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### Proof of Claim form: John Doe 157B

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## Proof of Claim form: John Doe 157B

### Content Notice

This item is part of the Archdiocese of Santa Fe Institutional Abuse Collection, and it may contain descriptions of physical, emotional, sexual, and religious abuse, including abuse of minors. Other potentially sensitive topics within the collection include mental health conditions, substance abuse, and other forms of violence.

Resources are available if you or someone you know needs support for any reason.

For the National Sexual Assault Hotline, call 800-656-HOPE (4673) or go to <https://hotline.rainn.org/online>

For the 988 Suicide and Crisis Lifeline, call or text 988, or go to <https://chat.988lifeline.org/>

For the Substance Abuse and Mental Health Services Administration Helpline, call 1-800-662-4357

For crisis treatment in New Mexico: <https://www.nmhealth.org/contact/crisis/>

Survivors Network of those Abused by Priests resources: [https://www.snapnetwork.org/resources\\_for\\_survivors](https://www.snapnetwork.org/resources_for_survivors)

To report abuse:

- <https://archdiosf.org/report-abuse>
- <https://www.reportbishopabuse.org/>

To report child abuse:

- <https://www.childhelphotline.org/>

### Keywords

child sexual abuse, church abuse, New Mexico, Archdiocese of Santa Fe

### Disciplines

Catholic Studies | Ethics in Religion | Religion Law | United States History

FILED  
at 2:46 o'clock P.M.

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF NEW MEXICO

JUN 10 2019

United States Bankruptcy Court  
Albuquerque, New Mexico

In re:

ROMAN CATHOLIC CHURCH OF THE  
ARCHDIOCESE OF SANTA FE, a New Mexico  
corporation sole,

Debtor.

Chapter 11

Case No. 18-13027-t11

**CORRECTED SEXUAL ABUSE PROOF OF CLAIM**

**This form has been corrected solely with respect to the address for hand delivery.**

**IMPORTANT:**

**THIS FORM MUST BE RECEIVED NO LATER THAN  
June 17, 2019 AT 5:00 P.M. (PREVAILING MOUNTAIN TIME)**

Carefully read Notice and Instructions that are included with this **CONFIDENTIAL PROOF OF CLAIM** and complete all applicable questions. Send together with one copy to: Clerk of the United States Bankruptcy Court, District of New Mexico at the following address: Office of the Clerk of Court-ATTN SEALED DOCUMENTS, U.S. Bankruptcy Court, District of New Mexico, Pete V. Domenici U.S. Courthouse, 333 Lomas Blvd. NW, Suite 360 Albuquerque, NM 87102. If you prefer to hand deliver the completed Confidential Proof of Claim form to the Clerk, the physical address for hand delivery is Clerk of the United States Bankruptcy Court, District of New Mexico, 333 Lomas Blvd. NW, Suite 360 Albuquerque, NM.

**If you mail or deliver the Confidential Proof of Claim form it must be received by the Clerk no later than 5:00 p.m. (prevailing Mountain Time) on June 17, 2019.**

**YOU MAY WISH TO CONSULT AN ATTORNEY REGARDING THIS MATTER.**

**AND YOU MAY ALSO OBTAIN INFORMATION FROM THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS BY CALLING TOLL FREE AT 888-570-6217.**

**FAILURE TO COMPLETE AND RETURN THIS FORM MAY RESULT IN YOUR INABILITY TO VOTE ON A PLAN OF REORGANIZATION AND RECEIVE A DISTRIBUTION FROM THE ROMAN CATHOLIC CHURCH OF THE ARCHDIOCESE OF SANTA FE, COMMONLY KNOWN AS THE ARCHDIOCESE OF SANTA FE (THE "ARCHDIOCESE").**

**UNLESS YOU INDICATE OTHERWISE IN PART 1 BELOW, YOUR IDENTITY WILL BE KEPT STRICTLY CONFIDENTIAL, UNDER SEAL, AND OUTSIDE THE PUBLIC RECORD OF THE BANKRUPTCY COURT. HOWEVER, THIS PROOF OF CLAIM AND THE INFORMATION IN THIS PROOF OF CLAIM WILL BE PROVIDED**

**PURSUANT TO COURT-APPROVED CONFIDENTIALITY GUIDELINES TO THE ARCHDIOCESE, THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS AND TO SUCH OTHER PERSONS AS THE BANKRUPTCY COURT DETERMINES NEED THE INFORMATION IN ORDER TO EVALUATE THE CLAIM.**

