divorced when he was age two. After the divorce, he lived with his mother in [REDACTED] and saw his father, who was in the Air Force, in the summers. His parents remarried when he was age 9 and he lived with them in New Hampshire. He was not close to his father. He was a shy and withdrawn child.

[REDACTED] was raised in the family's religion -- Roman Catholicism. As a very young boy he was very devout. He served as an altar boy and wanted to be a priest. He testified that he had a great deal of respect for priests. As he put it, the priest "speaks for God." Prior to his contacts with Gordon MacRae, [REDACTED] was taught nothing about sex and had no sexual experience.

[REDACTED] attended Hampton Academy Junior High School in Hampton, New Hampshire. Although a very bright child, he