

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS

SUPERIOR COURT DEPARTMENT  
C. A. No. 02-4138 (F)  
(Consolidated with 02-1296)

JOHN DOE Nos. 1 - 29 and MARY ROE Nos. 1 - 5, )  
Plaintiffs )

v. )

**JURY TRIAL**

THE ROMAN CATHOLIC ARCHBISHOP OF BOSTON, )  
A CORPORATION SOLE, BERNARD F. LAW, JOHN B. )  
McCORMACK, ROBERT J. BANKS, THOMAS V. DAILY, )  
RICHARD T. COUGHLIN, ROBERT V. GALE, EDWARD T. )  
KELLEY, BERNARD J. LANE, PAUL J. MAHAN, JOHN E. )  
McLAUGHLIN, PAUL R. SHANLEY, PATRICK J. TAGUE, )  
DANIEL M. GRAHAM, ROBERT V. MEFFAN, and )  
MICHAEL MOE Nos. 1 - 10, )  
Defendants )

**DEMANDED**

**AMENDED COMPLAINT**

**INTRODUCTION**

1. This is an action in which the plaintiffs seek compensation for personal injuries and damages suffered by them when they were each sexually abused and assaulted by a Roman Catholic Priest of the Archdiocese of Boston, which abuse and assaults occurred because of the negligent supervision of the PERPETRATORS by the supervisory defendants, which resulted from a course of conduct by said supervisory defendants, for a period of over fifty years, in which they: (a) failed to respond to complaints of sexual abuse; (b) protected the perpetrators at the expense of the victims; and (c) actively sought to cover up the evidence of such abuse.



## PARTIES

2. The plaintiffs are 34 individuals who bring this action in the names JOHN DOE and MARY ROE. Each is identified in a separate Affidavit which will be served upon the defendants.
3. Defendant THE ROMAN CATHOLIC ARCHBISHOP OF BOSTON, A CORPORATION SOLE ("ARCHBISHOP"), is a corporation duly organized under c. 506 of the Acts of 1897 of the laws of the Commonwealth of Massachusetts, with an usual place of business at 2121 Commonwealth Avenue, in the Brighton section of Boston, Suffolk County, Massachusetts.
4. Defendant BERNARD F. LAW ("LAW") is an individual residing at 2121 Commonwealth Avenue, in the Brighton section of Boston, Suffolk County, Massachusetts.
5. Defendant JOHN B. McCORMACK ("McCORMACK") is an individual residing in Manchester, New Hampshire.
6. Defendant ROBERT J. BANKS ("BANKS") is an individual residing in Green Bay, Wisconsin.
7. Defendant THOMAS V. DAILY ("DAILY") is an individual residing in Brooklyn, New York.
8. Defendant RICHARD T. COUGHLIN ("COUGHLIN") is an individual residing in California.
9. Defendant ROBERT V. GALE ("GALE") is an individual residing at 7 Winship Street, in the Brighton section of Boston, Suffolk County, Massachusetts.
10. Defendant EDWARD T. KELLEY ("KELLEY") is an individual residing at 287

Highland Street, Milton, Norfolk County, Massachusetts.

11. Defendant BERNARD J. LANE ("LANE") is an individual residing in Barnstead, New Hampshire.
12. Defendant PAUL J. MAHAN ("MAHAN") is an individual residing in Arlington, Virginia.
13. Defendant JOHN E. McLAUGHLIN ("McLAUGHLIN") is an individual residing at 25 Arlington Street, Somerville, Middlesex County, Massachusetts.
14. Defendant PAUL R. SHANLEY ("SHANLEY") is an individual residing in Cambridge, Massachusetts.
15. Defendant PATRICK J. TAGUE ("TAGUE") is an individual residing at 97 Foster Avenue, Marshfield, Plymouth County, Massachusetts.
16. Defendant DANIEL M. GRAHAM ("GRAHAM") is an individual residing at 556 Washington Street, Quincy, Norfolk County, Massachusetts.
17. Defendant ROBERT V. MEFFAN ("MEFFAN") is an individual residing at 63 Bow Street, Carver, Plymouth County, Massachusetts.
18. Defendant MICHAEL MOE Nos. 1 - 10 are individuals who took part in the conspiracy to hide the instances of abuse alleged whose names are presently unknown to the plaintiffs.

