

EILEEN A. NEVINS

ATTORNEY AT LAW

Unit 3-2 One Park Avenue
Hampton, New Hampshire 03842

9817

Phone: (800) 926-0564
(603) 926-1366

Fax: (603) 926-1368
Licensed in Massachusetts Only

February 14, [REDACTED]

Attorney Robert Lucic
1000 Elm Street
Manchester, NH 03101

Dear Bob:

I realize you are unavailable this week but I really would like to make contact with you the beginning of next week to discuss Judge Conboy's order.

I have several areas of concern. One is what documents may I submit to show contradictions in [REDACTED] allegations. I have all of [REDACTED] medical records, police reports, etc. that we received through criminal discovery. I want the judge to see that the allegations he made apprised him fully of his harm. The problem with [REDACTED] is that his allegations keep changing.

Another area of concern is [REDACTED]. Although we are not directly dealing with him in this case, I want to be very careful that nothing is said that would come back and haunt Gordon if his appeal is granted and he gets a new trial. He may have been convicted but we still are maintaining his innocence.

The problem with these civil suits is we have an assumption of guilt concerning Gordon because of the plea bargains but I will still try to prove they did not happen if we go to trial.

It's important that we discuss these matters and other concerns as well.

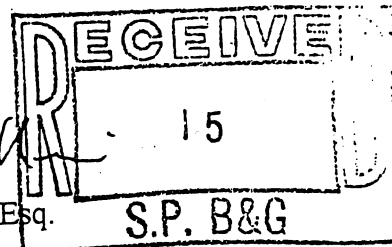
I am preparing to take the NH Bar Exam on February 28 & 29th and I am under a tremendous time constraint. You can reach me at 926-4054 from February 16-27th.

Thank you for your cooperation in this matter.

Sincerely,

Eileen A. Nevins

Eileen A. Nevins, Esq.



EAN/lm

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1000 Elm Street
P.O. Box 3701
Manchester
New Hampshire
03105-3701
Fax 603-627-8121
603-668-0300

1 Harbour Place
Suite 325
Portsmouth
New Hampshire
03801-3856
Fax 603-433-3126
603-433-2111

Please deliver the accompanying pages to:

NAME Jon Meyer

COMPANY _____

FAX NUMBER 668-0730

FROM Bob Kucic

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February 8, [REDACTED]

NOTICE OF DECISION

[REDACTED] vs. Gordon MacRae, et al
 [REDACTED] vs. Gordon MacRae, et al
 [REDACTED] John Doe vs. Gordon MacRea, et al
 [REDACTED] County Case vs. Gordon MacRea, et als

You are hereby notified that on February 7, [REDACTED] the following order was entered in the above matters:

RE: MOTION TO DISMISS:

(See copy of order attached hereto - Conboy, J.)

JMS/jel
 Copy to:

George P. Dickson, Esq.
 394 Elm Street, Box 1
 Milford, NH 03055

Peter A. Gleichman, Esq.
 GRIFFIN, SWANSON & GLEICHMAN
 P.O. Box 598
 Portsmouth, NH 03802-0598

Mark A. Abramson, Esq.
 ABRAMSON, REIS & BROWN
 1819 Elm Street
 Manchester, NH 03104

Robert Upton, II, Esq.
 UPTON, SANDERS & SMITH
 P.O. Box 1090
 Concord, NH 03302-1109

James E. Higgins, Esq. ✓
 SHEEHAN LAW FIRM
 P.O. Box 3701
 Manchester, NH 03105-3701

Peter W. Heed, Esq.
 GREEN, MCMAHON & HEED
 28 Middle Street
 Keene, NH 03431

Eileen A. Nevins, Esq.
 36 Ashbrook Drive
 Hampton, NH 03842

Kenneth A. Silverstein, Esq.
 36 Batchelder Road
 Raymond, NH 03077

THE STATE OF NEW HAMPSHIRE

SUPERIOR COURT

[REDACTED], SS.
[REDACTED][REDACTED]
v.ROMAN CATHOLIC BISHOP OF MANCHESTER, GORDON MACRAE,
FATHER JOHN DOE I AND FATHER JOHN DOE II
[REDACTED] [REDACTED][REDACTED]
v.ROMAN CATHOLIC BISHOP OF MANCHESTER, GORDON MACRAE,
FATHER GERARD BOUCHER
No. [REDACTED] ([REDACTED])ORDER

Plaintiffs have each filed an action to recover for damages resulting from alleged sexual contact with a Roman Catholic priest or priests. Defendants Gordon MacRae and the Roman Catholic Bishop of Manchester are common to each action. The actions have been consolidated for discovery purposes.¹

In each of these actions, the claims against Gordon MacRae are, generally, claims for assault and for infliction of emotional distress. The claims against the Roman Catholic Bishop of Manchester are, generally, claims for vicarious liability,

¹ Two other cases have also been consolidated with the [REDACTED] and [REDACTED] cases: [REDACTED] v. The Roman Catholic Bishop of Manchester, Gordon MacRae, No. [REDACTED] ([REDACTED]), and [REDACTED] v. The Roman Catholic Bishop of Manchester, Gordon MacRae, No. [REDACTED]. Although not directly involved in the defendants' pending motion to dismiss, counsel for plaintiffs [REDACTED] and [REDACTED] participated in the January 24, [REDACTED], hearing.

negligent supervision, negligent hiring and training, and infliction of emotional distress.

Both [REDACTED] and [REDACTED] allege that, as a teenager below the age of majority, each was the unwilling participant in sexual activity involving then Father MacRae.² Each claims to currently suffer from psychological difficulties which are the result of the alleged abuse by Father MacRae. In addition, each claims to have only recently, with the help of psychological counseling, discovered the causal connection between the alleged abuse by Father MacRae and his current psychological problems.

[REDACTED] claims to have first become aware of the connection when he began seeing a therapist in November or December of 1992.

[REDACTED] claims to have not become aware of the connection until after he began seeing Dr. Derek Stern in May, 1993.

The Roman Catholic Bishop of Manchester filed a motion to dismiss in both the [REDACTED] and [REDACTED] actions; both motions asserted that these actions are barred by the statute of limitations.³ On June 21, [REDACTED], I denied the defendant's motion to dismiss. In that order, I stated:

Both [REDACTED] and [REDACTED] admit that they remember the alleged sexual abuse and only claim unawareness for the psychological damage resulting therefrom. Nonetheless, they

² [REDACTED] alleges sexual abuse occurring from 1978 until 1982. [REDACTED] alleges sexual abuse from 1982 until 1983. Given the time frames of the alleged incidents, if the discovery rule is not applicable, both actions would be time barred.

³ In the [REDACTED] action, the motion to dismiss was also filed by Father Gerard A. Boucher. For the sake of simplicity, I will name only the Roman Catholic Bishop of Manchester when referring to either of the groups of defendants.

assert that, pursuant to the discovery rule, the statute of limitations begins to run only after a reasonable person in their situation would have become aware of the causal connection between the alleged acts of abuse and their alleged injuries. These cases must be reviewed in the context of a plaintiff who is aware of the alleged physical actions, and the wrongfulness thereof, but alleges delayed awareness of the connection between the alleged physical actions and the asserted psychological harm.

Id. at 8. In the context of ruling on the motions to dismiss only, I found as follows:

██████████ ██████████ allegedly discovered the requisite causal connection between the alleged acts and his alleged harm in late 1992. ██████████ ██████████ allegedly made the same discovery with respect to his action in early 1993. Based on plaintiffs' allegations and affidavits . . . both "late discoveries" were objectively reasonable under the circumstances.

