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6-4-2019

### Proof of Claim form: Jeanette Segura (JaneD AA-B)

Hall & Monagle, LLC

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## Proof of Claim form: Jeanette Segura (JaneD AA-B)

### 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.childhelpline.org/>

### Keywords

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

### Disciplines

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

June Doe AA B

FILED  
at 2:03 o'clock P M

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF NEW MEXICO

JUN 04 2019

United States Bankruptcy Court  
Chapter 11 Albuquerque, New Mexico

Case No. 18-13027-t11

In re:  
  
ROMAN CATHOLIC CHURCH OF THE  
ARCHDIOCESE OF SANTA FE, a New Mexico  
corporation sole,  
  
Debtor.

**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**

Jeanette Segura  
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 \_\_\_\_\_  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?

Fr. Rafael Inchody sexually abused me. He was employed and empowered to abuse me by the Archdiocese of Santa Fe and Our Lady of the Most Holy Rosary parish. Fr. Inchody was at the Servants of the Paraclete prior to being assigned to Holy Rosary and I understand that the Servants of the Paraclete are responsible for permitting and/or selecting Fr. Inchody to work at Holy Rosary parish so they are responsible for the abuse he committed upon me.

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

Fr. Inchody was our parish priest.

- 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.

Fr. Inchody abused me in the church, anywhere he could get me alone.

- 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 abuse took place between the time Fr. Inchody arrived at Our Lady of the Most Holy Rosary church (Fall of 1976) and when I got out of the hospital after my bike accident in the spring of 1977. I believe that he abused me both at the church and at the hospital.

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.

I was 13 years old and in 8<sup>th</sup> grade.

- e. What happened (describe what happened):

I cannot remember exactly what happened. My head injury from by bike accident left me with very little memory of before the accident. I know that something happened and it was bad because when I got out of the hospital, I was terrified of Fr. Inchody. I did not want to be anywhere near him. I avoided him and stopped going to morning mass with my mother so that I would not have to encounter him.

My sister #3 recalls more about Fr. Inchody and him acting inappropriately with children. She has signed an affidavit, which is attached to this Proof of Claim, stating, under oath, what she witnessed. She said Fr. Inchody was always touching children, rubbing their back, putting his hands around their shoulders and stuff and that he was always having children go to the back of the church with him and they did not want to talk about what he did to them. #3 recalls Fr Inchody visiting me at the hospital, as our parish priest. #3 also said that after I got out of the hospital from the bike accident I did not want to be around Fr. Inchody at all – that I was very scared of him for some reason.

My sister #3 was also sexually abused by Fr. Inchody. She has more details. She said he used to touch her outside of her clothing at her breast and private area and he would say things like “you are developing into a woman” and other sexual talk. I am one year older than #3 Please refer to her Proof of Claim for more facts about the type of abuse Fr. Inchody performed on children at Holy Rosary parish. It is a crime that he was permitted access to us. I understand that he married a very young girl shortly after leaving our parish.

- 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 have not told anyone about the abuse until recently – in the last two months, when I saw advertising for the Archdiocese bankruptcy and I got to thinking about Fr. Inchody.

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

Catholic

- 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.

My sisters #3 and my sister #3

#### **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)?

I have trouble performing sexually my entire life. I do not know why I cannot engage in foreplay and sex is not pleasant for me. This has caused trouble with my marriage. I tried suicide several times and abused drugs and alcohol. I have been diagnosed with depression, anxiety, and PTSD. When I had sex the first time as a young adult, I did not bleed. This fact has made me believe that something happened to me horrible that I just cannot recall. A few months after I got out of the hospital from my bike accident, I had a horrible stomach, gut/belly ache and could not stop throwing up. I wound up in the emergency room and I recall the doctor asking my father if I could be pregnant. Later when I did get pregnant, the doctor told me that I had been pregnant before.

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

Yes, I have been in counseling my entire life for my various psychological conditions but I never talked about Fr. Inchody with anyone because I did not remember what he did to me. Now that I have been speaking with my sisters about him, I am talking with my therapist about it. She is in Corpus Christi, Texas.