**THIS PROOF OF CLAIM IS FOR SEXUAL ABUSE CLAIMANTS ONLY.**

For the purposes of this Proof of Claim, a **Sexual Abuse Claim** is defined as any Claim (as defined in section 101(5) of the Bankruptcy Code) against the Archdiocese resulting or arising in whole or in part, directly or indirectly from any actual or alleged sexual conduct or misconduct, sexual abuse or molestation, indecent assault and/or battery, rape, pedophilia, ephebophilia, or sexually-related physical, psychological, or emotional harm, or contacts, or interactions of a sexual nature between a child and an adult, or a nonconsenting adult and another adult, sexual assault, sexual battery, sexual psychological or emotional abuse, humiliation, or intimidation, or any other sexual misconduct, and seeking monetary damages or any other relief, under any theory of liability, including vicarious liability, any negligence-based theory, contribution, indemnity, or any other theory based on any acts or failures to act by the Archdiocese or any other person or entity for whose acts or failures to act the Archdiocese is or was allegedly responsible.

For Purposes of this Proof of Claim, a **Sexual Abuse Claimant** is defined as the person asserting a Sexual Abuse Claim against the Archdiocese, or if a minor, then his parent or legal guardian.

**TO BE VALID, THIS PROOF OF CLAIM MUST BE SIGNED BY YOU OR YOUR ATTORNEY. IF THE SEXUAL ABUSE CLAIMANT IS DECEASED OR INCAPACITATED, THE FORM MAY BE SIGNED BY THE SEXUAL ABUSE CLAIMANT'S REPRESENTATIVE, EXECUTOR OF THE ESTATE OR THE ATTORNEY FOR THE ESTATE. IF THE SEXUAL ABUSE CLAIMANT IS A MINOR, THE FORM MAY BE SIGNED BY THE SEXUAL ABUSE CLAIMANT'S PARENT OR LEGAL GUARDIAN, OR THE SEXUAL ABUSE CLAIMANT'S ATTORNEY.**

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

**PART 1: CONFIDENTIALITY**

**THIS SEXUAL ABUSE PROOF OF CLAIM (ALONG WITH ANY ACCOMPANYING EXHIBITS AND ATTACHMENTS) WILL BE MAINTAINED AS CONFIDENTIAL PURSUANT TO COURT-APPROVED GUIDELINES UNLESS YOU EXPRESSLY REQUEST THAT IT BE PUBLICLY AVAILABLE BY CHECKING THE BOX AND SIGNING BELOW. ONLY THE SEXUAL ABUSE CLAIMANT MAY WAIVE CONFIDENTIALITY IN THIS PART 1.**

- I do not want this Proof of Claim (along with any accompanying exhibits and attachments) to be kept confidential. Please verify this election by signing directly below.

Signature: \_\_\_\_\_

Print Name: \_\_\_\_\_

**PART 2: IDENTIFYING INFORMATION**

**A. Sexual Abuse Claimant**

\_\_\_\_\_ **#1** \_\_\_\_\_  
First Name Middle Initial Last Name Jr/Sr/III

**# 2** \_\_\_\_\_  
Mailing Address (If party is incapacitated, is a minor or is deceased, please provide the address of the individual submitting the claim. If you are in jail or prison, your current address).

\_\_\_\_\_ **# 2** \_\_\_\_\_  
City State Zip Code

Telephone No(s):  
Home: \_\_\_\_\_ Work: \_\_\_\_\_ Cell: **# 2** \_\_\_\_\_

Email address: **# 2** \_\_\_\_\_

Social Security Number: **#4** \_\_\_\_\_

If you are in jail or prison, your identification number: \_\_\_\_\_

May we leave voicemails for you regarding your claim?  Yes  No (please contact my attorneys)

May we send confidential information to your email:  Yes  No (please contact my attorneys)

Birth Date: **# 2** \_\_\_\_\_  Male  Female  
Month Day Year

Any other name, or names, by which the Sexual Abuse Claimant has been known:

**B. Sexual Abuse Claimant's Attorney (if any):**

Hall & Monagle, LLC  
Law Firm Name

Brad D. Hall  
Attorney's First Name Middle Initial Last Name

320 Gold Ave SW #1218  
Street Address

Albuquerque, NM 87102  
City State Zip Code

(505) 255-6300 (505) 255-6323 brad@hallmonagle.com  
Telephone No. Fax No. E-mail address

**PART 3: NATURE OF COMPLAINT**

**(Attach additional separate sheets if necessary)**

**NOTE: IF YOU HAVE PREVIOUSLY FILED A LAWSUIT AGAINST THE ARCHDIOCESE IN STATE OR FEDERAL COURT, YOU MAY ATTACH THE COMPLAINT. IF YOU DID NOT FILE A LAWSUIT, OR IF THE COMPLAINT DOES NOT CONTAIN ALL OF THE INFORMATION REQUESTED BELOW, YOU MUST PROVIDE THE INFORMATION BELOW.**

- a. Who committed the acts of sexual abuse or other wrongful conduct?