Id. at 10-11; see RSA 508:4, I (1995 Supp.)

On August 3, ██████████, I approved the defendants' interlocutory appeal from my ruling. The first question of law presented asked:

Whether Plaintiffs may invoke the Discovery Rule though they were fully aware of the alleged sexual abuse sufficient to apprise them that their rights had been violated?

Interlocutory Appeal from Ruling at 3. On September 28, 1995, the New Hampshire Supreme Court issued the following order:

Based on our holdings in Conrad v. Hazen, 140 N.H. _____, _____ (decided September 27, 1995), and Rowe v. John Deere, 130 N.H. 18, 22-23 (1987), we answer that question in the negative. The judgment of the trial court on the question of the applicability of the discovery rule is therefore reversed. Reversed and remanded.

v. Roman Catholic Bishop of Manchester, No.

On January 24, , I conducted a hearing on four motions: Defendants' Motion for Entry of Judgment; Amended Objection and Cross-Motion in Limine; MacRae's Motion to Dismiss and Motion for Entry of Judgment; and Motion in Limine. All four motions address the ramifications of the Supreme Court's order. The defendants argue that the order directs me to grant their motions to dismiss. The plaintiffs argue that dismissal is neither mandated nor proper because I never made a factual determination that the plaintiffs "were fully aware of the alleged sexual abuse sufficient to apprise them that their rights had been violated."

Given the state of the pleadings at the time I ruled on the motions to dismiss, I assumed, without deciding, that the plaintiffs were aware of the wrongfulness of the alleged physical actions. The plaintiffs had not specifically addressed that issue; the focus at the time was on the alleged failure to discover the causal connection between the alleged physical actions and the alleged psychological harm. Thus I never made the factual determination that plaintiffs and were sufficiently apprised that their rights had been violated as a result of the nature of the alleged abuse. See Conrad v. Hazen, No. 94-189 (September 27, 1995) at 4 (remanded to trial court to make factual determination as to when

plaintiff should have been aware that her rights had been violated).

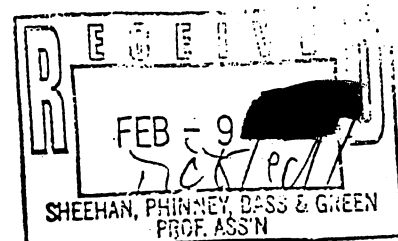
In view of the fact that plaintiffs now specifically claim that they were not aware of the wrongfulness of the alleged conduct until years after the conduct occurred, justice requires reconsideration of the defendants' motions to dismiss. The parties are granted thirty days from receipt of this order to file any additional materials bearing on the motion to dismiss. I will then reconsider the motions, based on all supporting materials submitted as of that date, without further hearing.

I note that in the event I deny the motions to dismiss after reconsideration, I must still ultimately make factual determinations relating to whether the discovery rule applies so as to permit these cases to proceed to trial. These determinations would, of course, include the issue of whether the alleged injuries were sufficiently serious to apprise the plaintiffs that a possible violation of their rights had taken place. At this point, however, such factual determinations are premature.

So ordered.

Date: Feb. 7, [REDACTED]

Carol Ann Conboy
CAROL ANN CONBOY
PRESIDING JUSTICE



BASS -
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PROFESSIONAL
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January 26, [REDACTED]

1000 ELM STREET
P.O. Box 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
603-668-0300

[REDACTED], Clerk
County Superior Court
[REDACTED]

1 HARBOUR PLACE
SUITE 325
PORTSMOUTH
NEW HAMPSHIRE
03801-3856
FAX 603-433-3126
603-433-2111

Re: [REDACTED] v. Roman Catholic Bishop
of Manchester, Gordon MacRae, Father John
Doe I and Father John Doe II -- [REDACTED]
[REDACTED] case

Re: [REDACTED] v. Gordon J. MacRae,
The Roman Catholic Bishop of Manchester and
Monsignor Gerard Boucher -- [REDACTED]
[REDACTED] County case

Dear [REDACTED]:

Enclosed for filing with the Court are copies of the Briefs filed by the parties in the New Hampshire Supreme Court. Please see that these copies are given to Judge Conboy pursuant to the hearing held on January 25, [REDACTED] in this matter.

Very truly yours,

Robert R. Lucic

RRL/slb
Enc.

cc: Mark A. Abramson, Esquire
Peter Gleichman, Esquire
Eileen Nevins, Esquire
Peter W. Heed, Esquire
Robert Upton, II, Esquire

PROFESSIONAL
ASSOCIATION



November 22, [REDACTED]

1000 ELM STREET
P.O. Box 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
603-668-0300

[REDACTED] Clerk
[REDACTED] County Superior Court
[REDACTED]
[REDACTED]

1 HARBOUR PLACE
SUITE 325
PORTSMOUTH
NEW HAMPSHIRE
03801-3856
FAX 603-433-3126
603-433-2111

Re: [REDACTED] v. Roman Catholic Bishop
of Manchester, Gordon MacRae, Father John
Doe I and Father John Doe II -- [REDACTED]
[REDACTED] case

Re: [REDACTED] v. Gordon J. MacRae,
The Roman Catholic Bishop of Manchester and
Monsignor Gerard Boucher -- [REDACTED]
[REDACTED] County case

Dear [REDACTED]:

Enclosed for filing with the Court, please find
Defendants Roman Catholic Bishop of Manchester,
Father John Doe I and Father John Doe II's Objection
to Plaintiffs' Motions in Limine as well as
Defendants' Memorandum of Law in Support of the
Objection.

Very truly yours,

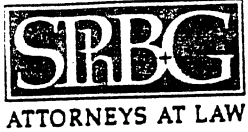
Robert R. Lucic

RRL/slb
Enc.
cc: Mark A. Abramson, Esquire
Peter Gleichman, Esquire
George P. Dickson, Esquire
Eileen Nevins, Esquire
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Portsmouth
New Hampshire
03801-3856
Fax 603-433-3126
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NAME Eileen Nevins

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FROM Bob Lucic

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NOTICE: This opinion is subject to motions for rehearing under Rule 22 as well as formal revision before publication in the New Hampshire Reports. Readers are requested to notify the Clerk/Reporter, Supreme Court of New Hampshire, Supreme Court Building, Concord, New Hampshire 03301, of any errors in order that corrections may be made before the opinion goes to press.

THE SUPREME COURT OF NEW HAMPSHIRE

Rockingham
No. 94-189

JAYNE CONRAD

v.

MICHAEL HAZEN & a.

September 27, 1995

Douglas & Douglas, of Concord (Susanna G. Robinson on the brief and orally), for the plaintiff.

Orr & Reno, P.A., of Concord (Richard B. Couser and Gayle Morrell Braley on the brief, and Ms. Braley orally), for defendant Michael Hazen.

Sheehan, Phinney, Bass & Green, P.A., of Manchester (James E. Higgins and Daniel J. Lynch on the brief, and Mr. Lynch orally), for defendants Ralph Maxwell and The Kingdom, Inc.

THAYER, J. The plaintiff, Jayne Conrad, brought an action against the defendants, Michael Hazen, Ralph Maxwell, and The Kingdom, Inc., for injuries allegedly stemming from a sexual assault. The plaintiff appeals from a decision of the Superior Court (McHugh, J.) granting the defendants summary judgment. We reverse and remand.

"The trial court must grant summary judgment when it finds no genuine issue of material fact, after considering the affidavits and other evidence presented in a light most favorable to the non-moving party, and when the moving party is entitled to judgment as a matter of law." Nautilus of Exeter, Inc. v. Town

of Exeter and Exeter Hospital, 138 N.H. 450, 452, 656 A.2d 407, 408 (1995).

