

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES - CENTRAL DISTRICT

Coordinated Proceedings)
Special Title (Rule 1550(b))) JUDICIAL COUNCIL
THE CLERGY CASES I) COORDINATION
PROCEEDING NO.: 4286

This Document Relates to Santa)
Barbara Superior Court Case No.)
01131929)

ANDREW RUIZ, an individual,)
Plaintiff,)

v.)

ARCHDIOCESE OF LOS ANGELES)
EDUCATION AND WELFARE)
CORPORATION; ROMAN CATHOLIC)
ARCHBISHOP OF LOS ANGELES; and)
DOES 3-100, inclusive,)

Defendants.)

DEPOSITION OF [REDACTED], a Witness ,
taken on behalf of Plaintiff, commencing at 10:03 a.m.,
Monday, January 29, 2007, at 3850 State Street, before
MARIA G. RABATIN, CSR #6821, Certified Shorthand
Reporter in the County of Santa Barbara, State of
California.

--ooOoo--

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17 Also Present:
 18 Father [REDACTED]
 19
 20 --ooOoo--

1 MONDAY, JANUARY 29, 2007
 2 SANTA BARBARA, CALIFORNIA
 3 10:03 a.m.

4
 5 THE VIDEOGRAPHER: Good morning. We are on the
 6 record, pursuant to the Civil Code -- Code of Civil
 7 Procedure. This is the videotaped deposition of [REDACTED]
 8 [REDACTED], taken by the plaintiff, in the matter of Andrew
 9 Ruiz versus Archdiocese of Los Angeles. The case number
 10 is 01131929. We are videotaping the deposition at the
 11 Pepper Tree Inn located at 3850 State Street in Santa
 12 Barbara, California.

13 My name is Andrew Weed. I'm a
 14 state-commissioned notary public, certified legal video
 15 specialist representing Telegenics, located in Ventura,
 16 California.

17 This is the start of tape number one. Today is
 18 Monday January 29, 2007. The time is, approximately,
 19 10:03 a.m.

20 Would counsel and all parties, please, identify
 21 themselves for the record and state their affiliation.

22 MR. HALE: Tim Hale for Plaintiffs.

23 MS. YOUNG: Bless Young, Hennigan Bennett &
 24 Dorman for Defendant Roman Catholic Archbishop of
 25 California.

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 10 EXHIBITS
 11 (NONE)
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1 THE VIDEOGRAPHER: Will the court reporter,
 2 please, swear in the witness.

3 [REDACTED]
 4 [REDACTED]
 5 a Witness, having been duly administered an oath by the
 6 Certified Shorthand Reporter, testified as follows:

7
 8 EXAMINATION

9 BY MR. HALE:

10 Q. Mr. [REDACTED], could you state and spell your
 11 full name for the record, please.

12 A. [REDACTED].

13 Q. Could you spell your last name?

14 A. [REDACTED], like a [REDACTED], [sic].

15 Q. Have you ever gone by [REDACTED]?

16 A. From where?

17 Q. [REDACTED]? Have you ever -- is your name --

18 A. [REDACTED], yes. That's the Spanish name for --

19 Q. [REDACTED].

20 A. -- [REDACTED]. But back home my name is [REDACTED]
 21 because it's Catalanian. [REDACTED] is the Spanish.

22 Q. Okay.

23 A. And, officially, all the things until I change
 24 it. When I move here, after five years, I went to the
 25 things, and I put [REDACTED]

1 Q. Right.

2 (Mr. Griffith joins the proceedings.)

3 Q. BY MR. HALE: So I'm clear, the spelling of
4 your last name is [REDACTED]?

5 A. That's correct.

6 Q. Okay. Have you ever had your deposition taken
7 before?

8 A. Long ago, but nothing to do --

9 Q. With the church cases?

10 A. Yeah.

11 Q. Okay. Since it's been a while, I'm going to
12 just kind of go over the ground rules of a deposition,
13 just so we are on the same page.

14 We're in a relatively informal setting of this
15 hotel room, but do you understand that your testimony
16 today has the same force and effect as if you were in a
17 court of law before a judge and a jury?

18 A. I do.

19 Q. Have you taken any medication in the last 24
20 hours that might impair your ability to give your best
21 testimony today?

22 A. No. I only -- the only things I have is they
23 take for the blood pressure but this never affected.

24 Q. You are doing a great job so far. As you can
25 see, the court reporter is typing down everything I say

1 and everything you say. So, it's important, for her to
2 have a clear record, that we not speak over each other.
3 When I ask you a question, try and wait until I finish
4 my question, and by the same token, when you are
5 answering one of my questions, I'll do my best to wait
6 until you finish before I ask you another question.

7 A. If you want me to stop, just say.

8 Q. Okay. Thanks, I will.

9 We are going to ask you some questions today
10 going back a fairly long period of time.

11 A. Yes.

12 Q. We don't want you to guess to the answer to any
13 questions we ask you, but if you are able to give an
14 estimate as to a year or as to a month, that would be
15 helpful.

16 Do you understand the difference between a
17 guess and estimate?

18 A. Yes. Well, an estimate, it gives you an
19 amount.

20 Q. Right.

21 A. But a guess is just say something without any
22 kind of a backing.

23 Q. Right. So, for instance, if I asked you to
24 tell me how long this table was, you could estimate how
25 long this table is, because you could look at it and

1 see. Whereas if I asked you to tell me how long the
2 desk in my office is, you would be guessing because --

3 A. Because I've never seen it.

4 Q. -- you've never seen it.

5 Okay. When I ask you a question today, if you
6 answer it, I'm going to assume you understood what I
7 meant. So, it's really important, if you don't

8 understand what I meant, ask me to rephrase or ask me to
9 clarify something; okay?

10 A. Yep.

11 Q. Feel free to speak up. Don't hesitate to do
12 that.

13 At the end of your deposition, your testimony
14 is going to be placed into a typed booklet form. You
15 will have a chance to review that deposition testimony.
16 But, understand, if you do make any changes to your
17 deposition testimony, either myself or some other
18 attorney, will be free to comment on those changes at
19 the time of trial, so it's important to give your best
20 testimony today. Okay?

21 A. All right.

22 Q. So, please, feel free to take your time when
23 you are thinking about what the answer is to a question.
24 Don't feel like you have to rush into an answer or
25 anything like that. Okay?

1 A. Okay.

2 Q. You are also doing a real good job of answering
3 questions without nodding your head or uh-huhs and
4 nuh-uhs. We want to avoid those things, because it
5 makes for a less clear record. Okay?

6 A. Okay.

7 Q. Do you have any questions?

8 A. No.

9 Q. If you need to take a break at any time this
10 morning, we are not here to hold you prisoner, so just
11 say the word. We will, probably, take a break every
12 hour. But, if you need to take one sooner than that,
13 just let me know. Okay?

14 A. (Inaudible response)

15 Q. Okay?

16 A. Fine.

17 Q. Great.

18 I think you already answered this off the
19 record, but were you born in Barcelona?

20 A. Yes.

21 Q. What is your date of birth?

22 A. May 18, 1931.

23 Q. Did you attend high school in Barcelona?

24 A. I went to -- the systems in the schooling is
25 different than it is now. Now it's just like here, but

1 I went to the -- until 14 years old, you call it grammar
 2 school, and then I went four years in the trade school.
 3 Q. Okay.
 4 A. Right now is the equivalent like a high school.
 5 Q. Was that in Barcelona, too?
 6 A. That's correct.
 7 Q. Okay.
 8 A. But because I was working, the classes were
 9 from 7:00 to 9:00.
 10 Q. At night or in the morning?
 11 A. At night.
 12 Q. Okay.
 13 A. After work.
 14 Q. Okay.
 15 A. In other words, I work 48 hours, they do in
 16 those days, five days a week and then Saturday morning.
 17 Q. At some point, did you enroll in a Catholic
 18 seminary?
 19 A. I was an altar boy until 14. When they start
 20 working -- of course, I was not -- I start working 48
 21 hours and going to trade school from 7:00 to 9:00.
 22 Q. Okay.
 23 A. And then start going to church.
 24 When I was about 19, 20, I changed my mind
 25 about religion, Catholic religion. Something in my

1 A. Yes.
 2 Q. How many years did you attend the seminary, the
 3 Minor Seminary, in Barcelona?
 4 A. Four years. And the main thing, that seminary
 5 normally was for the children, kids to 11 years old.
 6 But, because the start of the phenomenon that older
 7 people wanted to be a priest, they put a special branch,
 8 and there were people that were from 20, 30 even 40
 9 years old. They were a separate for the thing, and
 10 that's what I was there for four years learning Latin
 11 and Greek.
 12 Q. Okay.
 13 A. But afterwards it was useless because the
 14 church eliminated the Latin and the Greek.
 15 Q. Right.
 16 So, you were about 19 when you started?
 17 A. Yes, 1920.
 18 Q. Then you went four years. Let me make sure I
 19 got the timeline right here. 1950 to '51, 1951 to '52,
 20 1952 to '53. And then you finished during the end of
 21 1953 to '54 school year?
 22 A. Yeah.
 23 Q. Was your four years at the Minor Seminary
 24 interrupted for any reason ever?
 25 A. No.

1 family, especially my sister, that was a very religious
 2 person who was shocked, because I went to public
 3 schools, and she went to religious school, and I went to
 4 the seminary and became a priest when I was 20 years
 5 old.
 6 Q. What was the name of the seminary?
 7 A. St. John's. Oh, no, no. Wait a minute.
 8 In Barcelona?
 9 Q. In Barcelona.
 10 A. I went to what they call the Minor's Seminary.
 11 And it was called -- the name is the Conreria.
 12 Q. How do you spell that?
 13 A. C-o-n-r-e-l-l [sic].
 14 And this is a property up in the hills that was
 15 one by the Archdiocese. And down below was a
 16 Carthusian. That is a monastery, a very, very strict
 17 that the fellow never talked, they live isolated.
 18 Q. Did you go to the monastery or did you go to
 19 the Minor's Seminar?
 20 A. I went to the seminary up in the top.
 21 Q. Was that in Barcelona?
 22 A. Yes. Oscar's is about, maybe, 10 miles.
 23 Q. Do you recall what year you enrolled there?
 24 A. Yes. 1950.
 25 Q. And did you start in around September of 1950?

