



CAUSE NO. 2011-CI-00313

ROCIO CASTRO, YVONNE CASTRO,
PATRICIA RODRIGUEZ AND
MAYRA HERNANDEZ

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IN THE DISTRICT COURT OF

VS.

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ROMAN CATHOLIC ARCHDIOCESE
OF SAN ANTONIO, BY AND THROUGH
ARCHBISHOP REV. GUSTAVO GARCIA-
SILLER, HIS PREDECESSORS AND
SUCCESSORS, AS ARCHBISHOP OF THE
ROMAN CATHOLIC ARCHDIOCESE OF
SAN ANTONIO AND ST. JOHN
BERCHMANS CHURCH

BEXAR COUNTY, TEXAS

224TH JUDICIAL DISTRICT

ORIGINAL ANSWER OF DEFENDANT,
GUSTAVO GARCÍA-SILLER,
Archbishop of the Archdiocese of San Antonio,
and acting on behalf of
THE ARCHDIOCESE OF SAN ANTONIO and
ST. JOHN BERCHMANS CATHOLIC CHURCH

TO THE HONORABLE JUDGE OF SAID COURT:

Now comes Defendant, GUSTAVO GARCÍA-SILLER, Archbishop of the Archdiocese of San Antonio, and acting on behalf of THE ARCHDIOCESE OF SAN ANTONIO and ST. JOHN BERCHMANS CATHOLIC CHURCH, erroneously sued as ROMAN CATHOLIC ARCHDIOCESE OF SAN ANTONIO and ST. JOHN BERCHMANS CHURCH, in the above entitled and numbered cause, and files this Original Answer and for such would respectfully show unto the Court as follows:

I.

Defendant, GUSTAVO GARCÍA-SILLER, Archbishop of the Archdiocese of San Antonio, and acting on behalf of THE ARCHDIOCESE OF SAN ANTONIO and ST. JOHN

BERCHMANS CATHOLIC CHURCH, denies generally the allegations contained in Plaintiffs' Original Petition and asks for a trial of the issues before a jury.

II.

Defendant denies that ROMAN CATHOLIC ARCHDIOCESE OF SAN ANTONIO and ST. JOHN BERCHMANS CHURCH are proper defendants and liable in the capacity in which they have been sued.

III.

For further answer, should it be necessary, Defendant alleges that Plaintiffs' causes of action as alleged in Plaintiffs' Original Petition, are barred by limitations as provided by the Texas Civil Practice and Remedies Code.

WHEREFORE, PREMISES CONSIDERED, Defendant prays for judgment and general relief.

Respectfully submitted,

DAVIS, CEDILLO & MENDOZA, INC.
McCombs Plaza, Suite 500
755 E. Mulberry Avenue
San Antonio, Texas 78212
Telephone No.: (210) 822-6666
Telecopier No.: (210) 822-1151

By:



RONALD E. MENDOZA
State Bar No. 13937700

ATTORNEYS FOR DEFENDANT,
GUSTAVO GARCÍA-SILLER,
Archbishop of the Archdiocese of San Antonio,
and acting on behalf of
THE ARCHDIOCESE OF SAN ANTONIO and
ST. JOHN BERCHMANS CATHOLIC CHURCH

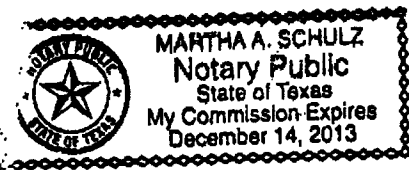
THE STATE OF TEXAS §

COUNTY OF BEXAR §

BEFORE ME, the undersigned authority, on this day personally appeared Ronald E. Mendoza, who, on his oath, stated that he is one of the attorneys of record for Defendants herein; that he is duly authorized to make this affidavit and states that the facts set out in paragraph II above are true and correct.

Ronald E. Mendoza
RONALD E. MENDOZA

SUBSCRIBED and SWORN TO before me on this 11th day of February, 2011, to certify which witness my hand and seal of office.



Martha A. Schulz
NOTARY PUBLIC, THE STATE OF TEXAS

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been mailed, by certified mail, return receipt requested, to:

Mr. Robert C. Hilliard
Mr. Rudy Gonzales, Jr.
Ms. Catherine D. Tobin
Ms. Rebecca M. Ostrow
Mr. Nicholas B. Ostrow
HILLIARD MUÑOZ GONZALES LLP
719 S. Shoreline Blvd., Suite 500
Corpus Christi, Texas 78401

on this 11th day of February, 2011.