The affidavits, pleadings, and other evidence, when considered in the light most favorable to the plaintiff, support the following findings. In July 1977, the plaintiff was a member of The Kingdom, Inc., which she describes as "a cult religion." At that time, the plaintiff's parents left her with family and friends who lived on The Kingdom's premises in Amherst. During this time defendant Hazen sexually assaulted her. The plaintiff experienced pain at the time of the assault and felt "dirty, sick and scared" following the assault. After the assault, the plaintiff was scolded and blamed by her parents, Hazen's wife, and other members of the church for "her" sin. Defendant Maxwell, a minister for The Kingdom, knew of the assault and informed the plaintiff's parents, but never reported the assault to the authorities. The plaintiff never forgot the facts surrounding the assault. The plaintiff experienced numerous physical and emotional difficulties following the assault. In 1988, the plaintiff entered counseling and discussed the assault. She again entered counseling in 1991, at which time the plaintiff states she first identified her assault as rape.

The plaintiff brought an action against the defendants in September 1993, alleging damages for, inter alia, assault, battery, intentional infliction of emotional distress, negligence, and breach of fiduciary duty. The defendants moved to dismiss based on the statute of limitations. The plaintiff moved for summary judgment on the question of the statute of limitations, and the defendants objected. The trial court treated the defendants' motion to dismiss as a motion for summary judgment and granted it, ruling that the plaintiff's cause of action accrued in 1988 and that a three-year statute of limitations applied.

On appeal, the plaintiff argues that the trial court erred by applying (1) a three-year, as opposed to a six-year, statute of limitations; and (2) an objective test in determining when the plaintiff knew or should have known of her injuries.

Prior to 1986, the statute of limitations for personal actions was six years from the time the cause of action accrued. RSA 508:4 (1983) (pre-1986 statute). A cause of action does not accrue, however, "until the plaintiff discovers or, in the exercise of reasonable diligence, should have discovered both the fact of his injury and the cause thereof." McCollum v. D'Arcy, 138 N.H. 285, 286, 638 A.2d 797, 798 (1994) (quotation omitted). This definition of accrual is generally referred to as the "common-law discovery rule."

In 1986, the legislature amended the statute of limitations for personal actions. The new statute codified the discovery

rule but reduced the limitations period to within three years "or the time the plaintiff discovers, or in the exercise of reasonable diligence should have discovered, the injury and its causal relationship to the act or omission complained of." RSA 508:4, I (Supp. 1994) (post-1986 statute). The amended statute applies "to all causes of action arising on or after July 1, 1986." Laws 1986, 227:22, II.

The first question presented is whether the action is governed by the pre- or post-1986 statute of limitations. To decide this question, we must determine when a cause of action "arises." The plaintiff argues that a cause of action arises when the act or omission complained of occurs, in this case 1977, while it may not accrue until some time later. We agree.

"When construing the meaning of a statute, we first examine the language found in the statute, and where possible, we ascribe the plain and ordinary meanings to words used." Appeal of Astro Spectacular, 138 N.H. 298, 300, 639 A.2d 249, 250 (1994) (citation and quotation omitted). To accrue means "to come into existence as an enforceable claim." Webster's Third New International Dictionary 13 (unabridged ed. 1961). "[A] cause of action does not accrue until the plaintiff discovers, or in the exercise of reasonable diligence should have discovered, both the fact of [an] injury and the cause thereof." McCollum, 138 N.H. at 286, 638 A.2d at 798. To arise, however, means "to originate from a specified source" or "to come into being." Webster's, supra at 117. An action arises when it "spring[s] up, originate[s], [or] come[s] into being or notice," Black's Law Dictionary 108 (6th ed. 1990), while it does not accrue until "a suit may be maintained thereon," id. at 21. While these two events often occur simultaneously, they are not synonymous.

The legislature recognized a distinction when it chose to limit the application of the post-1986 statute solely to causes of action arising after a certain date, instead of causes of action accruing after a certain date as it had in the past. The legislature's choice of language is deemed to be meaningful. 73 Am. Jur. 2d Statutes § 236, at 417 (1974) (legislature not presumed to have acted inadvertently). In 1981, when RSA 508:4 was previously amended, the enacting language made the amendment effective to all causes of action accruing after a certain date. Laws 1981, 514:2. The word "accrue" is a term of art with a definite meaning within the framework of statutes of limitation. See McCollum, 138 N.H. at 286, 638 A.2d at 798. The legislature used different language in enacting the post-1986 statute. We must therefore assume that the legislature intended something different when it used different enacting language for the 1986 amendment. See 73 Am. Jur. 2d Statutes § 192, at 390 ("legislature is presumed to have adopted a new statute in light of . . . earlier acts on the same subject").

A cause of action, therefore, arises once all the necessary elements are present. In the case of torts, it would be when causal negligence is coupled with harm to the plaintiff. While the action may not "accrue" until the plaintiff should reasonably know of the damage, see McCollum, 138 N.H. at 286, 638 A.2d at 798, it has arisen. We hold, therefore, that a plaintiff who alleges an injury based on a defendant's conduct that occurred prior to July 1, 1986, but where either the injury or its cause was not discovered until sometime after that date, would have the benefit of the six-year statute of limitations and the common law discovery rule. By creating a bright line rule that determination of the appropriate standard will be governed by the time when the act occurred, we avoid the confusion that could result from linking the applicable statute to the date of accrual.

The plaintiff's cause of action arose in 1977, when the sexual assault allegedly occurred, and is therefore governed by the six-year statute of limitations. The trial court erred in applying the post-1986 three-year statute of limitations to the facts in this case and granting summary judgment.

The defendants argue that if the action arose in 1977, the discovery rule is inapplicable because the plaintiff suffered injuries at the time of the assault, and never repressed the memory of the assault. If the original injury was "sufficiently serious to apprise the plaintiff that a possible violation of [her] rights had taken place," Rowe v. John Deere, 130 N.H. 18, 22, 533 A.2d 375, 377 (1987), the common law discovery rule would not apply. See id. at 22-23, 533 A.2d at 377-78. Because the trial court decided the defendants' summary judgment motions on other grounds, it did not reach the question of whether the plaintiff's injuries were sufficiently serious to apprise her that a violation of her rights had taken place. The defendants, however, "invite[] us to decide the issue in [their] favor, thereby allowing us to sustain the trial court's decision even though it was based on mistaken grounds." Gardner v. City of Concord, 137 N.H. 253, 260, 624 A.2d 1337, 1341 (1993). We decline the defendants' invitation. Cf. id.

The plaintiff's pleadings and affidavit make clear that in 1977, at the time of the assault, she experienced pain and physical injury. Additionally, she admits that the experience was "devastating and extremely painful" and that following the assault "[s]he felt dirty, sick and scared." While these injuries would appear to be "sufficiently serious to apprise [her] that a possible violation of [her] rights had taken place," that determination is a question of fact that should be decided by the trial court in the first instance.

During oral argument, the parties disagreed as to whether the plaintiff had presented a claim of fraudulent concealment.

The doctrine of fraudulent concealment is an equitable ground to justify the tolling of the statute of limitations based on the wrongful conduct of the defendant. Lakeman v. LaFrance, 102 N.H. 300, 303-04, 156 A.2d 123, 126 (1959). While fraudulent concealment is the foundation of the discovery rule, see Rowe, the two rules are not coextensive. Cf. McCollum, 138 N.H. at 289, 638 A.2d at 800 (issue decided on discovery rule grounds; therefore, court need not address fraudulent concealment argument). As we remand this case, we need not determine whether that question was properly presented to this court.