1 Q. No, okay.
 2 And while you were at the Minor Seminary in
 3 Barcelona, were there any priests from the
 4 Archdiocese -- or, candidates to be priests from the
 5 Archdiocese of Los Angeles?
 6 A. Yes, there were -- well, all of them over
 7 there, we were for this. But the majority were kids,
 8 from 11 to 14. And there was a section especially for
 9 the altar. In fact, with me there was one that was a
 10 colonel and was already 40 years old, and then he wanted
 11 to become a priest, then went over there, and the place
 12 over there was to learn the Latin and the Greek because
 13 the classes of all - what you call it? - undergraduate
 14 to graduated was in Latin.
 15 Q. Do you remember any of the names of the
 16 Americans who studied there with you?
 17 A. No. Over there, there were no Americans with
 18 me.
 19 Q. What about -- do you remember there being an
 20 [redacted] who studied there?
 21 A. Yes, this was later.
 22 Q. When did he study there with you?
 23 A. After the four years of the seminary things, I
 24 moved to Borgos.
 25 Q. How do you spell that?

1 A. B-o-r-g-o-s.
 2 Q. And is that in Spain, too?
 3 A. Yes, it's in Castile.
 4 Q. Is that northern Spain?
 5 A. Center north. Spain has the big mesa, and it's
 6 the mesa part of the peninsula where there is Borgos.
 7 Q. And why did you move to Borgos?
 8 A. Because this was for training people to go to
 9 the missions out of the country.
 10 Q. Was this a major seminary?
 11 A. It was like, as they say, basically -- yeah, in
 12 that seminary had three years of undergraduated and then
 13 four years that after for got the bachelor.
 14 Q. It was a seminary in Borgos?
 15 A. Yes.
 16 Q. What was the name of the seminary in Borgos?
 17 A. Foreign Mission.
 18 Do you want it in Spanish?
 19 Q. If you could do it in English first, that would
 20 be good.
 21 So, it was Foreign Mission?
 22 A. Yes.
 23 Q. Was it the Foreign Mission Seminary?
 24 A. Foreign Missionary Seminario of Borgos.
 25 All the people in the seminaries, and they

1 wanted to go to missions, but I'll start complicating
 2 the things now, but not belonging to a religious order
 3 but went over there to prepare.
 4 Q. Okay.
 5 A. Now, if you wanted to go to missions, you
 6 become part of the Jesuits or the Franciscans and so on,
 7 and that's a specialty that this -- you can be a Jesuit
 8 or a Franciscan, and you are not a priest.
 9 (Father [redacted] joins the proceedings.)
 10 MS. YOUNG: Can we take a break for a minute?
 11 MR. HALE: Sure.
 12 THE VIDEOGRAPHER: Time is 10:17, and we are
 13 off the record.
 14 (Recess.)
 15 THE VIDEOGRAPHER: Time is 10:18. We are back
 16 on the record.
 17 Q. BY MR. HALE: Mr. [redacted], we were talking
 18 about the Foreign Missionary Seminario of Borgos.
 19 A. Borgos.
 20 Q. When did you -- did you enroll there during the
 21 1954-'55 school year?
 22 A. Yes.
 23 Q. How many years did you attend there?
 24 A. Three years.
 25 Q. So, 1954-'55, 1955-'56, and then you finished

1 with the 1956-'57 school year?
 2 A. In --
 3 Q. Is that a "yes"?
 4 A. Yes, three years. That's what they call it
 5 philosophy.
 6 Q. Did you obtain a degree from the Foreign
 7 Mission Seminario?
 8 A. Well, after I came back here to America to
 9 finish the school here, yeah, they needed -- a paper,
 10 still they have it, saying I passed the philosophy over
 11 there. That was the three years to undergraduate.
 12 Q. Okay. Is this where you met Father [redacted]?
 13 A. That's correct.
 14 Q. Do you recall what year you met Father
 15 [redacted]? Was that in your first year there or your
 16 second year or your third year?
 17 A. The first year.
 18 Q. Was he -- did he attend school with you all
 19 three years in Barcelona?
 20 A. No, no.
 21 Q. I'm sorry, in Borgos.
 22 A. In Borgos.
 23 Q. Did you guys have classes together?
 24 A. Yes.
 25 Do you want me to explain why this American

1 priests were there?
 2 Q. Sure.
 3 A. Okay. Because in Los Angeles area, there are
 4 many Spanish-speaking people. Someone give the idea to
 5 the Cardinal McIntyre and so on that send some students
 6 to the seminary there to study part of the -- this way
 7 in Spanish and the background. And that's where -- they
 8 sent four groups, two, two, two, two, over there.
 9 Q. Four groups of two people?
 10 A. Yes, students from here, from St. John's. It
 11 was St. John's or it was the seminary down in Los
 12 Angeles.
 13 Q. Okay.
 14 A. St. Raphael.
 15 Q. Do you remember the names of any --
 16 So, Father [redacted] was one of those four
 17 groups of two?
 18 A. Yes, [redacted].
 19 Q. [redacted]?
 20 A. Yeah.
 21 Q. Was another priest?
 22 A. An American, a student then.
 23 And the way they spell [redacted] -- because
 24 it's a French word, that there are two or three vowels.
 25 Q. Is it [redacted]?

1 A. Something like this, yes.
 2 Q. Do you remember what his first name was?
 3 A. Tom.
 4 The other one was [REDACTED].
 5 Q. Okay.
 6 A. [REDACTED].
 7 Q. Do you remember the names of any other --
 8 A. Yes, [REDACTED].
 9 Q. Do you remember Mr. [REDACTED]'s first name?
 10 A. No.
 11 Q. Anyone else that you remember?
 12 A. [REDACTED].
 13 Q. Okay. Anyone else?
 14 A. Let me see if I remember. There were two more.
 15 There's one that was -- maybe he'll remember him
 16 (indicating Father [REDACTED].)
 17 The one that was -- the Monsignor [REDACTED].
 18 Q. Okay. Do you remember what his first name was?
 19 A. No.
 20 Q. Just so I'm clear, was the [REDACTED] you knew,
 21 was it [REDACTED]?
 22 A. Yes.
 23 Q. Was there more than one [REDACTED] there while
 24 you were there?
 25 A. No, no, no. Just one.

1 Q. Any other American priest candidates that you
 2 recall being at the seminary when you were there?
 3 A. They weren't priests. They were students.
 4 Q. Candidates.
 5 A. Seminarians.
 6 Q. Anyone else from America you remember being
 7 there while you were there?
 8 A. How many did I mention now? Four.
 9 Q. Yes, four.
 10 A. There's a couple more. There's one -- I don't
 11 know how you call, the secretary of the Bishop, the
 12 Cardinal, was one of them.
 13 Q. Was he already a priest?
 14 A. No, no, no. There were two, two, two and two.
 15 Q. So, in other words, this person became a
 16 secretary for the Cardinal?
 17 A. Yes, eventually.
 18 Q. Okay. But you don't remember his name?
 19 A. My, gosh.
 20 (Addressing Father [REDACTED]): Do you remember?
 21 MS. YOUNG: He can't answer any questions.
 22 Only you. Only what you remember.
 23 THE WITNESS: I'm sorry.
 24 Q. BY MR. HALE: You are doing fine.
 25 Any other names that you can remember or

1 identifying characteristics?
 2 And it's okay if you can't. It's been a long
 3 time.
 4 A. That's as far as I remember.
 5 Q. Okay.
 6 A. I'm almost 76, and just the memory start
 7 playing little games.
 8 Q. I understand.
 9 Did you have a roommate when you were going to
 10 the seminary in Borgos?
 11 A. No, we had individual rooms. As a matter of
 12 fact, the building was empty. It was a very unique
 13 experience. It's a very cold part of Spain, and the
 14 only heating that we have was a railroad engine, you
 15 know, that burns coal. They brought it there, they put
 16 it underground like this, and this was once in a while
 17 came the heat, the pipe, bum, bum, bum, bum.
 18 Q. Were you friends with Father [REDACTED]?
 19 A. Yes.
 20 Q. How many -- how many -- were there three class
 21 years at the seminary, first year, second year and a
 22 third year?
 23 A. Well, over there they had three, what they call
 24 philosophy, and then there were four; that's the
 25 theology.

1 Q. Can you estimate for me how many total students
 2 there were in the seminary?
 3 A. In Borgos?
 4 Q. Yes.
 5 A. Maybe, 40 or 50.
 6 Q. Did everyone know everyone?
 7 A. Oh, yes, very, very much, because this was
 8 something new, until this thing started. This was a
 9 copy of an institution here in the United States called
 10 the Maryknoll Fathers. To go to the missions, you were
 11 a Catholic, you must join a religious order in those
 12 days, but then they started you can be independent.
 13 That's the reason why Borgos was started, was the very
 14 beginning.
 15 Q. And did you socialize with Father [REDACTED]?
 16 A. Oh, yes, very, very much, because we were only
 17 about 40, 50 Americans,-- the Spanish, and then there
 18 were the four or six of the -- that came from
 19 California. And we, the Cataloians, we have a different
 20 language. We don't get together with the Castilians,
 21 and we were the French was the -- was the Americans.
 22 And that's the reason. As a matter of fact, even before
 23 I went there, I knew one of them.
 24 Q. Which one did you know before you went there?
 25 A. There was [REDACTED]. No, no, it was no [REDACTED].

1 He was the secretary.

2 Q. For the Cardinal?

3 A. For the Cardinal, yes.

4 Q. How did you know him before you went to the
5 seminary?

6 A. Well, I was in the seminary in Barcelona. In
7 the vacation, they didn't go back to America. They
8 stayed there and went to Barcelona. Somebody presented
9 to me, and we became friends.

10 As a matter of fact, I remember, very vividly,
11 the first time we were in the harbor, and we went to --
12 they had this kind of boat, a friend of our, and I was
13 with him and we talk and talk.

14 MS. YOUNG: Tim, I'm going to move as
15 nonresponsive, because if we don't give some
16 instructions, we are never going to get out of here.

17 THE WITNESS: Thank you.

18 MS. YOUNG: I enjoy listening to you, but if
19 you don't just answer the question that's asked -
20 because I'm going to have some questions at the end - we
21 are going to be here a week.

22 THE WITNESS: Okay. I'll try to be more
23 considerate.

24 MR. HALE: You are not --

25 THE WITNESS: I can talk.

1 Q. When you were at the seminary in Borgos, did
2 you ever travel anywhere with him during summer breaks
3 or anything like that?

