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Proof of Claim form: John Doe 91

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Proof of Claim form: John Doe 91

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

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

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW MEXICO

JD 91
May 20, 2019

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/Prov. Zip Code (Postal Code) Country(if other than U.S.A.)

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 _____ X 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/ Prov. Zip Code (Postal Code) Country
(if other than U.S.A.)

(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?

The wrongful conduct of the Archdiocese of Santa Fe (as well as the Congregation of Blessed Sacrament Fathers who ran St. Charles Borromeo Parish) empowered Fr. Wilfred Bombardier to sexually abuse me and other children. My lawsuit against the Congregation is still pending resolution, and may need to continue once the bankruptcy is concluded.

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

Fr. Bombardier was employed as a priest by the Archdiocese of Santa Fe. He was my priest while I was a child, student, and altar boy at St. Charles Borromeo School and Parish.

- 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 abuse began when Fr. Bombardier offered to teach me how to swim, and I recall he took me to a place that had a swimming pool off of Alameda and Rio Grande Blvd in Albuquerque New Mexico. Abuse took place at the cabin Bombardier took parish children to for overnight trips, in his car, and there are probably other times he did things as well, though I do not recall them as of this time.

- 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.

I was abused in 1966 into 1968 and there were roughly five incidents.

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 twelve years old. One incident took place just after my 13th birthday. I was in 7th and 8th grade at St. Charles Borromeo School.

- e. What happened (describe what happened):

In 1966 when Fr. Bombardier took me to learn how swim, it was just him and me in the pool. When I was getting undressed he commented on my peach fuzz around my genital area and how I was just entering puberty. In the pool he was pretty physical with me, touching me and holding me as I was trying to float, holding me supporting my butt and back and trying to get me to float on my stomach with his hand under me supporting me by my chest and crotch area. We went a few times, I do not remember how many times in particular. I do recall how he looked at me when I was naked, it was a lustful look, though at the time I did not know what a lustful look would look like, it's just how I remember it looking back now as an adult...a lustful gazing. There are gaps in what I remember, but my next most vivid recollection is the time he took me to a cabin in the mountains to spend the night there. I remember chopping wood, then going inside, and Fr. Bombardier building a fire in the fireplace. Next I remember lying with him naked on the floor by the fireplace, him fondling me and wanting me to fondle him. He wanted me to get on top of him, he tucked his penis between his legs and asked me to get on top and rub on him. I remember him stating that this was not a sin as long as we did not orgasm. He then asked me to perform oral sex on him. He said to spit on his penis before putting it in my mouth and it would kill the germs. I put his penis in my mouth and again he said it was not a sin as long as he did not ejaculate, which I do not remember him doing. I do recall, again, the lustful look he would give. Later on, I was taking a trip to Michigan by commercial airplane (first time in a commercial airplane) to visit my grandmother and celebrate my 13th birthday. I was flying by myself and I remember Father Bombardier telling me to look out the window of the airplane when we were cruising and to look down at the cars on the roads at night and notice how it looks like a long snake with lights. After I came back from my trip, Fr. Bombardier told me how much he missed me, then took me somewhere in his car. He had me take off my pants so he could see how much more hair I had on my genitals since the last time I saw him. Again, I recall that lustful look as he gazed at my crotch.

- 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)?

I never provided a report of the abuse suffered by me from Father Bombardier until I spoke with my attorneys in 2018. I subsequently told a therapist, #10 later in 2018.

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

I was an altar boy and student at St. Charles Borromeo Catholic Church in Albuquerque, part of the Archdiocese of Santa Fe.

- 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 I am aware of.

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)?

Years ago I put what happened to me in a box. Let's call it "Pandora's Box". I locked it, but kept the key, somehow knowing someday I might unlock it and take a peek inside, maybe even open it up fully. That someday has come, and with the help of #10 #10, my therapist, I have unlocked the box and am apprehensively taking a peek inside. I remember when I was thirteen years old in the 8th grade at St. Charles Borromeo School, a girl in my class gave me a get well card and signed it Love, then her name. At that moment and going forward I could not accept that word directed at me, nor would I use it lightly myself towards another person. I would often wonder why that was. In Pandora's Box I found the answer. I did not feel I was worthy of love, how could someone love me when I had a sexual encounter with a Priest? Why did I allow myself to be caught up in what Fr. Bombardier was doing to me? Why did I go along with what he said? Why did I not stop it immediately? Why was I just a kid, and he a priest that I had to obey? Why did he pick me? I now remember going to confession, and in the confessional I could see

through the little holes, the priest taking my confession...Fr Bombardier. Catholics considered it a sin to masturbate and in that confessional I confessed to masturbating. In retrospect, I think that might have had something to do with him choosing me. Also, through my therapy with #10, I realized Fr. Bombardier also preyed on my nature to please adults – especially priests. I wanted to feel loved, accepted, and appreciated as that was lacking from my Mother and Father. I did what he asked of me, and a Priest no less, how wonderful was that? An important person in the church, a man of “God” taking an interest in me, making me feel wanted, appreciated, maybe even loved? I can see now how I was seduced by all that...and it makes me angry that a Holy Catholic Priest took advantage of me to satisfy his lustful sick demented desires. Fr. Bombardier robbed me of my innocence, my capacity to feel loved, my trust in authority, and not feeling like I am ever good enough, whatever I do is not good enough. He also robbed me of my faith – I stopped attending church after Fr. Bombardier abused me, and have never really been able to rebuild that connection to Catholic life. I am hopeful as I progress through my therapy that I can get past all of this. It is one thing to realize the how and why, it is another to accept it and be INFORMED by what happened and not AFFECTED. WAY easier said than done! I’m working on it.

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

I started counseling with #10 in 2018.

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.)