When I was a teenager I was sexually harassed by Fr. Adam Ortega y Ortiz, who was acting as an agent empowered and protected by the Archdiocese of Santa Fe and the Cathedral Basilica of St. Francis of Assisi.

- b. What is the position, title or relationship to you (if known) of the abuser or individual who committed these acts?

He was my priest and teacher in Confirmation Classes before I became a victim to him, and my confessor and the supervisor of all volunteer activities.

- c. Where did the sexual abuse or other wrongful conduct take place? Please be specific and complete all relevant information that you know, including the City and State, name of the School (if applicable) and/or the name of any other location.

The sexual harassment and abuse by Father Adam first took place at the Cathedral Parish office, specifically in his office on the second floor of the building, first door and office to the left. The abuse would also take place in his car and his rectory in Santa Fe, New Mexico, next to Cristo Rey Parish gym. Another place where the abuse took place is at both #5 Fast food locations on Cerrillos road in Santa Fe, New Mexico. Another place where the sexual harassment and abuse occurred was at the Pontifical College Josephinum in Columbus, Ohio in his car. Another place where the sexual harassment and abuse occurred was on the highway from Santa Fe to Albuquerque, New Mexico.

- d. When did the sexual abuse or other wrongful conduct take place?

1. If the sexual abuse or other wrongful conduct took place over a period of time (months or years), please state when it started, when it stopped, and how many times it occurred.

The sexual abuse took place from 2013-2016. It started happening before confirmation classes in 2013. He would sexually harass and abuse me before class and after class every Wednesday beginning at 7:00 PM and Sunday after the 12:00 o'clock mass for life teen sessions in Crispin Hall at the Cathedral Basilica of St. Francis of Assisi in Santa Fe, New Mexico. It happened for about a month in May of 2013. This would occur a few times before and after class. Even after I got confirmed, the abuse began to happen more often and would increase in his

intention to touch me more often. I can say that this abuse happened more than a hundred times over the 3 years from early 2013 – 2016. It

2. Please also state your age(s) and your grade(s) in school (if applicable) at the time the abuse or other wrongful conduct took place.

At the time the abuse began I was 17 years old and I was 19 years old when it stopped.

- e. What happened (describe what happened):

The prolonged sexual harassment problems that amounted to abuse started before Confirmation class. Father Adam would always do “nipple twisters” on myself and other teens. To Father Adam, it was a form of being cool enough to do that to young boys but reflecting on it now, I realize how uncomfortable I felt around him but was afraid to say anything because he was a priest and it is tradition that no one should talk ill or against a priest. This would happen nearly every time before and after class. Father Adam would horse around but only with the young boys in Confirmation. The sexual harassment escalated when he began to kiss me and impose force on the kiss on my lips. If I tried to pull away he would get his hand behind my neck and impose force so that I couldn’t pull or push away from his kiss on my lips. This would happen nearly every time I would go see him in his office or when he would pick me up from home when I needed a ride to the church or when we would pick me up from anywhere in general. Father Adam would always kiss me as soon as I got into his car and buckled my seat belt, and out of fear that he would do something worse, I couldn’t defend myself. The kissing also happened when no one was around or looking, either at his office or his car. Father Adam also kissed me on the lips on seminary grounds when he came to visit the seminary in Columbus, Ohio. As soon as he kissed me, he stated, “Hito, don’t tell anyone, I don’t want people to see and think anything of it, you know how seminarians can be and I don’t want any problems”. My response was nothing; I was afraid that someone saw already and that he would do something worse off seminary grounds. I didn’t know, I was just afraid. I guess like female employees in the news over the years that are being sexually harassed at work with unwanted kissing and touching, they can’t complain, and are afraid of losing their job.

Fr. Adam also kissed me as he dropped me off at the front door of the seminary. Father Adam would also slap my butt every time he would kiss me but only if I was standing and if he was sitting in his office chair, when I would stop by his office to say hello. There wasn’t a time he would keep his hands off me. It would occur every day at any time he saw the opportunity to do so. Another time the abuse and sexual harassment occurred was before every Sunday mass, when I would walk in to the sacristy and he would demand a hug and a good morning as if I was his boyfriend or if he was my owner or if I was his slave. He would start by extending his arms wide open as if he was expecting a hug, and out of respect I would give him a hug, however, as he began to hug, he would push his genital area towards mine and would squeeze me closer to his private area, many times I would push or try to get away and he would impose force as if he was rubbing his private parts against mine and as soon as someone would walk into the sacristy, he would let me go. This would happen every Sunday or at any given time he felt the need to rub his parts

against mine, by hugging me, under the impression of giving a brotherly or fatherly hug when in reality he was not. It was sexually charged.