4 A. No, because over there we don't -- in Borgos,
5 you stay there for the nine months.

6 Q. Okay.

7 A. I met [redacted] once before, because he was on
8 vacation and was in Barcelona for two, three or four
9 days.

10 Q. What about when you were in the seminary in
11 Borgos during the holidays, would the Americans go back
12 to the United States or --

13 A. No.

14 Q. -- would they stay there?

15 A. Yes.

16 Q. Did you ever have Father [redacted] to your
17 family's house for any kind of dinners or anything like
18 that?

19 A. Yes, I think, once they came. I remember,
20 because we went -- the houses there, in the top, they
21 are flat, and we had some pictures over there.

22 Q. Do you still have any pictures of you and
23 Father [redacted] together when you were in Spain?

24 A. I don't know. I should look.

25 Q. Can you think of any other examples of you and

1 MR. HALE: -- being inconsiderate.

2 THE WITNESS: I should be a lawyer.

3 Q. BY MR. HALE: When you say you socialized with
4 Father [redacted], what kind of things would you do for
5 socializing?

6 A. Because he was an American, was coming during
7 the vacations. Over there you have two months in the
8 summer or three, vacation. And then for Christmas
9 there's two, three weeks. And then, also, for Easter,
10 there's also the Easter vacation. This is the way I
11 know him. And then, of course, I was in the seminary in
12 Borgos and he was there. And we were -- the Catalonians
13 and the Americans looked like we were the same kind of
14 thing, because the majority of the students were there
15 from a very rural part of Spain.

16 Q. So, did you meet Father [redacted] before you got
17 to the seminary in Borgos?

18 A. Once.

19 Q. Where was that?

20 A. In Barcelona.

21 Q. Was he there on vacation?

22 A. He came for a few days, because there were -- I
23 don't know if it was Christmas vacation or something
24 like this, and somebody -- they know that I was going to
25 Borgos and so on, and that's when I met him.

1 Father [redacted] socializing or spending time together
2 while you were in Spain at the seminary in Borgos?

3 A. No. Because, as I say, in Borgos, you spend
4 the nine month, and there was no vacation.

5 Q. Okay. Okay.

6 And, then, where did you go to school --

7 A. Besides, when you were in Borgos, Borgos is a
8 very - or was - a very backward place. We go from --
9 the seminary, the Borgos, to the Borgos seminary that
10 were for the natives and was so antiquated that we were
11 forced to go for the classes to the Borgos seminary
12 for -- there were two, three, 400 natives. And we were
13 forced to go with the cassock. And the six of us walked
14 two, two, two, and we could not talk to anybody or
15 anything else and just go over, even with the snow and
16 everything else.

17 Q. Okay.

18 Where did you go to school after -- did you
19 graduate from the seminary in Borgos?

20 A. No. I went for three years, and they were so
21 fed up with Borgos.

22 Q. Did you go somewhere else?

23 A. Then I come back to Barcelona and went one
24 year -- it was the first year of theology.

25 Q. You went to a theologate in Barcelona?

1 A. Yes.
 2 Q. That was the '57-'58 school year?
 3 A. '58-'59, I think.
 4 Q. I think you said your three years --
 5 A. Okay, yeah. Then I came here --
 6 Q. Let me make sure. The three years I've got
 7 it - you said for the Borgos seminary - were '54-'55,
 8 '55-'56, and then '56-'57. Does that sound correct?
 9 A. Yes.
 10 Q. And then you did one year in Barcelona at the
 11 theologate, '57-'58?
 12 A. Yes, I think so.
 13 Q. And then did you transfer to St. John's for the
 14 '58-'59 school year?
 15 A. (Unintelligible) Put one year more, because I
 16 came here in '59. Yes, okay. I know that I came to
 17 California in the fall of '59.
 18 Q. Are you sure about that?
 19 A. Yes.
 20 Q. What year were you ordained?
 21 A. '60 -- '61.
 22 Q. Was that in the springtime of '61 or summer of
 23 '61 that you were ordained?
 24 A. Yes, in April. March or -- April.
 25 Q. Ordained in April of '61.

1 A. Yeah. Let's go backwards. (unintelligible)
 2 That's the certain.
 3 Q. How many years did you attend school at
 4 St. John's, two or three?
 5 A. Three.
 6 Q. So let's go back.
 7 A. Three, but from September to March.
 8 Q. Okay. So, let's say, your last year at
 9 St. John's was '60 to '61. And then your --
 10 A. April.
 11 Q. Okay.
 12 And then your second year at St. John's was
 13 1959 to 1960. Does that sound right?
 14 A. I was ordained at '61.
 15 Q. And you attended St. John's for three years?
 16 A. Yes.
 17 Q. All right. So, if we work backwards, your
 18 third year at St. John's was 1960 to '61, until April?
 19 A. Yes.
 20 Q. And then your second year was 1959 to 1960?
 21 A. Yes.
 22 Q. And then your first year was 1958 to 1959?
 23 A. Yes, and that's certain.
 24 Q. And when you went to the theologate for one
 25 year in Barcelona, were there any Americans with you at

1 that time?
 2 A. No. But I continued through -- write a couple
 3 of letters and so on with Landreau.
 4 Q. So, you stayed in touch with Father [REDACTED]?
 5 A. Yes.
 6 And, also, the year that they was there, some
 7 of them they came to visit during the year when they
 8 were on their vacation.
 9 Q. And then, how was it you came to -- began
 10 attending St. John's? Did you start at St. John's in
 11 September of 1958?
 12 A. That correct.
 13 Q. How --
 14 A. 28 or 29 of September.
 15 Q. How was it that you came to attend St. John's?
 16 A. Because I went to my pastor and said I wanted
 17 to go to missions.
 18 Q. Okay.
 19 A. He is the one that said, "Well, the only way
 20 you can go to the missions is join the religious order."
 21 But there's something new, and this is it, for missions.
 22 He's the one.
 23 Then I say, "Okay."
 24 "Then, you should go to Borgos," and that's the
 25 reason I went to Borgos.

1 Q. Before you attended St. John's, had you been
 2 ordained in Spain yet?
 3 A. No.
 4 Q. Did he suggest that you transfer to St. John's?
 5 A. Yes.
 6 Q. And did he tell you why?
 7 A. The one that -- my pastor. Because he says, "I
 8 don't" -- I say, "I don't want to go to the missions,"
 9 but I'm not too inclined to our ceremonies. In other
 10 words, I wanted more part of the social thing.
 11 Q. Okay.
 12 A. That's my -- if you want to go to missions,
 13 then you go to the Franciscans, and you are not a
 14 priest. The only thing you will be over there is
 15 cooking for the priests, and things like this, and
 16 working and things like this, because that's the way it
 17 is. Now, it's different. There's like the Maryknolls
 18 and something like this. That's the reason why.
 19 Q. And when you transferred to St. John's, was
 20 Father [REDACTED] there already?
 21 A. He was already ordained. He was already a
 22 priest.
 23 Q. And during your time at St. John's, did you see
 24 Father [REDACTED] again?
 25 A. The way here in Camarillo?

1 Q. Or in Santa Barbara.
 2 A. Or -- yeah. When I got this idea, my pastor
 3 say, "You want to go to missions, don't go to a
 4 religious order." I heard about this. And that is when
 5 I wrote to [REDACTED] and said, "Listen, I would like to
 6 go to the missions, but the things of the Borgos is not
 7 my deal there."
 8 He said, "Well, let me talk to Manning."
 9 Q. Father [REDACTED] said he would talk to Manning?
 10 A. Bishop Auxillary.
 11 Q. Right.
 12 A. And I went to -- [REDACTED] called and sent me a
 13 letter, and was the first time I saw one of his letters
 14 that you fold it, like this, like a telegram, and say,
 15 "I talked to the Bishop, and say that you are
 16 interested, you can come here," because they already
 17 were receiving many students from Ireland.
 18 Q. Did you talk to Bishop Manning?
 19 A. No.
 20 Q. No.
 21 A. I just wrote to [REDACTED]. [REDACTED] is the
 22 one that talked to Manning. Manning say, "Who is he?"
 23 "He's from Barcelona."
 24 "Good, I like to Barcelona." Bishop Manning
 25 liked very much art. He went over there and he saw

1 them. And he said the only instructions I get is to go
 2 Pan America. They were only two American lines that
 3 they were running. We already contacted there, and they
 4 will give you a ticket from Barcelona to Los Angeles.
 5 Q. During your three years at St. John's, were
 6 there holiday breaks such as Thanksgiving --
 7 A. Yes.
 8 Q. -- and Christmas?
 9 A. Okay.
 10 Q. And were there summer breaks?
 11 A. Yes. At St. John's, there is. For
 12 Thanksgiving, you go home for three or four days.
 13 Q. And how long was Christmas break at St. John's?
 14 A. A couple of weeks.
 15 Q. Okay.
 16 A. And then on Easter there is also.
 17 Q. How long were you off for Easter?
 18 A. I think, maybe, four or five days or something
 19 like that.
 20 Q. And then, how long would a summer break last?
 21 A. Two or three months.
 22 Q. Was that true for each of the three years you
 23 were at St. John's?
 24 A. Yes. I arrived to Los Angeles. [REDACTED] says,
 25 "Go to Pan American, get the ticket, and we will wait

1 for you."
 2 Q. Did Father [REDACTED] pick you up at the airport?
 3 A. I got the plane. I arrived to New York, and
 4 the plane had some problems and stopped in Kansas, I
 5 think. In those days, the planes stopped also New
 6 Hampshire, more than one place, stopped to New York, and
 7 I got another plane, and the plane was a United, and the
 8 United plane had four engines, got trouble, was two
 9 engines, and made an extra stop in Denver.
 10 Q. Did you then arrive in Los Angeles?
 11 A. I wait for three or four hours.
 12 Q. Okay.
 13 A. I was waiting for [REDACTED] and he was waiting
 14 for me.
 15 Q. Did he pick you up and drive you --
 16 A. I arrived in Los Angeles and nobody was there.
 17 Q. So, what did you do?
 18 A. Well, I just got -- because [REDACTED], then he
 19 was assistant pastor in Santa Barbara. Midnight. I got
 20 the telephone that they had and I called.
 21 Q. You called Father [REDACTED] in Santa Barbara?
 22 A. No. I called [REDACTED]. That was one of
 23 the fellows that had been in Los Angeles, and he was
 24 assistant pastor in North Hollywood.
 25 Q. And he came --

1 A. I mean, night.
 2 Q. And he came and picked you up?
 3 A. He says -- I told him. I called [REDACTED].
 4 [REDACTED] -- originally supposed to be [REDACTED] over
 5 there, and then [REDACTED] came to me and get me. But,
 6 because the plane had problems and didn't arrive until
 7 midnight, nobody was there. And I called [REDACTED].
 8 [REDACTED] came and took me to his rectory in North
 9 Hollywood, and I spent the night there.
 10 Q. And then, did somebody take you to St. John's
 11 then?
 12 A. Next morning [REDACTED] -- the go -- took me
 13 to St. John's.
 14 Q. Where did you spend your holiday and summer
 15 breaks while you were attending St. John's?
 16 A. The first one I went to I went to Santa Barbara
 17 because [REDACTED] was the assistant pastor.
 18 Q. When you say "the first one," do you mean
 19 Thanksgiving of 1958?
 20 A. That's correct.
 21 Q. And what about --
 22 A. For Christmas --
 23 Q. Let's stick with Thanksgiving 1958 first.
 24 Was that your idea? Did he invite you up
 25 there? How did that happen?

