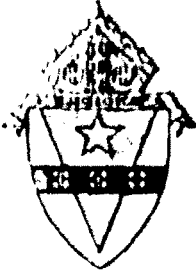


## EXHIBIT 3



## ARCHDIOCESE OF PHILADELPHIA


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OFFICE of the VICAR FOR ADMINISTRATION

### MEMORANDUM

**TO:** Reverend Monsignor William J. Lynn  
Secretary for Clergy

**FROM:** Reverend Monsignor Joseph R. Cistone   
Vicar for Administration

**DATE:** March 12, 2002

**ITEM:** Memorandum dated March 8, 2002 from Dr. Robert J. O'Hara  
to PCC Executive Committee

**RE:** Secret Archives Records

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Attached, please find the above referenced memorandum and attachments. As the memorandum indicates, the PCC Executive Committee will be discussing this item at our next meeting scheduled for Wednesday, April 10.

This matter related to "secret archives" is distinct from the issue of upcoming legislation regarding the "statute of limitation" and was raised even before the recent concerns about forthcoming legislation. I expect additional legal information to be forthcoming for preparation of our conference call on March 18, of which you will be a part.

I would appreciate any comments or observations, in bullet form if more convenient, which you could offer regarding the attached material and the topic of "secret archives."

attachment(s)

cc: Reverend Monsignor Michael T. McCulken (w/a),

AOPWR030664



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PENNSYLVANIA CATHOLIC CONFERENCE

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**MEMO**

**TO:** PCC Executive Committee  
**FROM:** Robert J. O'Hara, Jr.  
**SUBJECT:** Ad Hoc Committee on Secret Archive Records

**DATE:** March 8, 2002

At the January 16, 2002 Executive Committee Meeting, it was suggested that PCC investigate the study done, a few years ago, by an *ad hoc* committee on secret archives. Mr. Philip Murren would gather information they had on the committee. (Ms. Maura Quinlan served as counsel to the committee.) Dr. O'Hara would forward information to the Executive committee and schedule the topic on the agenda for the April 10 Executive Committee Meeting.

In 1994, at the direction of Cardinal Bevilacqua and the other Pennsylvania Bishops, an *ad hoc* committee of canonists was formed to examine how the dioceses of Pennsylvania can better protect their secret archives from civil law discovery. Father Michael J. Fitzgerald, Director of the Office for Legal Service for the Archdiocese of Philadelphia, was appointed committee chair.

Attached are three documents related to the Ad Hoc Committee's work.

Attachment I is a letter from the chairman of the committee, Father Michael Fitzgerald, calling for the first meeting and listing the participants.

Attachment II is a committee report summarizing the conclusions and recommendations of the committee. Please note a request from Father Fitzgerald (page 6) for further analysis of a potential conflict between canon law and civil law in the implementation of "V. Annual Review of Secret Archives Material" particularly as it relates to the destruction of specific materials.

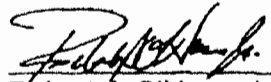
Attachment III is Ms. Quinlan's analysis of the legal requirements related to the destruction of documents.

AOPWR030665

With this material as background, we will schedule a discussion of secret archives records for the next Executive Committee Meeting. It would seem advisable to have someone from Ball, Murren & Connell available for our discussion.

If you have any questions please do not hesitate to contact Ms. Quinlan or me.

PENNSYLVANIA CATHOLIC CONFERENCE  
BY:



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Robert J. O'Hara, Jr.  
Executive Director

RJO/klm  
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