#### **FACTS COMMON TO ALL COUNTS**

19. At all times relevant to this action, defendant ARCHBISHOP controlled and directed the hiring, training, supervision and retention of the clergy in the Archdiocese of Boston.
20. At all times relevant to this action, defendants LAW, McCORMACK, BANKS and

DAILY were duly ordained Roman Catholic Priests who, as Bishops or administrators ("BISHOPS"), controlled the operations of defendant ARCHBISHOP.

21. At all times relevant to this action, defendants COUGHLIN, GALE, KELLEY, LANE, MAHAN, McLAUGHLIN, SHANLEY, TAGUE, GRAHAM and MEFFAN ("PERPETRATORS") were duly ordained Roman Catholic Priests, assigned by defendant ARCHBISHOP and/or defendant BISHOPS to various parishes in the Archdiocese, for the purpose of performing the functions of a clergyman.
22. For at least the past fifty years, and continuing to the present time, defendant ARCHBISHOP, along with others, has engaged in a conspiracy to conceal criminal acts of sexual abuse which were committed by individuals whom it recruited, hired, trained, supervised and retained as clergymen in the Archdiocese of Boston.
23. At times relevant to this action, defendant BISHOPS, and defendant MICHAEL MOE Nos. 1 - 10, engaged in said conspiracy with defendant ARCHBISHOP.
24. For at least the past fifty years, and continuing to the present time, plaintiffs JOHN DOE Nos. 1 - 23 and MARY ROE Nos. 1 - 4, as well as many other persons, both known and unknown to them, were sexually abused, assaulted and raped, because of said conspiracy.
25. Plaintiff JOHN DOE No. 1 was sexually abused by Leonard Stanton, a Roman Catholic Priest who is now deceased, in South Dakota, during the years 1951 - 1955.
26. Plaintiff JOHN DOE No. 2 was sexually abused by Paul Moriarty, a Roman Catholic Priest who is now deceased, at St. Mary's, Milton, during the years 1957 - 1960.
27. Plaintiff JOHN DOE No. 3 was sexually abused by defendant RICHARD T.

- COUGHLIN at St. Mary's, Lynn, during the years 1962 - 1965.
28. Plaintiff JOHN DOE No. 4 was sexually abused by Thomas F. Dempsey, a Roman Catholic Priest who is now deceased, at LaCrosse, WI, during the years 1964.
  29. Plaintiff JOHN DOE No. 5 was sexually abused by Thomas F. Dempsey, a Roman Catholic Priest who is now deceased, at LaCrosse, WI, during the years 1965.
  30. Plaintiff JOHN DOE No. 6 was sexually abused by Thomas F. Dempsey, a Roman Catholic Priest who is now deceased, at LaCrosse, WI, during the years 1965.
  31. Plaintiff JOHN DOE No. 7 was sexually abused by Thomas F. Dempsey, a Roman Catholic Priest who is now deceased, at LaCrosse, WI, during the years 1965.
  32. Plaintiff JOHN DOE No. 8 was sexually abused by defendant PAUL R. SHANLEY, at St. Patrick's, Stoneham, during the years 1965 - 1966.
  33. Plaintiff JOHN DOE No. 9 was sexually abused by Thomas F. Dempsey, a Roman Catholic Priest who is now deceased, at LaCrosse, WI, during the years 1967.
  34. Plaintiff JOHN DOE No. 10 was sexually abused by ROBERT V. GALE, while assigned to St. John Evangelist, Wellesley, during the years 1967.
  35. Plaintiff JOHN DOE No. 11 was sexually abused by defendant PATRICK J. TAGUE, at St. Paul's, Hingham, during the years 1967 - 1969.
  36. Robert Roe, who is not a party to this action, was sexually abused by defendant EDWARD T. KELLEY at St. Mary's, Lynn, during the years 1968 - 1969.
  37. Plaintiff JOHN DOE No. 12 was sexually abused by defendant PAUL J. MAHAN, at St. Ann's, Dorchester, during the years 1970 - 1971.
  38. Plaintiff JOHN DOE No. 13 was sexually abused by Thomas F. Dempsey, a Roman Catholic Priest who is now deceased, at St. Michael's, Hudson, during the years

1970 - 1972.