1 A. Well, he was my only connection that I had. He
 2 said, "Just come here and you will live with us."
 3 Q. So, you spent Thanksgiving at Our Lady of
 4 Guadalupe in Santa Barbara?
 5 A. That's correct.
 6 Q. What about Christmas in 1958, was that in Santa
 7 Barbara as well?
 8 A. I came back to Santa Barbara, but by then, I
 9 met [REDACTED], was a seminarian from Santa Barbara. I
 10 went back to the rectory, and there was a little extra
 11 room, and that was my place, but I spend the majority of
 12 the time with that -- the studying that he was living in
 13 Santa Barbara.
 14 Q. What was the name of that student?
 15 A. My memory --
 16 Q. Did he become a priest?
 17 A. Oh, yes. He's a monsignor now.
 18 Q. Is he still alive?
 19 A. Yes. No. Wait a minute. Yes, he is alive.
 20 Q. Do you remember his name?
 21 A. I'll remember. Not right now I don't remember,
 22 but I'll remember, because I know where the sister live
 23 here in Santa Barbara in this camper's place for
 24 campers.
 25 Q. Blue Sky?

1 A. Hmm?
 2 Q. Is it Blue Sky?
 3 A. That's it.
 4 You need 1,500. And the sister was living
 5 there.
 6 Q. You said that's Unit 1,500?
 7 A. Yes, that's what the sister over there. Her
 8 name is --
 9 Q. So -- but, just so I'm clear, Christmas of '58,
 10 did you stay in the rectory --
 11 A. Yes.
 12 Q. -- but then spent most of your time with the
 13 seminarian?
 14 A. It was [REDACTED] was there.
 15 Q. But in Christmas of 1958, you slept at the
 16 rectory while you were in Santa Barbara?
 17 A. Yes.
 18 Q. And then, what about Easter of 1959, were you
 19 in Santa Barbara again?
 20 A. Yes. My address was Guadalupe.
 21 Q. At Our Lady?
 22 A. Yes.
 23 Q. What about the summer of 1959, where was that
 24 at?
 25 A. That was part of the time in Guadalupe, but

1 because I was very close with the seminarian -- my gosh,
 2 the names and places. It will come back.
 3 Q. Did you ever spend the night at the
 4 seminarian's house or did you always stay at the
 5 rectory?
 6 A. Oh, yeah, the seminary, you stay there.
 7 Everybody was empty.
 8 Q. When you spent the summer in Santa Barbara in
 9 1959, were you sleeping in the rectory at Our Lady
 10 Guadalupe?
 11 A. Yes, yes.
 12 You know, fighting against losing the memory,
 13 you invent ways to do. I have things like this. I have
 14 the name. Anyway, it will come back.
 15 Q. Okay.
 16 And then, what about Thanksgiving of 1959, did
 17 you stay at Our Lady of Guadalupe?
 18 A. Yes, my address was Guadalupe.
 19 Q. Okay.
 20 A. Technically, for the three years.
 21 Q. So, your mailing address was Our Lady of
 22 Guadalupe?
 23 A. Yes, yes.
 24 Q. And your mail was not delivered to St. John's
 25 but was delivered to Our Lady of Guadalupe?

1 A. Yes. The summer, yes.
 2 Q. What about Christmas of 1959, was that at Our
 3 Lady of Guadalupe, as well?
 4 A. Yeah, my official was there, but I used to go,
 5 for instance, during the vacations sometimes myself,
 6 and -- I have the name on my tongue, the name of the --
 7 the seminarian.
 8 Q. You would spend time with him?
 9 A. With them.
 10 In fact, I remember the time we went to Spain
 11 during Christmas, himself, myself, her sister and the
 12 mother, we went to San Francisco. He wanted to show me
 13 San Francisco.
 14 Q. And you think that was Christmas of what year?
 15 A. I think that was, maybe, the first year, yes.
 16 Q. How long was the trip for Christmas in '58 to
 17 San Francisco?
 18 A. Three or four days.
 19 Q. Okay.
 20 A. Then, also, another time, one of the vacations,
 21 I went to live with Father [REDACTED].
 22 Q. How do you spell --
 23 (Addressing Father [REDACTED]): Remember?
 24 A. Father [REDACTED] is very famous.
 25 Q. How do you spell his name?

1 A. He'll remember (indicating Father [REDACTED].)
 2 Q. He can't --
 3 A. Okay.
 4 It was a French name. [REDACTED].
 5 His father was in the business of this big
 6 signs that you see on the sides of the freeway.
 7 Q. Billboards?
 8 A. Billboards.
 9 Father [REDACTED] was very famous, because he fought
 10 against Cardinal McIntyre. It was in the papers all
 11 over the place.
 12 Q. Where did you go see Father [REDACTED]? Where was
 13 he at?
 14 A. He was living in Long Beach.
 15 Q. When do you think that happened?
 16 A. In one of the vacations. I don't remember.
 17 Q. Okay. Okay.
 18 And do you think you spent the entire vacation
 19 with Father [REDACTED], or did you go and spend part of it in
 20 Our Lady in Santa Barbara?
 21 A. It was Christmas vacation or it was one of the
 22 short vacations, and it was with the [REDACTED] family.
 23 Q. So, you were ordained in April of '61. Between
 24 September of 1958 and being ordained in April of '61,
 25 can you think of any other instances where there was a

1 holiday or summer break where you didn't go stay at Our
 2 Lady of Guadalupe in Santa Barbara, other than what you
 3 have already described here?
 4 A. Our Lady of Guadalupe was my official thing
 5 until I was ordained.
 6 Q. Okay. What about -- were there ever times when
 7 you were studying at St. John's where you just went to
 8 Our Lady of Guadalupe in Santa Barbara just to spend the
 9 weekend, to go pick up your mail or spend a night up
 10 there?
 11 MS. YOUNG: Objection. Misstates the testimony
 12 regarding mail.
 13 Q. BY MR. HALE: Did I mis- -- did you receive
 14 mail for yourself at Our Lady of Guadalupe? Wasn't that
 15 your mailing address? Did I misunderstand?
 16 A. Yes. I guess, maybe, my address -- yes,
 17 because during the summer --
 18 MS. YOUNG: I thought he said on vacations in
 19 the summer, not all the time.
 20 THE WITNESS: Oh, yes.
 21 Q. BY MR. HALE: So, in other words --
 22 A. That I was at St. John's --
 23 Q. -- that was your mailing address?
 24 A. -- (unintelligible)
 25 Even so, I officially was in Guadalupe, but I

1 was a member of the family of -- Jesus, what is his
 2 name? Lang --
 3 Q. Whatever the case, I misunderstood.
 4 A. I'm sorry. I'm supposed to talk to anybody
 5 else.
 6 Q. The only time that you had a mailing address at
 7 Our Lady of Guadalupe --
 8 A. Yes.
 9 Q. -- when you were there for summer break?
 10 A. Yes, I presume so.
 11 Q. Did you use it for a mailing address during the
 12 school year or was your mailing address --
 13 A. No. During the school year, of course, was --
 14 Q. Was St. John's?
 15 A. -- was St. John's.
 16 Q. But did you ever go to the seminary --
 17 A. Yeah. As a matter of fact, I supposed to be
 18 St. John's because I had students visa.
 19 Q. Okay. During the school year, did you ever go
 20 up and spend weekends at Our Lady of Guadalupe just to
 21 see Father [REDACTED] for the weekend or just to hang out
 22 in Santa Barbara?
 23 A. Yes. My place was there. But, sometimes -
 24 maybe the next day, together with this family - we went
 25 to -- I remember we went to the Grand Canyon. Another

1 time we went to San Francisco, and so on. I was very
 2 part of the others because, number one, the life in the
 3 parish was very, very difficult.
 4 Q. Okay.
 5 A. The --
 6 Q. Let me ask you this, what about -- how often do
 7 you think it was during the school year you would go up
 8 just for a weekend, that wasn't a holiday just to spend
 9 the night in Santa Barbara?
 10 A. When you were in St. John's, you don't -- you
 11 stay there all the time.
 12 Q. So, that didn't happen?
 13 A. No, no, no.
 14 Q. All right.
 15 A. As a matter of fact, I was a little shocked
 16 because California -- or, United States, the status of
 17 the secular priest, is different than what the canon law
 18 says.
 19 Q. What do you mean?
 20 A. The canon law says that you leave whenever you
 21 want, a secular priest. If you are a religious, you
 22 must live in the convent. But if you (unintelligible)
 23 you live with yourself or your mother or your sister or
 24 you have a housekeeper, whatever, and the rest of the
 25 world is the way it is, unless they are in missions.