Reversed and remanded.

All concurred.

CONFIDENTIAL

J.H. *SPJ*

TO: J. Higgins & R. Lucic
FROM: S. P-Jenkins
DATE: November 21, [REDACTED]
RE: [REDACTED] v. Diocese of Manchester
[REDACTED] v. Diocese of Manchester
Jeannette Gagnon

I finally reached Jeannette Gagnon this morning. She did confirm that she used to be with the Bureau of Child and Family Services, which was the predecessor of DCYS. However, she said that she will not discuss any of this. She basically says that it's a very long time ago that any of this happened, although she does have some vague recollections and memories. She states that she does not pretend to remember any details and absolutely refuses to discuss this over the phone. I told her I would pass this information along to you.

DALE T. SWANSON & GLEICHMAN
ATTORNEYS AT LAW
55 MIDDLE STREET
P. O. BOX 598
PORTSMOUTH, NEW HAMPSHIRE 03802-0598

9837

CHARLES A. GRIFFIN
DALE T. SWANSON
PETER A. GLEICHMAN

TEL 603-433-1830
603-659-2200
FAX 603-433-1197

CHARLES J. GRIFFIN, RETIRED

MAINE
PETER A. GLEICHMAN

November 17, [REDACTED]

[REDACTED] Clerk

[REDACTED] Court - [REDACTED]

Re: [REDACTED] v. Gordon MacRae, et als
[REDACTED] Docket No. [REDACTED]
[REDACTED] v. Gordon MacRae, et als
[REDACTED] Docket No. [REDACTED]
[REDACTED] v. Gordon MacRae, et als
[REDACTED] Docket No. [REDACTED]
[REDACTED] v. Gordon MacRae, et als
[REDACTED] Docket No. [REDACTED]

Dear [REDACTED]

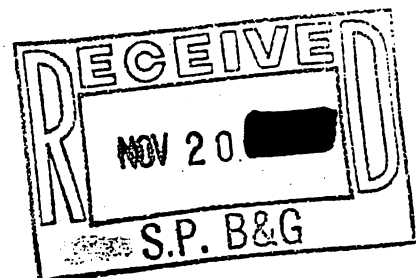
You will find enclosed the Affidavit of Judith K. Patterson, M.S.W. for filing with the Court in support of [REDACTED] Docket No. [REDACTED] Amended Plaintiff [REDACTED] Objection to Defendant's Motion for Entry of Judgment and Cross-Motion in Limine. Please bring the enclosed Affidavit to Judge Conboy's attention in connection with the hearing on pending motions scheduled for November 22, [REDACTED] at 9:00 a.m.

Sincerely,

Peter A. Gleichman
Peter A. Gleichman

PAG/mls
Enclosure

cc: Mark A. Abramson, Esquire
1819 Elm Street
Manchester, NH 03104



cc: George P. Dickson, Esquire
394 Elm Street
Box 1
Milford, NH 03055

cc: James E. Higgins, Esquire ✓
P. O. Box 3701
Manchester, NH 03105-3701


cc: Eileen A. Nevins, Esquire
36 Ashbrook Drive
Hampton, NH 03842

cc: Peter W. Heed, Esquire
28 Middle Street
Keene, NH 03431

cc: Robert Upton, II, Esquire
P. O. Box 1090
Concord, NH 03302-1090

MEMORANDUM

TO: J. Higgins & R. Lucic
FROM: S. P-Jenkins
DATE: November 14, [REDACTED]
RE: [REDACTED] v. Diocese of Manchester
[REDACTED] v. Diocese of Manchester



I spoke with Trooper Jim Kelly today. He told me that he had been involved in two different incidences involving Fr. Gordon MacRae. He believes it was in approximately 1988, or sometime close to when these allegations first came out. Trooper Kelly had heard that there was an individual in an alcohol treatment center, Spofford Hall, who made allegations that he had been either fondled or attacked by Gordon MacRae. Trooper Kelly made many attempts to contact this person to get more information. This person's father interceded and told Trooper Kelly that he did not want to pursue it because his son was too fragile. Trooper Kelly did contact the family attorney in an effort to pursue this. The attorney was from Fall River Massachusetts or perhaps Rhode Island. The attorney told Trooper Kelly that he was working on it and he would get back to him. Trooper Kelly did not hear anything from the attorney so he called him a second time. The attorney again said he was working on it and would get back in touch with him, however he never did. Therefore there was never any investigation done.

Trooper Kelly did say that approximately a day or two later, he came upon a motor vehicle accident wherein a car had been abandoned in the breakdown lane and another vehicle had collided into the rear of that vehicle. Both vehicles were in flames. When Trooper Kelly came upon the accident Gordon MacRae was unconscious. It was Trooper Kelly's impression that it was an intentional act on behalf of Fr. MacRae to ram into the rear of this abandoned vehicle.

Trooper Kelly did question Fr. MacRae about both these incidents. He believes that Fr. MacRae turned the allegations around regarding the incident at Spofford Hall and basically said that the young man had fondled him. Fr. MacRae then told Trooper Kelly that Fr. MacRae had a brain tumor and didn't know how much longer he would live and asked Trooper Kelly to keep it under his hat. Trooper Kelly did that. Trooper Kelly also questioned Fr. MacRae about the motor vehicle accident. Fr. MacRae told Trooper Kelly that he had simply fallen asleep. It is Trooper Kelly's understanding that Fr. MacRae later admitted to the Keene Police Department that he had indeed attempted suicide.

November 14, 1998.

Page 2

Trooper Kelly indicated that he knew Fr. MacRae before these incidents as he was a member of the same church.

Trooper Kelly has never been involved in nor has any information regarding any of the [REDACTED] boys claims or [REDACTED] claim.

Finally, Trooper Kelly believes that the young man's name at Spofford Hall was [REDACTED], although he is not positive. He said that name sounds familiar. Also, Trooper Kelly cannot remember this person's age or whether he was a minor or an adult.

MEMORANDUM

TO: J. Higgins & R. Lucic
 FROM: S. P-Jenkins
 DATE: November 13, [REDACTED]
 RE: [REDACTED] v. Diocese of Manchester
 [REDACTED] v. Diocese of Manchester

RR
 SPT

I haven't had much luck with contacting these people. I spoke with Sylvia Gale (271-4451). Once I explained who I was and why I was calling, she indicated that she couldn't talk to me at all as it was confidential information. After pressing her a little bit, she told me that she would check with their legal department and get back to me. She did call me today and told me that before she could make any comments whatsoever, the Attorney General's office needs to approve her discussing this with us and that would be after us providing them with copies of all of the pleadings and answers filed in this case. The attorney at the AG's office is Tricia Lucas. I told Sylvia Gale that I would pass this information on to you.

I also spoke with Detective Jim McLaughlin of the Keene Police. He basically told me that everything was in the police records and that his investigation started in 1988. He stated that he really didn't want to talk about this in detail over the phone and that it is the policy of the police department that, unless he is deposed or under a court order, that he not answer any questions when it involves an investigation of this size. I told him I would pass that information on to you.

I have messages in to both Trooper Kelly and Jeannette Gagnon who is now with the Division of Elderly and Adult Services (271-4386). Perhaps they will be more responsive.