**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: Gene and Jeanette Segura Court: New Mexico

Date filed: 12/4/97 Case No. 97-17057-m7

Chapter:  7  11  12  13 Name of Trustee: James Burke

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:  
\_\_\_\_\_

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: 5-31-2019

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

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

Relationship to Sexual Abuse Claimant: Self

#1

## AFFIDAVIT

I, **#3**, make the following statement under oath:

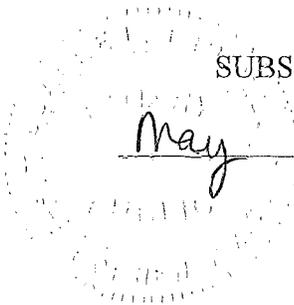
1. I am the sister of Jeanette Segura, formally Jeanette LaJeunesse. I am one year older than Jeanette.
2. My family attended Our Lady of the Most Holy Rosary Church growing up. We were very devout Catholics and my mother attended morning mass daily.
3. In the fall of 1976, Fr. Rafael Inchody became our parish priest. I and two other of my sisters, Jeannette and **#3** used to attend morning mass with our mother. When the altar server did not show up for mass, my mother would make Jeannette or **#3** go to the back of the church, to the sacristy to help Fr. Inchody get ready for mass.
4. I recall witnessing Fr. Inchody's interaction with children. Even as a young child I realized that he was overly friendly with children. He was always touching children, rubbing their shoulders, putting his arms around their shoulders so that his hands were in front of the child's chest, rubbing their backs. I also noticed that children did not want to be around him but that he often took children to the back of the church. Once I asked some kids what happens when Fr. Inchody took them back there and no one wanted to say anything.
5. I recall Jeannette becoming very withdrawn after she spent any time with Fr. Inchody. My mother would make her help Fr. Inchody if the altar server for morning mass did not show up and he needed help getting ready for mass. This meant that he spent time with her alone in the sacristy preparing for mass. Jeannette changed after she spent time with

him. She became withdrawn and quiet. Although I did not see what happened between Fr. Inchody and Jeannette, I sensed even as a child that something did happen.

6. Jeannette was in a very bad accident on her bicycle in the spring of 1977. The chain came off of her bike and she ran into a block wall severely damaging her head. She was in the hospital for two weeks. Fr. Inchody used to visit her at the hospital. She lost a great deal of memory of her childhood from that head injury. After she got out of the hospital, she was very afraid of Fr. Inchody. She wanted to be no where near him and stopped going to church when he was there. She has never told me why she did not want to be near Fr. Inchody and I am not sure that she even knows. The head injury made her forget a lot of her childhood before the accident. But it was clear she did not want to be near Fr. Inchody for some reason

FURTHER AFFIANT SAYETH NAUGHT.

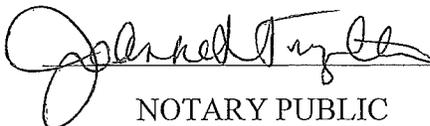
#3



SUBSCRIBED AND SWORN TO BEFORE ME this 29<sup>th</sup>, day of

May, 2019, by Beveradette LaJeunesse.

My Commission Expires: 02/27/2020

  
NOTARY PUBLIC

CONFIDENTIAL - SUBJECT TO PROTECTIVE ORDER

Curriculum Vitae  
**Fr. Raphael Inchody CMI**

Born  
Ordained

**Appointments**

Date?	In Residence, Via Coeli, Jemez Springs (there in 1975)
Date?	Left ASF
Date?	In Residence, Church of the Ascension, Albuquerque (there in July 1976)
08-01-1976	Assistant Pastor, Our Lady of the Most Holy Rosary, Albuquerque
06-19-1977	Assistant Pastor, Our Lady of the Assumption, Albuquerque
12-1978	Left ASF
12-1980	Dismissed from CMIs and Priesthood because he entered into a civil marriage

ASF.072264

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