1 Q. Okay.
 2 A. Even my legal place was in Guadalupe and
 3 (unintelligible) like this. Many times I was special
 4 with [redacted].
 5 Q. Okay.
 6 A. Father [redacted].
 7 Q. [redacted]?
 8 A. [redacted], [sic] I think. Maybe I misspell
 9 it.
 10 Q. "[redacted]"?
 11 A. [redacted].
 12 Q. [redacted]?
 13 A. Yes.
 14 Q. And this is the person who's now a Monsignor,
 15 you believe?
 16 A. That's correct.
 17 Q. Do you remember what his first name is?
 18 If you think of it, just --
 19 A. I'll come back.
 20 Q. When was the last time that you spoke to him?
 21 A. It's funny. Years and years.
 22 Q. His sister lives in the Blue Sky trailer
 23 complex?
 24 A. Yes. And I went to see her.
 25 I didn't know she was living there. But

1 through my wife talking with a lady that golf with her
 2 say, "I know a lady that knows you."
 3 Q. Is her last name [redacted], too?
 4 A. Yes. She never married.
 5 And saying, "She's curious to see you."
 6 Because for all these years we don't communicate, and we
 7 were like family.
 8 Q. So, was she -- did she go on some of -- this
 9 trip to San Francisco that you took with the family?
 10 A. Oh, yeah, yeah.
 11 Q. Do you remember what her first --
 12 A. She was single. She's a teacher.
 13 Q. Do you remember what her first name is?
 14 A. [redacted].
 15 Q. [redacted].
 16 A. [redacted]. She didn't change the name.
 17 Q. What was your first assignment out of
 18 St. John's after you were ordained?
 19 A. I went to a little church in East Los Angeles.
 20 Q. Do you remember the name of the parish?
 21 A. I think it was Guadalupe. You see, my memory
 22 much -- numbers never have been good with me.
 23 Q. Okay. No problem.
 24 A. I have a picture. There's this little church
 25 that -- and together there's another church that is --

1 Lebanese, Syrian.
 2 Q. How long were you at this assignment in East
 3 L.A.?
 4 A. Three months.
 5 Q. Why only three months?
 6 A. When I was ordained --
 7 MS. YOUNG: Belated objection. Calls for
 8 speculation.
 9 You can answer.
 10 Q. BY MR. HALE: If you know.
 11 A. Pardon me?
 12 Q. You can answer.
 13 A. What was the question?
 14 Q. Why were you there for only three months?
 15 A. Because I came here as a student visa. And if
 16 you are a minister or priest or rabbi, you can come here
 17 without quarter, but you must be in the business of the
 18 religion for three years. If not, everybody will become
 19 a minister and after two months will come to the United
 20 States, a way to go through things.
 21 And after three months, I say, "Listen, I have
 22 my address legally. Every year I report the green
 23 card," and so on that I have as a student, and say -- I
 24 talked to Manning and say, "What do you want to do?"
 25 He say, "I don't know. I know [redacted] is a

1 Dutch priest that came here as a student. Go and talk
 2 to him how he handle the situation that you are able
 3 after ordination until the two years that you have
 4 practiced."
 5 For the Catholic priest, you are considered
 6 already a priest the moment that you make the vow of
 7 chastity. And this for a priest we here in this country
 8 you do it the year before.
 9 Q. Okay.
 10 A. And when you become subdeacon -- isn't it?
 11 Yeah, subdeacon.
 12 That's the reason I knew then.
 13 Q. Were you incarnated in the Archdiocese of Los
 14 Angeles, though?
 15 A. Yes. Because, as I say, had -- and I talked to
 16 [redacted]. He say, "Well, what we did is they put me
 17 in Santa Paula, and you consider to be a student in
 18 St. John's, but for immigration to have -- immigration
 19 as a student, you must have 14 units."
 20 I talked to [redacted] and said, "Well, I did it
 21 this way." I said, "But do I suppose to go every day to
 22 the seminary up to the mountain?"
 23 "No, no, that's only for technicality."
 24 Q. Okay.
 25 A. That's the reason why they moved to Santa Paula

1 after three months.
 2 Q. Okay. Was this something that you discussed
 3 with Bishop Manning?
 4 A. Yeah.
 5 Q. Okay.
 6 A. He is the one to say, "Go and talk to [REDACTED],
 7 because he" -- we had the same situation with him.
 8 Q. Okay.
 9 A. [REDACTED] was then assistant pastor still in North
 10 Hollywood.
 11 Q. Okay.
 12 A. And I went to see him, and say, "Well, that's
 13 the way it is. You just" -- they move me to Santa
 14 Paula. They did the same with me.
 15 Q. Before you get to Santa Paula, do you remember
 16 who the pastor was at the parish in East L.A.?
 17 A. Monsignor --
 18 Q. It's okay if you don't remember.
 19 A. Was an old Mexican priest that was a monsignor
 20 but he was speaking barely English. Very difficult to
 21 live with him.
 22 Q. Were there any assistant or associate pastors
 23 at this parish in East Los Angeles?
 24 A. No.
 25 Q. Okay.

1 A. Well, yeah, Monsignor. Monsignor was the
 2 pastor.
 3 Q. But no assistants or associates?
 4 A. No.
 5 Q. Just you?
 6 A. Yes.
 7 Q. Was there anyone in residence while you were
 8 there?
 9 A. Well --
 10 Q. Just in residence?
 11 A. You mean in --
 12 Q. At the East L.A. parish.
 13 A. Yes, it was the Monsignor. He was the pastor.
 14 Q. Okay. And so, your second assignment was in
 15 Santa Paula?
 16 A. Yes.
 17 Q. Do you remember what the name of the parish
 18 was?
 19 A. Yes. I took the place of Father there.
 20 Q. Father [REDACTED]?
 21 A. Yes.
 22 Q. How did you know you were taking his place?
 23 A. Because after [REDACTED] asked me to do this,
 24 he said that -- Father [REDACTED] asked to be move away from
 25 Guadalupe -- from -- yeah, from --

1 Q. From Santa Paula?
 2 A. From Santa Paula.
 3 Q. How did you know that?
 4 A. Wait a minute.
 5 Q. Are you mixing up your parishes?
 6 A. Yes, just a moment.
 7 Q. Let's stick with Santa Paula.
 8 Do you remember who else was there while you
 9 were there, priests?
 10 A. Yes. Father -- oh, my gosh.
 11 Q. What about associates or assistant pastors?
 12 A. No. There was only -- there was only one
 13 pastor. In Guadalupe and in Santa Paula, there are
 14 parishes. They were segregated in those days. One was
 15 Our Lady of Guadalupe, the other was San Sebastian.
 16 Q. And were you at San Sebastian?
 17 A. San Sebastian. Not the one that Spanish, but
 18 other. The Spanish priests were in the other parish.
 19 Q. How long were you at San Sebastian for?
 20 A. For a year or more.
 21 Q. So, around 1961 until '62?
 22 A. Yes.
 23 Q. What was your next assignment?
 24 A. They moved me to a parish, Santa Cecelia. Name
 25 of a saint. That is the corner of Berkeley --

1 Q. In Los Angeles?
 2 A. Yes. There's a high school of Salatian
 3 Fathers; is boys school.
 4 Q. So, it's down nearby --
 5 A. St. Isabelle.
 6 Q. St. Isabelle. Okay.
 7 And how long were you at St. Isabelle for?
 8 A. Maybe 23 years.
 9 Q. Around 1962 to '65, or somewhere around there?
 10 A. Yeah.
 11 Well, the reason why they move me to
 12 St. Isabelle is because the one before was Father [REDACTED].
 13 Father [REDACTED] was a priest from Guatemala.
 14 Q. Okay. What was your next assignment after
 15 St. Isabelle?
 16 A. The reason they put me here, St. Isabelle, is
 17 because they wanted Father [REDACTED] away from there.
 18 Q. So, you were taking Father [REDACTED]'s place?
 19 A. Yes.
 20 Q. Okay.
 21 A. And was there for two, three years.
 22 Q. So, do you think it was around 1962 to 1965?
 23 A. After this, I went to Guadalupe.
 24 Q. Was Guadalupe in '68?
 25 A. I stayed at Guadalupe for a couple of two,

1 three years. Then I asked to be changed, and they took
2 me here to Santa Barbara.

3 Q. Oh, you mean Guadalupe in Los Angeles?

4 A. Yes.

5 Q. The fourth assignment was the Guadalupe in Los
6 Angeles?

7 A. No. It was - sorry - St. Teresita.

8 Q. That was the fourth assignment?

9 A. Yes.

10 Q. And was that from around 1965 until '68?

11 A. Yes.

12 Q. Okay. And then, was your next assignment Our
13 Lady of Guadalupe in Santa Barbara?

14 A. Yes.

15 It would have been better in '61 down in the
16 reverse for my memory.

17 Q. I should have done that. Sorry.

18 MR. HALE: Okay. We've been going for about an
19 hour. Why don't we take a little five-minute break.

20 THE VIDEOGRAPHER: The time is 11:07. We are
21 off the record.

22 (Recess.)

23 (Father ██████ is not present.)

24 THE VIDEOGRAPHER: The time is 11:15. We are
25 back on the record.

1 Q. BY MR. HALE: Mr. ██████, while you were
2 assigned to Our Lady of Guadalupe, was there a deanery
3 or did that not exist at that time?

4 A. A what?

5 Q. Do you know what a deanery is?

6 MS. YOUNG: Objection. Lacks foundation.

7 THE WITNESS: Oh, yes. A dean- -- the Diocese
8 is divided into different groups, and it is like a
9 province or a little section of the Archdiocese.

10 Q. BY MR. HALE: When you were at Our Lady of
11 Guadalupe in Santa Barbara, was there a deanery or did
12 that not exist yet, do you know?

13 A. I think they existed, but I don't go a hundred
14 percent.

15 Q. Do you remember the name of the dean while you
16 were in Santa Barbara at Our Lady of Guadalupe?

17 A. No, even so that I was there a couple of times.

18 Q. And then, while we were off the record, I heard
19 there was some discussion of ██████. Do you recall the
20 name of a --

21 A. Yes. ██████. That later on became a pastor in
22 Goleta.

23 Q. But this isn't Monsignor ██████?

24 A. No.

25 Q. How do you know this ██████?

1 A. That's the one that when they put me in Los
2 Angeles, I realize that I need to -- because my visa was
3 not good, I need something. I went to see Manning, and
4 Manning say, "Go talk to ██████ because he had the same
5 situation that you have."

6 Q. He was the Dutch priest?

7 A. Yes.

8 Q. Okay.

9 A. I'm sorry. The way I said -- I said ██████.
10 That's another name.

11 Q. That's okay.

12 You didn't go to Father Kelly's funeral, did
13 you?

14 A. No, I didn't even know that when he died.

15 Q. Do you know anyone who went to Father Kelly's
16 funeral?

17 A. No.

18 Q. All right. I want to ask you some questions
19 about what life was like at Our Lady when you were
20 assigned there. But before we do that, I want to talk
21 about your time at Our Lady when you were a student at
22 St. John's. Okay?

23 A. Yeah.

24 Q. When did you first meet Father Kelly?

25 A. When -- in the vacation of Thanksgiving,

1 because, as I said, when I came to Los Angeles, I went
2 from midnight to the airport to North Hollywood.