Another time the abuse occurred was when he would walk up behind me and hug me and rub his hands on my chest, he would rub his hands on my chest in such a way that he would feel my pecks and nipples and squeeze them. At the same time, he would hug me from the back and again rub his genital areas against my butt with force to the point where I felt like he was craving to have sex with me. It was a force of desperation and frustration... This would also happen every Sunday or whenever he had a chance to do so if no one was looking.

During summer of my freshmen year of seminary college, we were on our way to Albuquerque for a tv mass, and in great confidence I was explaining to him about an occasion I had with a girl and he proceeded to say, 'Oh, is It because you have a small penis?' and he reached over to my penis and touched and squeezed the tip of my penis as if he was sizing it up. It was humiliating but I could do or say nothing.

When I was with Father Adam on the way to Albuquerque from Santa Fe, he again randomly reached over and grabbed my penis while driving. He laid his hand on my upper thigh as if he was try to reach my penis and then slowly rubbed his hands up and down on my left thigh, since he was driving. Father Adam would also hold my hand while driving and kiss it saying "I love you hito" This would happen every time he would drive with me in his car. Was it priest love, or what?

On a separate occasion Father Adam, #10 #10 #10 #10 and I went to the movies together. In the theater, Fr Adam placed his hand on my thigh, held my hand and kissed it, and also leaned in quickly to kiss me while everyone was watching the movie. At that moment, I tried to get up and leave but Father Adam held onto my hand. I felt forced to stay and felt powerless to the point where I wanted to yell out 'help' or just get the hell out of the movie theatre, and I knew people were thinking I was his date or something and I didn't want to be a date. I wanted to be a priest. But out of fear that Fr. Adam would do something worse to me, or just being frozen by the whole ordeal and being paid for to go the Ohio Seminary, I was afraid to stand up for myself.

- f. Did you tell anyone about the sexual abuse or other wrongful conduct and, if so, who did you tell and when (this would include parents; relatives; friends; the Archdiocese; attorneys; counselors; and law enforcement authorities)?

Two years after the steady sexually harassment, I finally opened up and told my spiritual director that I was harassed to the point of abuse by my pastor. He recommended that I let my Diocese know about the abuse. At that time, I let Father John Daniel (Vicar General) know about the abuse, I also spoke with the Archdiocese investigator who then advised me to speak with Vita Del, who is a private investigator as well for the Archdiocese, I guess. Soon after that I told my parents and my counselor at the seminary, and a few close friends of mine. In 2019, I told a lawyer in Santa Fe, who took me to Brad Hall's office, and I told my lawyers.

- g. Identify any church or religious organization you have belonged to or have been affiliated with.

I have belonged to the Cathedral Basilica of St. Francis of Assisi since the age of ten and been part of the Pontifical College Josephinum for 5 years.

- h. State whether there were any witnesses to the abuse. If there were any witnesses, please list their name(s) and any contact information you have.

There were no witnesses but one, #10, who's number I do not have but email I do, #10

**PART 4: IMPACT OF COMPLAINT**  
**(Attach additional separate sheets if necessary)**

*(If you are uncertain how to respond to this Part 4, you may leave this Part 4 blank, but you will be required to complete this Part 4 within thirty (30) days after a written request is made for the information requested in this Part 4)*

1. What injuries (including physical, mental and/or emotional) have occurred to you because of the act or acts of sexual abuse or other wrongful conduct that resulted in the claim (for example, the effect on your education, employment, personal relationships, health, and any physical injuries)?

Many injuries have occurred, and continue to occur since the abuse and after the abuse. First, throughout my last two years of seminary college I lost many friends due to the case of telling about the harassment to get it to stop. I have not been able to return to my home parish (The Cathedral) due to the fact that everyone there supports Father Adam, in the cathedral clique, #10 and others in the staff, all protect and are on Father Adam's side in any matter. Those same people used to be my friends. Due to the abuse and how it is now known to the Cathedral, I have not been able to return due to fear that they may harm me not only emotionally but also mentally. I have also come to have intense trust issues, including with friends and family. I have trust issues because once you trust a priest and you see him as the highest example of Christ, and then he hurts, harasses and abuses you and your trust, you lose trust and can't see anyone else as an example of trusting other people. In other words, if you can't trust your priests, and he is supposed to be the best example, I can't trust my friends or family as well. I also cannot be in a car alone with another man or woman without high anxiety, due to the fear (whether rational or not), that they may try to abuse me like Father Adam has in the past. I always have to travel with four people in a car, or travel alone.