SWANSON & GLEICHMAN, P.A.
ATTORNEYS AT LAW
56 MIDDLE STREET
P. O. BOX 598
PORTSMOUTH, NEW HAMPSHIRE 03802-0598

CHARLES A. GRIFFIN
DALE T. SWANSON
PETER A. GLEICHMAN

CHARLES J. GRIFFIN, RETIRED

TEL. 603-433-1830
603-659-2200
FAX 603-433-1197

MAINE
PETER A. GLEICHMAN

November 9, [REDACTED]

[REDACTED] Clerk
[REDACTED] COUNTY SUPERIOR COURT
[REDACTED]

RE: [REDACTED] v. Roman Catholic Bishop
of Manchester, et als.
[REDACTED] Docket No. [REDACTED]
[REDACTED] v. Gordon J. MacRae, et als.
[REDACTED] County Docket No. [REDACTED]

Dear [REDACTED]:

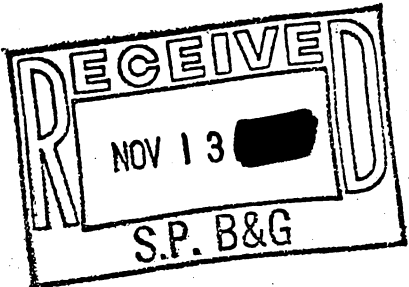
You will find enclosed for filing with the Court, Amended Plaintiff [REDACTED] Objection to Defendant's Motion for Entry of Judgment and Cross-Motion and Limine.

Sincerely,

Peter A. Gleichman

PAG:jes
Enclosure as stated

- cc: Mark A. Abramson, Esquire
- George A. Dickson, Esquire
- James E. Higgins, Esquire
- Eileen Nevins, Esquire
- Robert Upton, Esquire
- Peter Heed, Esquire
- William Cleary, Esquire
- [REDACTED]
- Gordon J. MacRae



OFFICE OF THE ATTORNEY GENERAL
56 MIDDLE STREET
P. O. BOX 598
PORTSMOUTH, NEW HAMPSHIRE 03802-0598

CHARLES A. GRIFFIN
DALE T. SWANSON
PETER A. GLEICHMAN

CHARLES J. GRIFFIN, RETIRED

TEL. 603-433-1830
603-659-2200
FAX 603-433-1197

MAINE
PETER A. GLEICHMAN

VIA FAX 627-8121 AND REGULAR MAIL November 2, [REDACTED]

James E. Higgins, Esquire
Sheehan, Phinney, Bass & Green, P.A.
P.O. Box 3701
Manchester, NH 03105-3701

Re: [REDACTED] v. MacRae, et als.

Dear Jim:

Judy Paterson, MSW, who was [REDACTED] therapist from 1983-1985, has informed me that you have contacted her by telephone. You are well aware that Ms. Paterson would be called as an expert witness in my client's case: she is not a lay witness. As such, you should not be contacting her directly. I would be glad to make Ms. Paterson available for a deposition if you wish to question her. However, I have left a message for Ms. Paterson that she should not be speaking directly to you.

Sincerely,
Peter A. Gleichman
Peter A. Gleichman

cc: Judith Paterson, MSW

*RRL -
no wonder she
didn't return
my call....
SPS*

Post-it* Fax Note	7671	Date	11/2/95	# of pages	1
To: James E. Higgins attn: JPB & G		From: Peter A. Gleichman			
Phone #		Phone # 433-1830			
Fax # 627-8121		Fax # 433-1197			

OF FRANK SWANSON & BLEICHMAN, P.A.

ATTORNEYS AT LAW

56 MIDDLE STREET

P. O. BOX 598

PORTSMOUTH, NEW HAMPSHIRE 03802-0598

CHARLES A. GRIFFIN
DALE T. SWANSON
PETER A. GLEICHMAN

CHARLES J. GRIFFIN, RETIRED

TEL. 603-433-1830
603-659-2200
FAX 603-433-1197

MAINE
PETER A. GLEICHMAN

VIA FAX 627-8121 AND REGULAR MAIL November 2, [REDACTED]

James E. Higgins, Esquire
Sheehan, Phinney, Bass & Green, P.A.
P.O. Box 3701
Manchester, NH 03105-3701

Re: [REDACTED] v. MacRae, et als.

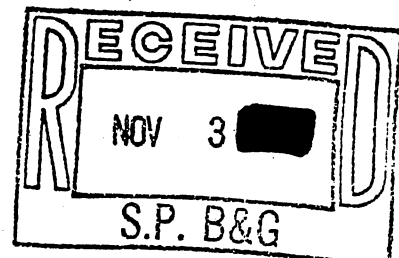
Dear Jim:

Judy Paterson, MSW, who was [REDACTED] therapist from 1983-1985, has informed me that you have contacted her by telephone. You are well aware that Ms. Paterson would be called as an expert witness in my client's case; she is not a lay witness. As such, you should not be contacting her directly. I would be glad to make Ms. Paterson available for a deposition if you wish to question her. However, I have left a message for Ms. Paterson that she should not be speaking directly to you.

Sincerely,

Peter A. Gleichman
Peter A. Gleichman

cc: Judith Paterson, MSW



TO: J. Higgins & R. Lucic
FROM: S. P-Jenkins
DATE: October 27, [REDACTED]
RE: [REDACTED] v. Diocese of Manchester

ERC
(25)

In reviewing this file, I note that there is a recorded interview between Brian Clark of the Keene Police Department and Mr. and Mrs. [REDACTED]. The date of the interview is June 1, [REDACTED]. In the course of this interview Mr. [REDACTED] states that the Hampton juvenile officer spoke to them apparently after interviewing [REDACTED]. Apparently this juvenile officer, Mr. Wardell, told the [REDACTED] that there was no basis for a criminal case but that they did have a civil case. Mr. [REDACTED] goes on to say that they discussed that with a lawyer and found out what [REDACTED] would have to go through and they decided that it would be too grueling for him at the time and that he was very fragile. This was about the time that [REDACTED] was admitted to the Portsmouth Hospital. It was during the time that [REDACTED] was a sophomore at Winnacunnet High and [REDACTED] was in counseling with Dr. Brown and Dr. Korn. The [REDACTED] aren't positive but would say that this was in 1987.

I believe you had also indicated that you wanted to track down Fr. Boucher. He is now a Senior Priest at St. Patrick's Parish in Milford New Hampshire. The telephone number is 673-1311.

CONFIDENTIAL

[Handwritten signature]

TO: J. Higgins & R. Lucic (PS)
FROM: S. P-Jenkins
DATE: October 27, [REDACTED]
RE: [REDACTED] v. Diocese of Manchester

In reviewing this file, I note that there is a recorded interview between Brian Clark of the Keene Police Department and Mr. and Mrs. [REDACTED]. The date of the interview is June 1, [REDACTED]. In the course of this interview Mr. [REDACTED] states that the Hampton juvenile officer spoke to them apparently after interviewing [REDACTED]. Apparently this juvenile officer, Mr. Wardell, told the [REDACTED] that there was no basis for a criminal case but that they did have a civil case. Mr. [REDACTED] goes on to say that they discussed that with a lawyer and found out what [REDACTED] would have to go through and they decided that it would be too grueling for him at the time and that he was very fragile. This was about the time that [REDACTED] was admitted to the Portsmouth Hospital. It was during the time that [REDACTED] was a sophomore at Winnacunnet High and [REDACTED] was in counseling with Dr. Brown and Dr. Korn. The [REDACTED] aren't positive but would say that this was in 1987.

I believe you had also indicated that you wanted to track down Fr. Boucher. He is now a Senior Priest at St. Patrick's Parish in Milford New Hampshire. The telephone number is 673-1311.