3 Q. Right.

4 A. And the next day they took me to St. John's.

5 Q. Okay.

6 A. And then, that Thanksgiving I came to Santa
7 Barbara.

8 Q. So, Thanksgiving in 1958 was when you met
9 Father Kelly?

10 A. Yes.

11 Q. Did Father ██████ introduce you to him, or
12 how were you introduced to him?

13 A. Yes, which was, "Here it is," and so on.

14 Q. And you said earlier --

15 A. And --

16 Q. Go ahead.

17 A. The rectory there is a stairs that go upstairs,
18 and in the back there is a corridor under the chair --
19 under the stairs, and there's a tiny little room.
20 That's my place where I live.

21 Q. Was that on the first floor or the second
22 floor?

23 A. No, no, on the floor -- that's in the -- well,
24 there's the street, are three steps, you get enter the
25 like a rectangular thing, and there is a room here, a

1 room there, and then there's the stairs. And in the
 2 back, there's the little room, and then upstairs there
 3 are -- the big room of Kelly, the pastor, there are two
 4 rooms. And then there's the other two rooms for two
 5 assistants, and between them there is the restroom.
 6 Q. And this room on the first floor behind the
 7 stairs is where you stayed?
 8 A. That's correct.
 9 Q. Was that where you stayed every time you stayed
 10 at Our Lady of Guadalupe?
 11 A. That's correct.
 12 Q. Did you ever stay in any other room, other than
 13 that room?
 14 A. No.
 15 Q. You said, I think, if I didn't misunderstand
 16 you, that when you were at St. John's and you would stay
 17 at Our Lady of Guadalupe, that you spent a fair amount
 18 of time with this Mr. [REDACTED] because --
 19 A. Culber [sic], yes.
 20 (Father [REDACTED] rejoins the proceedings.)
 21 Q. BY MR. HALE: -- because life in the parish was
 22 very difficult. Is that what you said?
 23 MS. YOUNG: Objection. Misstates the
 24 testimony.
 25 THE WITNESS: Not necessarily. More than

1 difficult was very strange. The whole setup was very
 2 strange.
 3 Q. BY MR. HALE: What was very strange about it?
 4 A. When you have a pastor that sometimes lock
 5 himself for two or three days drunk. The same kind
 6 of -- the scotch all the time, because after the two or
 7 three days, I could see in the back in the garbage the
 8 empty bottles.
 9 Q. Okay.
 10 A. He sometimes, also, don't talk to anybody.
 11 Q. Did you notice this right away during your
 12 first trip?
 13 A. Yes. The housekeeper, [REDACTED], was a lady,
 14 maybe about 60 years old, lived two houses -- after
 15 there was rectory, the house, and then her house.
 16 Q. Okay.
 17 A. That's one lady that was there.
 18 There was another lady that stay a long time
 19 over there. There was Mrs. [REDACTED]. Mrs. [REDACTED] was
 20 the secretary, and she had -- as I say, when you go
 21 enter the rectory, there is one room in one side, dining
 22 room in the other one, and then in the part of the
 23 dining room in the back is the kitchen. And the part of
 24 the other room is the office where Mrs. [REDACTED] work,
 25 and then the back room myself. And upstairs, as I said,

1 there was the big room. There were two rooms, and there
 2 were two rooms for the two assistants, and between the
 3 little restroom that each door can open. We must be
 4 careful because you open the other room was there,
 5 because we had the common bathroom.
 6 Q. Now, still focusing on this time period when
 7 you were a student at St. John's but spending time at
 8 Our Lady, was there anything else that you observed that
 9 you thought was strange at Our Lady of Guadalupe?
 10 A. Well, I mean, to me this -- I was -- first,
 11 when I came to America, America to me was wonderland,
 12 especially if you look at the way that I was looking.
 13 Here I was 27 years old. I was sick and tired of
 14 Franco. I was involved in politics, and I like it and
 15 so on like this. And come to here. And it was to me
 16 was wonderland.
 17 And then, the first shock that I have is that
 18 they have a pastor that sometimes will go two or three
 19 days without talking.
 20 Q. Okay.
 21 A. And sometimes comes down, but he is drunk.
 22 Q. How would you know he is drunk?
 23 A. Well, for the smell and the things, and because
 24 he locks himself, too. Everybody knew about the two or
 25 three bottles of scotch.

1 Q. How do you know everybody knew about the two or
 2 three bottles of scotch?
 3 A. The ones that we were there, [REDACTED], the
 4 other assistant.
 5 Q. Who was the other assistant?
 6 A. When I left, the one with me was --
 7 Q. Let's focus on the time when you were at
 8 St. John's, okay, when you would come up for the
 9 holidays and summer breaks.
 10 A. Well, I think that --
 11 Q. Was Father [REDACTED] an assistant at Our Lady of
 12 Guadalupe?
 13 A. Yes.
 14 Q. And that is when you were spending your summers
 15 at Our Lady of Guadalupe?
 16 A. Yes.
 17 Q. Do you remember any other assistants during
 18 that time frame, when you were still attending
 19 St. John's?
 20 A. Well, I don't remember exactly the time. He
 21 was also an assistant at Our Lady of Guadalupe, Father
 22 [REDACTED].
 23 Q. Was that after you finished school at
 24 St. John's, though?
 25 A. I think so.

1 Q. Did you eat your -- again, I'm focusing --
 2 A. Oh, yes, if he was available, the meal was
 3 exactly at noon and at 5:30.
 4 Q. Okay.
 5 A. That's it. (unintelligible) a little talk, no
 6 talk.
 7 If he was not going to be there, then he had
 8 the box, the money that the people give for the
 9 funerals, and the two assistants that were there, they
 10 give us some money, and we went to San Roque Steakhouse
 11 to have dinner.
 12 Q. Okay.
 13 A. And I think -- yes.
 14 Q. Focusing on that time when you were a student
 15 at St. John's, when you reference "he," are you talking
 16 about Father Kelly?
 17 A. Yes.
 18 Well, Father Kelly was there the years that I
 19 was in St. John's, also when thereafter.
 20 Q. Right.
 21 A. As a matter of fact, Father Kelly, I think, he
 22 was in Guadalupe 20 or 25 some years with only one break
 23 when he went to Texas.
 24 Q. We will talk about that in a bit.
 25 After you finished at St. John's and you

1 Q. Okay. We will get to that eventually.
 2 So, back to when you were spending your summers
 3 and holiday breaks at Our Lady of Guadalupe, would you
 4 eat your meals at the rectory?
 5 A. Yeah.
 6 Q. And where would the meals be eaten?
 7 A. At noon and 5:30.
 8 Q. And that would --
 9 A. When he was there.
 10 Q. In the kitchen?
 11 A. There's the dining room.
 12 Q. Okay. And do you remember eating those meals
 13 with Father [REDACTED]?
 14 A. Yes, for the beginning, because Father [REDACTED]
 15 still was there. But Father [REDACTED], after one or two,
 16 three years, they move him.
 17 Q. And did you ever see Father Kelly drinking
 18 alcohol at dinner or at lunch?
 19 A. Oh, no.
 20 Q. How did you know he was drinking alcohol?
 21 A. Because the bottles, the scotch. And because
 22 sometimes -- once in a while, if he was coming down with
 23 the shirt, the white shirt, and he don't want to talk
 24 and so, like this. I didn't know if he was like this.
 25 But, as I say, we know -- everybody know it. You can

1 received your first assignment but before you were ever
 2 assigned to Santa Barbara, did you continue to go up to
 3 Santa Barbara to visit or did you --
 4 A. Once in a while.
 5 MS. YOUNG: Objection. Asked and answered.
 6 Q. BY MR. HALE: You can answer.
 7 A. Once -- yes, because first I had the good
 8 friends of --
 9 Q. [REDACTED]?
 10 A. [REDACTED], yes.
 11 As a matter of fact, to be -- when I went over
 12 there, as a matter of fact, I don't (unintelligible) --
 13 if after I was a priest, I don't go and stay over there
 14 at Guadalupe. I only stay in Guadalupe when after they
 15 were assigned as a priest.
 16 Q. And you also stayed at Guadalupe when you were
 17 a student at St. John's; right?
 18 A. At St. John's, yes. But after St. John's and
 19 the seven years that I was there as a priest, the
 20 majority of times, of course, I was out of town, because
 21 I wasn't like this and wasn't in there.
 22 But then, the last assignment I had was in
 23 Guadalupe, then I went back there. But then, I was not
 24 living down in the floor but upstairs together with the
 25 other assistant.

1 ask to [REDACTED] to Mrs. [REDACTED] and other people.
 2 Q. When you say "everyone" --
 3 A. People that were involved with -- very intimate
 4 with the parish.
 5 Q. Okay.
 6 A. Of course, many of them, because they are
 7 Mexican origin, they were very quiet. They never wanted
 8 to say anything.
 9 Q. Why do you say that?
 10 A. Because they're --
 11 MS. YOUNG: Objection. Speculation.
 12 Q. BY MR. HALE: You can answer.
 13 A. Because the majority of the parishioners in
 14 that parish, their attitude towards the authority and so
 15 on is a very typical of the indigent, the Mexican. You
 16 don't -- just present to the authority. You keep quiet.
 17 Go your way.
 18 Q. You mean you don't question the priest?
 19 A. Well, yes.
 20 MS. YOUNG: Objection.
 21 THE WITNESS: Yes, that's correct.
 22 Q. BY MR. HALE: How do you know -- you said you
 23 thought that everyone knew about Kelly drinking alcohol.
 24 How do you think --
 25 A. Those that were living in the --

1 MS. YOUNG: Objection. Asked and answered.
 2 Q. BY MR. HALE: Go ahead.
 3 A. Those that lived in the parish. And you can
 4 ask those that were assistant there, and you will see
 5 that we just keep quiet and leave it.
 6 Now, I did not connect this with pedophilia. I
 7 don't know, if I was naive --
 8 MS. YOUNG: Objection. Move to strike.
 9 THE WITNESS: -- or whatever it was.
 10 MS. YOUNG: Nonresponsive.
 11 Q. BY MR. HALE: When you say "everybody," did you
 12 talk about Father Kelly's drinking problems with other
 13 people in the parish?
 14 A. With Mrs. [REDACTED], and special [REDACTED].
 15 [REDACTED] hate Father.
 16 Q. How do you know [REDACTED] hated Father Kelly?
 17 A. Because he said, "She was no good," I guess,
 18 and one day he told me, "This man went to Texas and come
 19 back and was another man."
 20 Q. Okay.
 21 A. "The first time that he was here, he was a
 22 wonderful person. He made the cloth, the blue jackets,
 23 and -- but now he is" -- that's what [REDACTED] said.
 24 "The man is evil."
 25 But, as I say, I just thought that he was