39. Plaintiff MARY ROE No. 1 was sexually abused by defendant PAUL J. MAHAN, at St. Ann's, Dorchester, during the years 1971 - 1972.
40. Plaintiff JOHN DOE No. 14 was sexually abused by defendant PAUL J. MAHAN, at St. Ann's, Dorchester, during the years 1972 - 1973.
41. Plaintiff JOHN DOE No. 15 was sexually abused by defendant PAUL J. MAHAN, at St. Ann's, Dorchester, during the years 1973 - 1975.
42. Plaintiff JOHN DOE No. 16 was sexually abused by defendant PAUL R. SHANLEY, in Boston and at St. Jean's, Newton, during the years 1974 - 1983.
43. Plaintiff MARY ROE No. 2 was sexually abused by defendant PAUL J. MAHAN, at St. Ann's, Dorchester, during the years 1975 - 1976.
44. Jane Doe, who is a party in a separate pending action, was sexually abused by defendant PAUL J. MAHAN, at St. Ann's, Dorchester, during the years 1976 - 1979.
45. Plaintiff JOHN DOE No. 17 was sexually abused by defendant EDWARD T. KELLEY, at St. Columbkille's, Brighton, during the years 1977 - 1978.
46. Plaintiff JOHN DOE No. 18 was sexually abused by defendant BERNARD J. LANE, at Alpha-Omega House, Littleton, during the years 1977 - 1978.
47. Plaintiff JOHN DOE No. 19 was sexually abused by Joseph W. Kenney, a Roman Catholic Priest who is now deceased, at St. Patrick's, Brockton, during the years 1977 - 1978.
48. Plaintiff JOHN DOE No. 20 was sexually abused by defendant BERNARD J. LANE, at Alpha-Omega House, Littleton, during the years 1978 - 1979.
49. Plaintiff MARY ROE No. 3 was sexually abused by Donald McGurrin, a Roman

- Catholic Priest who is now deceased, at Sacred Heart, Lowell, during the years 1978 - 1980.
50. Plaintiff MARY ROE No. 4 was sexually abused by Donald McGurrin, a Roman Catholic Priest who is now deceased, at Sacred Heart, Lowell, during the years 1978 - 1980.
  51. Plaintiff JOHN DOE No. 21 was sexually abused by defendant PAUL R. SHANLEY, at Exodus Center, during the year 1979.
  52. Plaintiff JOHN DOE No. 22 was sexually abused by defendant PAUL R. SHANLEY, at St. Jean's, Newton, during the years 1984 - 1993.
  53. Kevin English, who is not a party to this action, was sexually abused by defendant PAUL R. SHANLEY, at St Joseph's, CA, during the years 1990 - 1994.
  54. Plaintiff JOHN DOE No. 23 was sexually assaulted by defendant JOHN E. McLAUGHLIN, at St. Benedict's, Somerville, during the year 2001.
  55. Plaintiff JOHN DOE No. 24 was sexually abused by Paul Moriarty, a Roman Catholic Priest who is now deceased, at St. Mary's, Milton, during the years 1954 - 1956.
  56. Plaintiff JOHN DOE No. 25 was sexually assaulted by defendant DANIEL M. GRAHAM at St. Joseph's, Quincy, during the years 1979 - 1992.
  57. Plaintiff JOHN DOE No. 26 was sexually abused by defendant PAUL R. SHANLEY, at Immaculate Conception, Lowell, during the years 1974 - 1979.
  58. Plaintiff JOHN DOE No. 27 was sexually abused by Leo V. Dwyer, a Roman Catholic Priest who is now deceased, at St. Mary's, Hull, during the years 1974 - 1976.

59. Plaintiff JOHN DOE No. 28 was sexually abused by Charles R. Kane, a Roman Catholic Priest who is now deceased, at St. Teresa, Revere, during the years 1959 - 1967.
60. Plaintiff JOHN DOE No. 29 was sexually assaulted by defendant JOHN E. McLAUGHLIN, at St. Benedict's, Somerville, during the year 1998.
61. Plaintiff MARY ROE No. 5 was sexually abused by defendant ROBERT V. MEFFAN, at Sacred Heart, Weymouth, during the years 1963 - 1967.
62. During the same time period, plaintiffs are reliably informed and believe that in excess of four hundred other individuals have been sexually abused by Roman Catholic Priests, including the defendant PERPETRATORS, other deceased priests who are named in this action, as well as other unnamed priests, all of whom were assigned to the Archdiocese of Boston and under the supervision of defendant ARCHBISHOP, defendant BISHOPS, and defendant MICHAEL MOE Nos. 1 - 10.
63. Defendants, by their respective acts, both negligent and intentional, have inflicted severe emotional distress upon the plaintiffs.
64. Each one of the plaintiffs, until recently, has been unable to remember and/or to understand the damage which the several defendants have inflicted upon them.
65. As a result of the acts of the several defendants, plaintiffs have been required to undergo psychological treatment and therapy, and will continue to require this treatment and therapy in the future.
66. Plaintiffs are informed and believe that defendant PERPETRATORS, and other deceased priests who are named in this action, committed numerous sexual assaults on members of the parishes in the Archdiocese, under their care and



supervision, and were open and notorious pedophiles .