GREEN
PROFESSIONAL
ASSOCIATION

9847



October 12, [REDACTED]

1000 ELM STREET
P.O. Box 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
603-668-0300

1 HARBOUR PLACE
SUITE 325
PORTSMOUTH
NEW HAMPSHIRE
03801-3856
FAX 603-433-3126
603-433-2111

[REDACTED], Clerk
County Superior Court
[REDACTED]

Re: [REDACTED] v. Roman Catholic Bishop
of Manchester, Gordon MacRae, Father John
Doe I and Father John Doe II -- [REDACTED]
[REDACTED] case

Re: [REDACTED] v. Gordon J. MacRae,
The Roman Catholic Bishop of Manchester and
Monsignor Gerard Boucher -- [REDACTED]
[REDACTED] county case

Dear [REDACTED]

Enclosed for filing with the Court, please find
Defendants Roman Catholic Bishop of Manchester and
Monsignor Gerard Boucher's Objection to Motion in
Limine.

Very truly yours,

Robert R. Lucic

RRL/slb
Enc.

cc: Mark A. Abramson, Esquire
Peter Gleichman, Esquire
George P. Dickson, Esquire
Eileen Nevins, Esquire

DATE, TIME
FAX NO./NAME
DURATION
PAGE(S)
RESULT
MODE

01/01 03:24
00:02:00
04
OK
STANDARD

9848

TELECOPIER TRANSMITTAL LETTER



ATTORNEYS AT LAW

1000 Elm Street
P.O. Box 3701
Manchester
New Hampshire
03105-3701
Fax 603-627-8121
603-668-0300

1 Harbour Place
Suite 325
Portsmouth
New Hampshire
03801-3856
Fax 603-433-3126
603-433-2111

Please deliver the accompanying pages to:

NAME Eileen Nevins

COMPANY _____

FAX NUMBER 926-1368

FROM Jim Higgins

DATE OF TRANSMITTAL 10-11-95

TOTAL NUMBER OF PAGES (Including Cover Sheet) 4

Please call immediately if copy is not clear.

Sally 627-8135

Comments

The information contained in this fax message is privileged and confidential information, intended only for the use of the individual or entity named above. If the reader of this fax message is not the intended recipient of the employee or agent responsible to deliver it to the intended recipient, you are hereby on notice that you are in the possession of confidential information. Please immediately notify the sender by telephone of your inadvertent receipt and return the original fax message to the sender at the telephone number above. The attorney/client privilege is claimed.

STATE OF NEW HAMPSHIRE

[REDACTED] SS

SUPERIOR COURT

[REDACTED]

v.

The Roman Catholic Bishop of Manchester,
Gordon MacRae, Father John Doe I,
Father John Doe II

[REDACTED] SS

SUPERIOR COURT

[REDACTED]

v.

Gordon J. MacRae, The Roman Catholic Bishop of
Manchester, and Father Gerard Boucher

DEFENDANTS' MOTION FOR ENTRY OF JUDGMENT

NOW COME Defendants Roman Catholic Bishop of Manchester,
and Father Gerard Boucher through counsel and move for entry
of judgment in accordance with the decision of the New
Hampshire Supreme Court on September 28, 1995 and in support
thereof say as follows:

1. On February 7, 1994, Defendants moved to dismiss
the above-captioned matters as being barred by the
applicable statutes of limitations.

2. On June 21, 1994, the Court denied Defendants'
Motion to Dismiss.

3. On July 13, 1994, Defendants moved to allow an interlocutory appeal from the ruling on the Motion to Dismiss. The Court granted Defendants' Motion to Allow Interlocutory Appeal on August 3, 1994 and signed the Interlocutory Appeal Statement.

4. On September 28, 1995, the New Hampshire Supreme Court reversed the judgment of the trial court on the question of applicability of the discovery rule. The Supreme Court remanded the matter to this Court.

5. Because the Supreme Court reversed the decision of this Court on the Motion to Dismiss, the only remaining action for this Court is to grant Defendant's Motion to Dismiss and enter judgment in Defendants' favor.

WHEREFORE, the above-captioned Defendants respectfully request that this Honorable Court:

- A. Dismiss Plaintiffs' claims as being barred by the applicable statutes of limitations;
- B. Enter judgment in Defendants' favor; and
- C. Grant such other relief the Court deems just and proper.

Respectfully submitted,

ROMAN CATHOLIC BISHOP OF
MANCHESTER
FATHER GERARD BOUCHER

By Their Attorneys:

SHEEHAN PHINNEY BASS + GREEN
PROFESSIONAL ASSOCIATION

Date: October 3, 1995

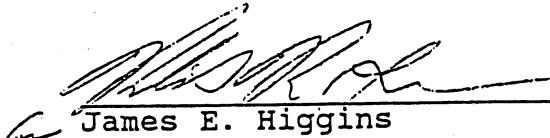
By: 

James E. Higgins
Robert R. Lucic
1000 Elm Street
P.O. Box 3701
Manchester, NH 03105-3701
603/627-8136

CERTIFICATION

I hereby certify that a copies of the foregoing Motion have this day been forwarded by first-class mail, postage prepaid to Mark Abramson, Esquire, George P. Dickson, Esquire, Peter Gleichman, Esquire, Gordon MacRae and Eileen Nevins, Esquire.

Dated: October 3, 1995


James E. Higgins

PETER A. GLEICHMAN

ATTORNEYS AT LAW

86 MIDDLE STREET

P. O. BOX 598

PORTSMOUTH, NEW HAMPSHIRE 03802-0598

9853

CHARLES A. GRIFFIN
DALE T. SWANSON
PETER A. GLEICHMAN

CHARLES J. GRIFFIN, RETIRED

TEL. 603-433-1830
603-659-2200
FAX 603-433-1197

MAINE
PETER A. GLEICHMAN

October 10, 1995

[REDACTED] Clerk
[REDACTED] SUPERIOR COURT
[REDACTED]
[REDACTED]

RE: [REDACTED] v. Roman Catholic Bishop
of Manchester, et als.

[REDACTED] Docket No. [REDACTED]

[REDACTED] v. Gordon J. MacRae, et als.
[REDACTED] County Docket No. [REDACTED]

Dear [REDACTED]:

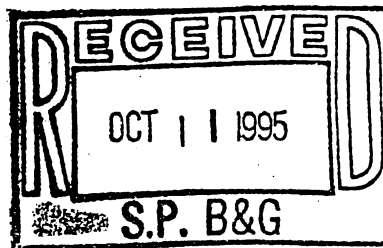
You will find enclosed for filing with the Court, Plaintiff
[REDACTED] Objection to Defendant's Motion for Entry
of Judgment and Cross-Motion and Limine.

Sincerely,

Peter A. Gleichman
Peter A. Gleichman

PAG:djm
Enclosure as stated

cc: Mark A. Abramson, Esquire
George A. Dickson, Esquire
James E. Higgins, Esquire
Eileen Nevins, Esquire
Robert Upton, Esquire
Peter Heed, Esquire
William Cleary, Esquire
[REDACTED]
Gordon J. MacRae



GREEN
PROFESSIONAL
ASSOCIATION



ATTORNEYS AT LAW

October 4, 1995

1000 ELM STREET
P.O. Box 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
603-668-0300

1 HARBOUR PLACE
SUITE 325
PORTSMOUTH
NEW HAMPSHIRE
03801-3856
FAX 603-433-3126
603-433-2111

[REDACTED] Clerk
County Superior Court

Re: [REDACTED] v. Roman Catholic Bishop
of Manchester, Gordon MacRae, Father John
Doe I and Father John Doe II -- [REDACTED]
[REDACTED] case

Re: [REDACTED] v. Gordon J. MacRae,
The Roman Catholic Bishop of Manchester and
Monsignor Gerard Boucher -- [REDACTED]
[REDACTED] County case

Dear [REDACTED]:

Enclosed for filing with the Court, please find
Defendants Roman Catholic Bishop of Manchester and
Monsignor Gerard Boucher's Motion for Entry of
Judgment.