1 went and to talk with anything about the nuns.
 2 Q. Okay.
 3 A. Those nuns.
 4 At the other side of the church, there is a
 5 little chapel, and there are Salvadoran nuns.
 6 Q. Sisters of Bethany?
 7 A. Yes.
 8 Q. How did you know them?
 9 A. Well, they were there. They were across the
 10 street.
 11 This what -- he talked to them and so on and
 12 some of this, but the others -- the other ones that had
 13 also the school in Sorrows.
 14 What they call it?
 15 Q. Our Lady of Sorrows?
 16 A. Yeah, but the order.
 17 Q. Sisters of Notre Dame?
 18 A. That's it.
 19 They were just -- like the devil. I was naive.
 20 Q. Did you ever ask him why he didn't talk to
 21 those Sisters of Notre Dame?
 22 A. Well, as I say, I thought it was because of the
 23 drinking.
 24 Now, after here inside, you can see many
 25 things. But even now when they come to me and say that

1 talking -- that he was drinking a lot, and that he
 2 wasn't the social (unintelligible) strange ways.
 3 Q. Did she tell you why she thought he was evil?
 4 A. No, he never said. He said, "That man isn't
 5 supposed to be a priest."
 6 Q. She said Father Kelly wasn't supposed to be a
 7 priest?
 8 A. Yes.
 9 Q. Did she explain why she said that?
 10 A. No, (unintelligible) I thought he was talking
 11 because he was a drunk.
 12 Q. Okay. Where would you --
 13 A. (Unintelligible) The other thing is that we
 14 had the school over there, with nuns, and he don't get
 15 along with the nuns.
 16 Q. How do you know that?
 17 A. Because, first, he never hardly ever went to
 18 the school.
 19 Q. We are still talking about the time period when
 20 you were a student at St. John's?
 21 A. Yes.
 22 Q. I just want to focus on that time period right
 23 now.
 24 A. And also -- after we come -- when I came back,
 25 it still was the same. I don't realize why he never

1 he was a pedophile, that's not the way I saw it.
 2 Q. Okay.
 3 A. But now, after signs, they say, "Well, then
 4 maybe it was there."
 5 Many times, I know, talking to [REDACTED] --
 6 Do you try to contact [REDACTED]?
 7 I'm sorry.
 8 Q. We'll talk later.
 9 MS. YOUNG: Objection. Move to strike.
 10 Nonresponsive.
 11 THE WITNESS: I'm sorry.
 12 Q. BY MR. HALE: Just listen to my question.
 13 You're doing -- and respond to my question.
 14 A. I'm sorry.
 15 Q. It's okay. It's okay.
 16 A. I apologize.
 17 Q. It's okay. I know you have a lot to say.
 18 You mentioned bottles of scotch. How do you
 19 know they were bottles of scotch?
 20 And we are talking about that time frame when
 21 you were still at St. John's and spending time at Our
 22 Lady of Guadalupe.
 23 A. Because I recognize the bottle, and it was
 24 always the same kind.
 25 Q. How do you know that Father Kelly was drinking

1 those bottles of scotch?
 2 A. It wasn't an angel that drop it there.
 3 Q. Okay.
 4 A. And also, there's a tiny, tiny, little house
 5 between this and the building of the hall. And over
 6 there, there were a man and a wife and a baby living
 7 there.
 8 Q. Okay. And was this during your first year of
 9 spending summers and vacations at Our Lady of Guadalupe?
 10 A. Yes.
 11 Q. Okay.
 12 A. And also after they live there for years. As a
 13 matter of fact, there were many years I didn't see them.
 14 Then one or two years ago I bumped in with him.
 15 Q. Did you talk to him about Father Kelly?
 16 A. Just a little bit.
 17 Q. And what did he say?
 18 A. And he says, "I don't want to talk. This is my
 19 past. I don't want to talk about it."
 20 Q. Why did you bring him up?
 21 A. No. I talk -- I bump in with him. And as I
 22 say, I was not -- in my mind, Father Kelly was a drunk,
 23 and he had a mental problem.
 24 Q. Okay. Did this man say something else?
 25 A. Well, he -- the only thing I know is that he

1 a very strange person, and that person hardly ever get
 2 along with women.
 3 Q. You talked about these bottles of scotch. How
 4 do you know the bottles of scotch didn't come from
 5 Father [redacted] or from [redacted] [redacted]?
 6 A. Because Father [redacted] -- I asked him, Father
 7 [redacted]. He said, "Well, you will see it and just
 8 ignore it."
 9 Q. Father [redacted] said that?
 10 A. Yes.
 11 Q. What did you ask --
 12 A. Well, when you live with a person and the way
 13 that you live over there, just like you were in a
 14 convent, because you must have the eating together and
 15 so on. I mean, there's no -- just like -- the role that
 16 I saw as a priest, a secular priest, in the rest of the
 17 world, Catholic priest is that you don't -- if you are a
 18 pastor, you eat in the rectory, but the older priests
 19 live wherever they want, because that's the way it is.
 20 You live in convent is a community. You make
 21 chastity, poverty and obedience. To be a priest or a
 22 protestant minister, you don't have the things of
 23 poverty, but -- or even -- I mean, you are a priest, you
 24 become chastity and obedience, obedience to the Bishop
 25 but not to the society of the pastor.

1 hated Father Kelly.
 2 Q. Do you remember what his name was?
 3 A. I saw him, maybe, a couple of years ago and so
 4 on.
 5 Q. Here in Santa Barbara?
 6 A. Yes.
 7 Q. Do you know where he lives?
 8 A. No.
 9 Q. Where did you run into him at?
 10 A. I think was I just bump in with him in the
 11 streets or something.
 12 Q. Did you talk to him about Father Kelly?
 13 MS. YOUNG: Objection --
 14 THE WITNESS: No.
 15 MS. YOUNG: -- asked and answered.
 16 THE WITNESS: No. Because when I saw him, I
 17 knew Father Kelly was a strange person and also he -- we
 18 agreed and we looked. He said, "Those times." He said,
 19 "I don't even want to think about."
 20 Q. BY MR. HALE: He said he didn't want to think
 21 about the time with Father Kelly?
 22 A. Yes.
 23 Q. Did you ask him why he said that?
 24 A. No, no, no. Because -- well, yeah. I thought
 25 that he was talking because he was a drunk, like he was

1 MS. YOUNG: Objection. Move to strike.
 2 Nonresponsive.
 3 Q. BY MR. HALE: When did you talk to Father
 4 [redacted] about this?
 5 MS. YOUNG: Objection. Misstates his
 6 testimony.
 7 Q. BY MR. HALE: Did you talk to Father [redacted]
 8 about Father Kelly?
 9 A. We talked about Kelly, but not in the angle of
 10 the pedophile.
 11 Q. But what about as far as the drinking problem?
 12 A. Yes, sure.
 13 Q. Did you bring it up or did Father [redacted]
 14 bring it up?
 15 A. I talk and say, "Hey, I find two bottles here
 16 of scotch. There's always they are there." Also was
 17 asking, "What thing is, he's not well, because he's
 18 locked two days. Sometimes he comes out and don't want
 19 to talk to anybody."
 20 Q. And did Father --
 21 A. Father [redacted] said, "Well, just be patience,
 22 be patience."
 23 Q. Did he say anything else?
 24 A. No.
 25 Just like when, I mean, Father [redacted] and the

1 other ones, we know they have problems.
 2 (unintelligible) They also --
 3 MS. YOUNG: Objection. Move to strike.
 4 Nonresponsive.
 5 THE WITNESS: Like, when I got fed up and I
 6 went to see Manning --
 7 MR. HALE: We will get into that. We will get
 8 into that. Don't worry.
 9 Q. Did you ever talk with the [REDACTED] family about
 10 what life was like at Our Lady when you were there in
 11 the summers while you were at St. John's?
 12 A. Yes.
 13 Q. And what did you say to them?
 14 A. "Be patient. Some people are different and
 15 peculiar."
 16 But, as I say, the pedophile was never even in
 17 my imagination. I must be very stupid, because, as I
 18 say, I don't went to the seminary when I was 14. I
 19 worked for 60 years with people and see all kinds of the
 20 people (unintelligible) homosexual is such a bad thing
 21 anyway.
 22 Q. Okay. Going back to what you said to the
 23 Colborn family, what did you talk to them about, the
 24 drinking by Father Kelly?
 25 A. Yes.

1 two different places and they don't want to change it.
 2 Of course, after a while, I presume --
 3 MS. YOUNG: Objection. Speculation.
 4 Q. BY MR. HALE: You can answer.
 5 A. I presume that [REDACTED], that is [REDACTED] -
 6 there's the name of the priest, Monsignor [REDACTED]
 7 now - he just felt -- "Just don't go to Guadalupe."
 8 Q. He told you just not to go to Guadalupe?
 9 MS. YOUNG: Objection. Misstates the
 10 testimony.
 11 THE WITNESS: He told to her mother and thing
 12 and say, "You are going to Sorrows when you were living
 13 there."
 14 Now, for a while, they were living very close
 15 to Guadalupe.
 16 MR. HALE: Okay.
 17 THE WITNESS: They were continuing going to
 18 Sorrows, and they never went to Guadalupe.
 19 I know that [REDACTED] -- we talk with [REDACTED] about
 20 the drinking, not about homosexual, I think, but we talk
 21 about drinking.
 22 Q. BY MR. HALE: When did you first talk to [REDACTED]
 23 about the drinking, was that when you were still at
 24 St. John's?
 25 A. Of course after this -- after the -- from

1 Q. What did you say?
 2 A. "He has a problem."
 3 Q. Did they say anything in response?
 4 A. No, because -- I mean, they don't belong to the
 5 same parish anyway. They went to Our Lady of Sorrows,
 6 also. Sometimes we talk why some people go to Our Lady
 7 of Sorrows when they supposed to be going to Guadalupe.
 8 The Diocese has the parishes by sections. I think there
 9 is one or two exceptions, the Los Angeles they can be --
 10 MS. YOUNG: Objection. Move to strike.
 11 Nonresponsive.
 12 Q. BY MR. HALE: Was the [REDACTED] family in an area
 13 where they should have been going to Our Lady of
 14 Guadalupe, do you know?
 15 A. For a while, yes.
 16 Q. Do you know if they went to Our Lady of
 17 Guadalupe?
 18 A. No, sorrows, because they liked Sorrows.
 19 Q. Did you ever ask them why they didn't attend
 20 Our Lady of Guadalupe?
 21 A. Yeah; because they don't like it. They know
 22 that the Father Kelly had a drinking problem.
 23 Q. But did they tell you that's why they didn't
 24 attend Our Lady of Guadalupe?
 25 A. I think they -- maybe it's because they live in