The abuse has also affected my sleep because I often stay up at night thinking of what happened and how far it has gone, and how my life has collapsed for trying to stop the harassment.

The abuse has greatly affected my relationships with women, in the case of kissing a woman, it seems to be that I'm afraid to do so due to the fact that it brings back memories of Father Adam kissing me. I am confused. Also, in regards to holding hands, I can't hold hands during the Our Father in mass, as it brings back memories of Father Adam holding my hand and kissing it. This also applies to women; I feel odd holding hands with a woman due to the fact that it brings back memories of how Father Adam touched me inappropriately, this makes me feel that even a woman would want to abuse me and take advantage of me like Father Adam did. Whether rational or not, those are anxiety-ridden fears I have.

The abuse also affected my education during seminary, as there were weeks where I was unable to focus due to the anxiety. My grades dropped to F's and the amount of stress between academics and the harassment and abuse has drained me. The abuse has also affected me by having intense suicidal thoughts and a very close encounter with committing suicide, due to the fear of speaking the truth and speaking out about the abuse, and the costs. I don't want any battles. I want it to be like before the sexual harassment started. The abuse caused me to drop out of Seminary in order to deal with the abuse issue, and it has caused me great confusion in the direction of my life and my future. The abuse has also caused me emotional distress to the point of having panic attacks if I see Father Adam's car, or hear his name be mentioned. The abuse has caused me to feel unsafe in offices, churches and walking upstairs in fear that the person behind me would slap and or touch my butt like Father Adam has in the past. The abuse has also made me fearful of getting a job because I feel people will find a way to abuse me like Father Adam has. It has caused me to lose trust in many friends and family to the point where I block them from my life. I'm kind of stuck in a hole. The abuse has also caused me to fear intimacy with women. It was another tactic of Father Adam to lecture me about how I should not like women, and to stay away from them. He was trying to gain control of me and tried to manipulate my own sexuality.

In general, Father Adam has taken advantage of me for his own sexual desires, and as a sexual harasser. He groomed me and sexually harassed me since I was 17. He is a priest that should not be in ministry at all if that is how he treats young men, who only wanted to be a good priest, and there should not be any warning or second chances given to him due the way in which kissed and touched me without my consent, or with power I could not refute. Father Adam will continue this if he is not put out of ministry. It is not just me who he has affected but also others, that are yet to come out and claim their abuse.

2. Have you sought counseling or other treatment for your injuries? If so, with whom and when?

So far the only counseling I have had is from the Seminary I have attended, all in the last year.

**PART 5: ADDITIONAL INFORMATION**

1. Prior Claims: Have you filed any claims in any other bankruptcy case relating to the sexual abuse described in this claim.

Yes  No (If "Yes," you are required to attach a copy of any completed claim form.)

If "Yes," which case(s):

2. Settlements: Regardless of whether a complaint was ever filed against any party because of the sexual abuse or other wrongful conduct, have you settled any claim relating to the sexual abuse or other wrongful conduct described in this claim?

Yes  No (If "Yes," please describe, including parties to the settlement. You are required to attach a copy of any settlement agreement.)

3. Bankruptcy. Have you ever filed bankruptcy?  Yes  No (If "Yes," please provide the following information:

Name of Case: \_\_\_\_\_ Court: \_\_\_\_\_

Date filed: \_\_\_\_\_ Case No. \_\_\_\_\_

Chapter:  7  11  12  13 Name of Trustee: \_\_\_\_\_

4. State whether you have previously commenced any lawsuit seeking damages for the identified sexual abuse. If yes, please state: NO

a. Where and when you commenced the lawsuit:

\_\_\_\_\_

b. The parties to the lawsuit:

\_\_\_\_\_

c. The case number if any:

\_\_\_\_\_

d. The result of the lawsuit:

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**Sign and print your name. If you are signing the claim on behalf of another person or an estate, print your title.**

**Under penalty of perjury, I declare the foregoing statements to be true and correct.**

**Date:** 5.29.19

**Signature:** #1 \_\_\_\_\_

**Print Name:** \_\_\_\_\_

**Relationship to Sexual Abuse Claimant:** \_\_\_\_\_