Very truly yours,

Robert R. Lucic

RRL/edf
Enc.

cc: Mark A. Abramson, Esquire
Peter Gleichman, Esquire
George P. Dickson, Esquire
Gordon MacRae
Eileen Nevins, Esquire

PROFESSIONAL
ASSOCIATION

September 29, 1995

1000 ELM STREET
P.O. Box 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
603-668-0300Mark Chopko
General Counsel
US Catholic Conference
Office of the General Counsel
3211 4th Street NE
Washington, DC 20017-11941 HARBOUR PLACE
SUITE 325
PORTSMOUTH
NEW HAMPSHIRE
03801-3856
FAX 603-433-3126
603-433-2111RE: [REDACTED] v. Roman Catholic Bishop of
Manchester and [REDACTED] v. Gordon
J. McRae et al.

Dear Mark:

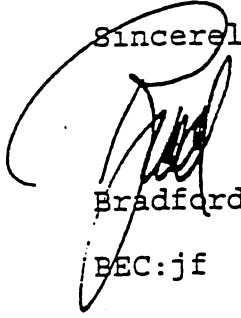
Enclosed find a summary opinion by the New Hampshire Supreme Court reversing the lower court in both of the above captioned matters. The lower courts had allowed the so-called discovery rule to operate notwithstanding knowledge of prior sexual abuse on the two-stage "connection" theory. The Supreme Court has rejected that argument in a rather short decision.

On the previous day, the Clerk decided Conrad v. Hazen, another case handled by this office on behalf of an organization called "The Kingdom" which is a conservative Protestant sect (as opposed to "cult" as alleged) in which a statute of limitations question was answered the other way but in which the result in these cases was predicted. I also enclose a copy of that decision.

While this means that our office probably has less work, it is certainly a welcome decision. If you have any questions, please let me know. I am proud to report that my partner James Higgins, primary litigation counsel on these matters and our

associate Robert Lucic worked on this matter and that another of our associates, Daniel Lynch works on these matters and handled the Kingdom case. I am sure any of those gentlemen would be available to discuss the findings or provide advice to any other Diocesan attorneys who might be interested.

Sincerely,



Bradford E. Cook

BEC:jf

cc: Messrs Higgins, Lucic & Lynch
BEC/6423 CV4

GREEN

ASSOCIATION



ATTORNEYS AT LAW

September 29, 1995

PERSONAL AND CONFIDENTIAL

1000 ELM STREET
P.O. Box 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
603-668-0300

Monsignor Francis J. Christian
Chancellor
Diocese of Manchester
P.O. Box 310
Manchester, NH 03105-0310

Re: [REDACTED] v. Diocese

1 HARBOUR PLACE
SUITE 325
PORTSMOUTH
NEW HAMPSHIRE
03801-3856
FAX 603-433-3126
603-433-2111

Dear Frank:

Good news! I enclose the Summary Reversal of Judge Conboy's lower court decision in the [REDACTED] and [REDACTED] cases. I expect the other side will claim the right to a further hearing at the trial level. We will argue that the Supreme Court has spoken and the case should now be dismissed.

I expect some news interest in this result. We should talk the first thing on Monday concerning a public response to an expected inquiry from the Portsmouth Herald (at least).

Best regards,

A handwritten signature in cursive script that reads "Jim".

James E. Higgins

JEH/slb
Enc.

PORTSMOUTH, NEW HAMPSHIRE 03802-0596

9858

CHARLES A. GRIFFIN
DALE T. SWANSON
PETER A. GLEICHMAN

TEL. 603-433-1800
603-659-2200
FAX 603-433-1197

CHARLES J. GRIFFIN, RETIRED

January 10, 1995

MAINE
PETER A. GLEICHMAN

[Redacted] Clerk
COUNTY SUPERIOR COURT
[Redacted]

RE: [Redacted] County Case - [Redacted]
v. Gordon MacRae, et al.

Docket Number: [Redacted]

[Redacted] v. Gordon MacRae, et al.

Docket Number: [Redacted]

[Redacted] County Case
[Redacted] v. Gordon MacRae, et al.

Docket Number: [Redacted]

[Redacted] County Case
[Redacted] v. Gordon MacRae, et al.

Docket Number: [Redacted]

Dear [Redacted]

You will find enclosed for filing with the Court, Defendant Gordon J. MacRae's Voluntary Stipulation of Dismissal with Prejudice of Counterclaim against Plaintiff [Redacted] in connection with consolidated case [Redacted] Docket Number [Redacted], which file the [Redacted] County Clerk's Office in [Redacted] informs me is still located in your office.

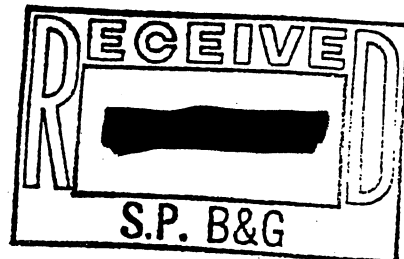
Please send me notification of Judge Convoy's dismissal of Defendant's Counterclaim only.

Sincerely,

Peter A. Gleichman
Peter A. Gleichman

PAG:djm

cc: Eileen A. Nevins, Esquire
James E. Higgins, Esquire
Mark A. Abramson, Esquire
George P. Dickson, Esquire
Robert Upton, II, Esquire
Peter W. Heed, Esquire
William W. Cleary, Esquire
[Redacted]



9859

CHARLES H. BAPPIN
DALE T. SWANSON
PETER A. GLEICHMAN

PG

603-888-2010
FAX 603-423-1197

CHARLES J. GRIFFIN, RETIRED

November 28, 1994

MAINE
PETER A. GLEICHMAN

[REDACTED], Clerk
[REDACTED] Court
[REDACTED]
[REDACTED]

Re: [REDACTED] v. Roman Catholic Bishop
of Manchester, Inc., et als.
No. [REDACTED]

Dear [REDACTED]:

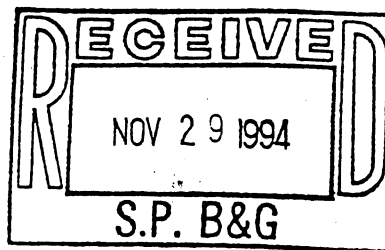
Please find enclosed for filing with the Court an original and 15 copies of Brief for Plaintiff [REDACTED] in connection with the above-referenced matter. Copies of the enclosed have been forwarded by first class mail, postage prepaid to other counsel of record.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Peter A. Gleichman

cc: Gordon J. MacRae
James H. Higgins, Esquire
Mark A. Abramson, Esquire
George P. Dickson, Esquire
Peter W. Heed, Esquire
Eileen Nevins, Esquire
Robert Upton, II, Esquire
William Cleary, Esquire
[REDACTED]



November 23, 1994

Stanley M. Brown
Kenneth C. Brown
Randolph J. Reis
Mark A. Abramson
Kevin F. Dugan*

[Redacted], Clerk
[Redacted]
[Redacted]

Re: [Redacted] v. The Roman Catholic Bishop of
Manchester, Gordon MacRae, Father John Doe I,
Father John Doe II, and [Redacted] v.
Gordon J. MacRae, The Roman Catholic Bishop of
Manchester, and Father Gerard Boucher
No. [Redacted]

Dear [Redacted]:

Enclosed please find an original and 15 copies of the
Brief for the Plaintiff in the above-captioned matters.