67. Defendant ARCHBISHOP, defendant BISHOPS and defendant MICHAEL MOE Nos. 1 - 10 all knew, or in the exercise of reasonable care should have known, of the prior and on-going sexual assaults by defendant PERPETRATORS, and other deceased priests who are named in this action.
68. Defendant ARCHBISHOP, defendant BISHOPS and defendant MICHAEL MOE Nos. 1 - 10 knew, or in the exercise of reasonable care should have known, that the defendant PERPETRATORS, and other deceased priests who are named in this action, were not fit persons to be placed in charge of the supervision of young males and females.
69. Defendant ARCHBISHOP, defendant BISHOPS and defendant MICHAEL MOE Nos. 1 - 10 knew, or in the exercise of reasonable care should have known, that the defendant PERPETRATORS, and other deceased priests who are named in this action, were not fit persons to be retained in a position in which they would have access to young males and females.
70. Defendant ARCHBISHOP, defendant BISHOPS and defendant MICHAEL MOE Nos. 1 - 10 knew, or in the exercise of reasonable care should have discovered, that the defendant PERPETRATORS, and other deceased priests who are named in this action, were engaged in illegal and inappropriate sexual conduct with young males and females under their supervision.
71. Defendant ARCHBISHOP, defendant BISHOPS and defendant MICHAEL MOE Nos. 1 - 10 failed to train the defendant PERPETRATORS, and other deceased priests who are named in this action, to perform their duties as supervisors of young

males and females properly.

72. Defendant ARCHBISHOP, defendant BISHOPS and defendant MICHAEL MOE Nos. 1 - 10 all knew, at various times during the past fifty years, that the aforesaid acts of sexual abuse were occurring, but conspired to keep this from becoming public knowledge, which conspiracy made it possible for the defendant PERPETRATORS, other deceased priests who are named in this action, as well as other unnamed priests, to commit, and to continue to commit, sexual abuses, assaults and rapes upon the plaintiffs and others.

73. As a result of the assaults upon them by the defendant PERPETRATORS, and other deceased priests who are named in this action, and the negligence of the defendant ARCHBISHOP, defendant BISHOPS and defendant MICHAEL MOE Nos. 1 - 10, the plaintiffs have been seriously and permanently injured, and continue to suffer at present from psychological disease, which impairs and affects all aspects of their lives.

#### **COUNT 1**

74. Plaintiffs reallege paragraphs 1 through 73.

75. Defendant COUGHLIN assaulted and battered plaintiff JOHN DOE No. 3.

#### **COUNT 2**

76. Plaintiffs reallege paragraphs 1 through 73.

77. Defendant COUGHLIN negligently inflicted emotional distress upon plaintiff JOHN DOE No. 3.

#### **COUNT 3**

78. Plaintiffs reallege paragraphs 1 through 73.

## COUNT 136

343. Plaintiffs reallege paragraphs 1 through 342.
344. Defendant ARCHBISHOP, defendant BISHOPS and defendant MICHAEL MOE Nos. 1 - 10 each, at various times during the past fifty years, intentionally and fraudulently hid the existence of the aforesaid acts of sexual abuse, conspired to keep this information from becoming public knowledge, and protected the offending priests from criminal prosecution.
345. By virtue of said conspiracy, the defendant ARCHBISHOP, defendant BISHOPS and defendant MICHAEL MOE Nos. 1 - 10 are jointly and severally liable to the plaintiffs for the injuries which they have suffered because of the acts of the defendant PERPETRATORS, other deceased priests who are named in this action, as well as other unnamed priests, who were able, thereby to commit, and to continue to commit, sexual abuses, assaults and rapes upon the plaintiffs.

## DEMAND

The plaintiffs demand judgment against the defendants on each of the Counts stated, in an amount which is fair, just and adequate for the injuries and damages sustained, and the pain and suffering endured, plus interest and costs

**PLAINTIFFS DEMAND A TRIAL BY JURY ON ALL COUNTS.**

By their Attorney,

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CARMEN L. DURSO, ESQUIRE  
B.B.O. # 139340  
100 Summer Street, Suite 3232  
Boston, MA 02110-2104  
617-728-9123

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