Ronald E. Mendoza
RONALD E. MENDOZA



CAUSE NO. 2011-CI-00313

ROCIO CASTRO, YVONNE CASTRO,
 PATRICIA RODRIGUEZ AND
 MAYRA HERNANDEZ

VS.

ROMAN CATHOLIC ARCHDIOCESE
 OF SAN ANTONIO, BY AND THROUGH
 ARCHBISHOP REV. GUSTAVO GARCIA-
 SILLER, HIS PREDECESSORS AND
 SUCCESSORS, AS ARCHBISHOP OF THE
 ROMAN CATHOLIC ARCHDIOCESE OF
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 BERCHMANS CHURCH

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IN THE DISTRICT COURT OF

BEXAR COUNTY, TEXAS

224TH JUDICIAL DISTRICT

DEFENDANT, GUSTAVO GARCÍA-SILLER,
Archbishop of the Archdiocese of San Antonio,
and acting on behalf of
THE ARCHDIOCESE OF SAN ANTONIO and
ST. JOHN BERCHMANS CATHOLIC CHURCH'S
SPECIAL EXCEPTIONS TO
PLAINTIFFS' ORIGINAL PETITION

TO THE HONORABLE JUDGE OF SAID COURT:

Now comes Defendant, GUSTAVO GARCÍA-SILLER, Archbishop of the Archdiocese of San Antonio, and acting on behalf of THE ARCHDIOCESE OF SAN ANTONIO and ST. JOHN BERCHMANS CATHOLIC CHURCH, erroneously sued as ROMAN CATHOLIC ARCHDIOCESE OF SAN ANTONIO and ST. JOHN BERCHMANS CHURCH, in the above entitled and numbered cause, and files this his/her/its/their Special Exceptions and in support thereof would respectfully show unto the Court as follows:

I.

In their Original Petition, Plaintiffs completely fail to provide any dates of the alleged incidents of sexual abuse as to any of the Plaintiffs.

Defendant requests that the Court require the Plaintiffs to amend their pleadings and specifically allege each and every date of each and every alleged occurrence of sexual abuse as to each Plaintiff. Defendant would show the Court that he is clearly entitled to know each and every date of each and every alleged incident of sexual abuse so Defendant may have adequate information to evaluate and prepare for the defense of this case. Defendant's rights to adequately prepare his defense for trial of this lawsuit would be materially prejudiced unless the Plaintiffs so amend.

II.

Defendant specially excepts to paragraph 22. of Plaintiffs' Original Petition wherein it states that Plaintiffs seek damages allowed in the State of Texas in an amount within the jurisdictional limits of the Court. Defendant further specially excepts to paragraph 23. Wherein it states that Plaintiffs seek unliquidated damages that are within the jurisdictional limits of the Court.

Pursuant to Rule 47 of the Texas Rules of Civil Procedure, Defendant objects to such pleadings and Defendant requests that the Court require Plaintiff to amend their pleadings so as to specify the maximum amount claimed by each Plaintiff as to each element of special damages. Defendant would show the Court that he is clearly entitled to know the maximum amount sought by each Plaintiff in this cause of action so Defendant may have adequate information to evaluate and prepare for the defense of this case. Defendant's rights to adequately prepare his defense for trial of this lawsuit would be materially prejudiced unless the Plaintiffs so amend.

WHEREFORE, PREMISES CONSIDERED, Defendant prays that the Court set these Special Exceptions for hearing and at that time sustain his Special Exceptions and require Plaintiffs to amend their pleadings accordingly within fourteen (14) days of the hearing of this motion and, if said amendments are not made in accordance with the Court's order that said pleadings be stricken without further order of the Court. Defendant also prays for such other and further relief to which he may show himself justly entitled.

Respectfully submitted,

DAVIS, CEDILLO & MENDOZA, INC.
McCombs Plaza, Suite 500
755 E. Mulberry Avenue
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By: *Ronald E. Mendoza*
RONALD E. MENDOZA
State Bar No. 13937700

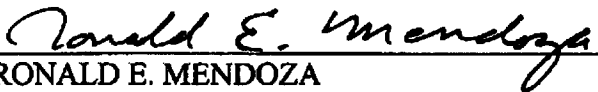
ATTORNEYS FOR DEFENDANT,
GUSTAVO GARCÍA-SILLER,
Archbishop of the Archdiocese of San Antonio,
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THE ARCHDIOCESE OF SAN ANTONIO and
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CERTIFICATE OF SERVICE

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HILLIARD MUÑOZ GONZALES LLP
719 S. Shoreline Blvd., Suite 500
Corpus Christi, Texas 78401

on this 11th day of February, 2011.



RONALD E. MENDOZA