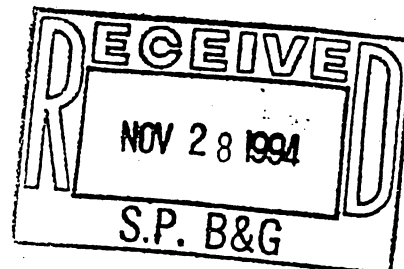
Very truly yours,

Mark A. Abramson

Mark A. Abramson

MAA/mc
Enclosures

cc: James E. Higgins, Esquire
George P. Dickson, Esquire
Peter A. Gleichman, Esquire
Eileen Nevins, Esquire



1819 Elm Street
Manchester, NH 03104

(603) 647-0300 • (603) 627-1819

THE
NEW
BASS
GREEN
PROFESSIONAL
ASSOCIATION

9861



ATTORNEYS AT LAW

October 25, 1994

1000 ELM STREET
P.O. Box 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
603-668-0300

1 HARBOUR PLACE
SUITE 325
PORTSMOUTH
NEW HAMPSHIRE
03801-3856
FAX 603-433-3126
603-433-2111

[REDACTED], Clerk
[REDACTED]
[REDACTED]

Re: [REDACTED] v. The Roman Catholic Bishop of
Manchester, Gordon MacRae, Father John Doe
I, Father John Doe II, and [REDACTED]
[REDACTED] v. Gordon J. MacRae, The Roman
Catholic Bishop of Manchester, and Father
Gerard Boucher
No. [REDACTED]

Dear [REDACTED]:

Enclosed for filing please find an original and
15 copies of Defendants Roman Catholic Bishop and
Father Gerard Boucher's Brief.

Very truly yours,

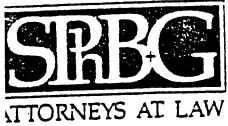
A handwritten signature in cursive script, appearing to read 'James E. Higgins'.

James E. Higgins

JEH/slb
Enc.

cc: Mark A. Abramson, Esquire
George P. Dickson, Esquire
Peter A. Gleichman, Esquire
Eileen Nevins, Esquire
Gordon J. MacRae

1000
 GREEN
 PROFESSIONAL
 ASSOCIATION



August 25, 1994

PERSONAL AND CONFIDENTIAL
 ATTORNEY-CLIENT PRIVILEGE

1000 ELM STREET
 P.O. Box 3701
 MANCHESTER
 NEW HAMPSHIRE
 03105-3701
 FAX 603-627-8121
 603-668-0300

Monsignor John P. Quinn
 Diocesan Director
 New Hampshire Catholic Charities
 215 Myrtle Street
 P. O. Box 686
 Manchester, NH 03105-0686

1 HARBOUR PLACE
 SUITE 325
 PORTSMOUTH
 NEW HAMPSHIRE
 03801-3856
 FAX 603-433-3126
 603-433-2111


Re: [REDACTED] Treatment Documents

Dear John:

I have your enclosures of August 18th. I note the release was a release confined to the [REDACTED] County Attorney's Office. Your request came from Keene. It is not appropriate for you to send records to Keene which the release says can only be directed to the [REDACTED] County Attorney's Office.

Please call with any questions you might have.

Very truly yours,


 James E. Higgins

JEH/slb

GREEN
 GREEN
 PROFESSIONAL
 ASSOCIATION



August 24, 1994

1000 ELM STREET
 P.O. Box 3701
 MANCHESTER
 NEW HAMPSHIRE
 03105-3701
 FAX 603-627-8121
 603-668-0300


1 HARBOUR PLACE
 SUITE 325
 PORTSMOUTH
 NEW HAMPSHIRE
 03801-3856
 FAX 603-433-3126
 603-433-2111

Re: [REDACTED] v. The Roman Catholic Bishop of
 Manchester, Gordon MacRae, Father John Doe
 I, Father John Doe II, and [REDACTED]
 [REDACTED] v. Gordon J. MacRae, The Roman
 Catholic Bishop of Manchester, and Father
 Gerard Boucher
 No. [REDACTED]

Dear [REDACTED]:

Enclosed for filing please find an original and
 7 copies of Defendants Roman Catholic Bishop and
 Father Gerard Boucher's Objection to Plaintiff
 [REDACTED] Motion for Declination or Summary
 Affirmance of Interlocutory Appeal.

Very truly yours,


 James E. Higgins

JEH/slb
 Enc.

cc: Mark A. Abramson, Esquire
 George P. Dickson, Esquire
 Peter A. Gleichman, Esquire
 Eileen Nevins, Esquire
 Gordon MacRae

ATTORNEYS AT LAW
56 MIDDLE STREET
P.O. BOX 598

PORTSMOUTH, NEW HAMPSHIRE 03802-0598

9864

CHARLES A. GRIFFIN
DALE T. SWANSON
PETER A. GLEICHMAN

CHARLES J. GRIFFIN, RETIRED

TEL 603-433-1830
603-659-2200
FAX 603-433-1197

MAINE
PETER A. GLEICHMAN

August 18, 1994

[REDACTED], Clerk

RE: [REDACTED] v. The Roman Catholic Bishop
of Manchester, Gordon MacRae, et als.
Docket Number: [REDACTED]

Dear [REDACTED]:

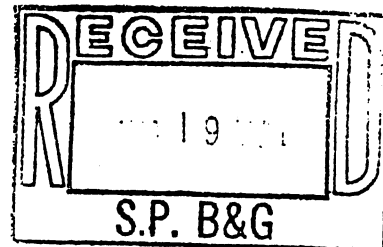
You will find enclosed for filing with the Court, an original and seven copies of Plaintiff [REDACTED] Motion for Declination or Summary Affirmance of Interlocutory Appeal. Copies of the enclosed have been forwarded by mail to the following counsel of record: James E. Higgins, Robert R. Lucic, Mark A. Abramson, George P. Dickson, and Eileen Nevins.

Sincerely yours,

Peter A. Gleichman
Peter A. Gleichman

PAG:djm
Enclosure as stated

cc: Listed above





TORNEYS AT LAW

August 10, 1994

1000 ELM STREET
P.O. Box 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
603-668-0300

Peter W. Heed, Esquire
Green, McMahon and Heed
28 Middle Street
Keene, NH 03431

Re: [REDACTED] ([REDACTED]) v. Gordon Macrae and
The Roman Catholic Bishop of Manchester --
[REDACTED]

1 HARBOUR PLACE
SUITE 325
PORTSMOUTH
NEW HAMPSHIRE
03801-3856
FAX 603-433-3126
603-433-2111

Re: [REDACTED] v. Roman Catholic Bishop
of Manchester, et als -- [REDACTED]

Re: [REDACTED] v. Gordon J. MacRae,
The Roman Catholic Bishop of Manchester and
Monsignor Gerard Boucher -- [REDACTED]

Dear Peter:

Thank you for your letter of August 4th and the enclosed Motion for Approval of Discovery Schedule. I believe we have previously contacted Peter Gleichman to indicate my non-concurrence with certain aspects of the schedule. In particular, I do feel that I would need 60 days after disclosure of your experts to disclose the Defendants' experts.

But as you must know a more substantial impediment to submission of this Motion has arisen. Judge Conboy has signed our appeal papers and they were filed yesterday with the Supreme Court. Assuming the Court takes the appeal, I doubt that the discovery schedule currently being circulated is realistic. Hence, with everyone's approval, I'll simply keep the document in my file to be used, duly modified, should the need again arise.

Very truly yours,

James E. Higgins

Letter W. H. H. Esquire
August 10, 1944
Page 2

9866

JEH/slb

cc: Mark A. Abramson, Esquire
Peter A. Gleichman, Esquire
George P. Dickson, Esquire
Gordon J. MacRae
Eileen A. Nevins, Esquire