1 St. John's to Santa Barbara, the first time I came was
 2 the Colborns. They drove me in the rectory, and they go
 3 to live in the place. In those days, of course, in our
 4 part of our parish but they were going to Sorrows.
 5 Q. Okay.
 6 A. And all the times they went from Guadalupe -- I
 7 mean, from the seminary, we always go together. And
 8 they say good-bye. And then, maybe, next day or two or
 9 three days, I went and have dinner with the family,
 10 because over there was a family.
 11 Here, with Guadalupe - really, I'm very
 12 serious, that unless you have the vocation to be a monk,
 13 there's no sense to live in the parish with two or three
 14 people that are not monks. There are only -- the
 15 diocesans and the law of the Catholic church says, if
 16 you are a diocesan, you are not a monk. You don't have
 17 all the obedience, and you don't have the obligation to
 18 live with a tyrant, because -- can you imagine to --
 19 MS. YOUNG: Objection. Move to strike.
 20 Nonresponsive.
 21 Q. BY MR. HALE: Do you remember who -- did
 22 someone replace Father [REDACTED]? Were you aware of
 23 Father [REDACTED] leaving the parish at some point, Our
 24 Lady of Guadalupe, that is?
 25 A. There was -- I'm a little confused with Father

1 [REDACTED]
 2 Q. Well, I'm talking about the time when you were
 3 still a student at St. John's.
 4 A. Well, yes. Because Father [REDACTED] has a brother
 5 that is a priest.
 6 Q. Okay. Let's stick to the time when you were a
 7 student at St. John's.
 8 A. Yes.
 9 Q. Was there a point where you came back for a
 10 holiday break or summer break and Father [REDACTED] was no
 11 longer the assistant at Our Lady?
 12 A. Yes.
 13 Q. Do you remember who replaced him?
 14 A. Well, there was Father [REDACTED] was there.
 15 Q. Did he replace Father [REDACTED], to your
 16 knowledge?
 17 A. I'm a little confused about the things, the
 18 numbers, also.
 19 Q. When Father [REDACTED] --
 20 A. Father [REDACTED] also was there.
 21 Q. We will talk about your time there as an
 22 assigned priest later.
 23 Before Father [REDACTED] left, did you talk to
 24 him about why he was leaving?
 25 A. Me?

1 Q. Yes, you.
 2 A. No, because I don't know where Father [REDACTED]
 3 was.
 4 Q. What about after he left, did you ever talk to
 5 Father [REDACTED] again?
 6 A. I tried two or three times to reach, but I
 7 never reached him.
 8 Q. Okay. Do you remember --
 9 A. I know that --
 10 MS. YOUNG: Objection. Nonresponsive.
 11 Q. BY MR. HALE: Go ahead. You know what?
 12 A. That when I told Father Kelly that I was
 13 leaving in a few days, that I had gone to see Bishop
 14 Manning --
 15 Q. We will get to that. We will get to that.
 16 A. Okay.
 17 Q. Let's stick with the St. John's time frame;
 18 okay?
 19 A. Yeah.
 20 Q. Do you remember, did [REDACTED]
 21 A. Oh, yeah.
 22 Q. [REDACTED].
 23 A. Yeah.
 24 (Interruption by the Reporter.)
 25 Q. BY MR. HALE: [REDACTED].

1 A. Yes.
 2 Q. Hang on.
 3 [REDACTED]
 4 A. Did he replace Father [REDACTED]?
 5 MS. YOUNG: Objection. Calls for speculation,
 6 asked and answered.
 7 MR. HALE: It hasn't been asked. I haven't
 8 even raised that name before, so how could it be asked
 9 and answered?
 10 THE WITNESS: Now that you mention Father [REDACTED]
 11 [REDACTED], he was another Catalonian.
 12 Q. BY MR. HALE: Okay.
 13 A. That he belong to the Diocese.
 14 Q. Okay. But did he replace Father [REDACTED], do
 15 you know?
 16 MS. YOUNG: Objection. Calls for speculation.
 17 THE WITNESS: Yes.
 18 Q. BY MR. HALE: Did you ever talk to him about
 19 Father Kelly?
 20 A. Actually --
 21 [REDACTED]?
 22 Q. Yes.
 23 A. [REDACTED] was, and I'm sorry to say, not
 24 too much of a normal person.
 25 Q. What do you mean?

1 A. Because he had peculiarities.
 2 Q. What kind of peculiarities?
 3 A. How I make it?
 4 Father --
 5 Q. Can you give me an example of these
 6 peculiarities?
 7 A. Well, sometimes start talking and talking and
 8 don't know what he was talking about.
 9 Q. Do you recall, was he there at the same time as
 10 Father [REDACTED], perhaps?
 11 A. I think -- yeah, I think that was, yeah.
 12 Q. Did you know [REDACTED], Father [REDACTED],
 13 [REDACTED]?
 14 A. Is he here a Mexican priest?
 15 Q. I don't know.
 16 A. The name sounds familiar.
 17 Q. How about Father [REDACTED], [REDACTED],
 18 [REDACTED], did you know him?
 19 A. [REDACTED].
 20 Q. Did you know him?
 21 A. Barely. I think that, maybe, when I was in Los
 22 Angeles visiting and so on.
 23 Q. Do you know if he is still alive?
 24 A. (Witness shakes head.)
 25 Q. Don't know?

1 A. No. But also --
 2 Q. What about [redacted] does
 3 that name sound familiar?
 4 A. Again, I heard him.
 5 Q. Did you know [redacted]?
 6 A. Yes.
 7 Q. How did you know him?
 8 A. I think [redacted] -- the other fathers
 9 they were talking. I don't think they were from the
 10 Diocese of Los Angeles. I think they were from Mexico
 11 and so on.
 12 Father [redacted], I think, was one. I have the
 13 January [sic], the other thing like this and Father
 14 [redacted], I think, was ordained in Ascensions. There was
 15 Los Angeles.
 16 Q. Do you remember if he was in residence at Our
 17 Lady while you were spending vacations and summer breaks
 18 and at Our Lady?
 19 A. Sometimes he was there. I remember he was
 20 there, yes.
 21 Q. Did he actually live at the rectory, if you
 22 know?
 23 A. I don't want to be certain about.
 24 Q. Do you know if Father [redacted] is still
 25 alive?

1 on, many times living with him, especially living as a
 2 monk, when you don't have a vocation of a monk, it's
 3 very difficult.
 4 Q. Did you talk to Father [redacted] about
 5 Father Kelly?
 6 A. One or twice, but I realized that he was all
 7 excited and he was talking about, because he was
 8 (mumbling.)
 9 Q. What did you say to Father [redacted] exactly?
 10 A. Who?
 11 Q. To Father [redacted] about Father Kelly.
 12 A. Well, I mean, we were assistants pastor there,
 13 both of them, and we had a very unusual situation.
 14 Q. But I'm talking about the time when you were
 15 still a student at St. John's. Did you talk to Father
 16 [redacted] then?
 17 A. Yeah.
 18 Q. What did you say to him? You said you had an
 19 unusual situation. What about it? What did you say to
 20 him exactly? Did you talk about the drinking?
 21 A. Yes.
 22 Q. And what did he say in response?
 23 A. He said, "Well, he has a problem, but I don't
 24 want to talk about it."
 25 He was getting more -- matter of fact, I think

1 A. I'm sure I doubt it, because when I met him,
 2 was in the late '50s or more, something like this.
 3 Bellavista is the right way to pronounce it.
 4 Q. Did you know Father [redacted]?
 5 A. I heard about.
 6 Q. But you didn't know him?
 7 A. No.
 8 Q. How about Father [redacted], do you remember
 9 him from when you would come back --
 10 A. Yes.
 11 Q. -- for the summers?
 12 A. Yes. And I was there -- when I was living
 13 there, he was there, too, [redacted].
 14 Q. This is the time frame when you were a student
 15 at St. John's; correct?
 16 A. Yes.
 17 Q. Did you ever talk to him about Father Kelly?
 18 A. Father [redacted] had a break, mental break.
 19 Q. Okay. But did you ever talk to him about
 20 Father Kelly, though?
 21 A. I tried once, but I realize it was no good for
 22 him because he was getting all excited.
 23 Q. When you say you tried once, how did you try?
 24 What did you say to him?
 25 A. When we just -- like with Father [redacted] and so

1 he is -- had a little mentally.
 2 Q. He was getting agitated?
 3 A. Yes.
 4 You see, Father [redacted] was from a very prominent
 5 family. His father was a judge.
 6 Q. Did you have any other conversations with
 7 Father [redacted] about Father Kelly?
 8 A. After awhile I realized it was impossible to
 9 talk to him about Father Kelly, because he was
 10 stuttering, and he didn't want to -- Father [redacted], I
 11 don't know if he is alive or not, but I think he had a
 12 problem because he was -- he acted like a little kid and
 13 things.
 14 Q. What prompted you to try and talk to Father
 15 [redacted] about Father Kelly?
 16 A. Well, because we were assistants there, and I
 17 had a problem. Not pedophilia, but the fact that he was
 18 treating him like a little kid. He was, "Yeah, yeah,
 19 yeah, yeah, yes."
 20 Q. Did you ever try to talk to Father [redacted] about
 21 Father Kelly's drinking?
 22 A. Yes. He said he don't want to talk because it
 23 just gets me --
 24 Q. Upset?
 25 A. Upset. More than upset.

1 Q. Okay.

2 A. I remember one time that Father [redacted] came -- I

3 mean, [redacted] was their assistant pastor with me. And his

4 father that was a judge came, too, was there, the wife.

5 The Grandfather [redacted] was the fellow that nominated in

6 the Alfbt [sic] for president --

7 MS. YOUNG: Move to strike as nonresponsive.

8 THE WITNESS: When he came with the family,

9 Father [redacted] break down.

10 MR. HALE: We will get into that later.

11 THE WITNESS: Okay.

12 Q. BY MR. HALE: During that time when you were at

13 St. John's, when you would come and visit, did you ever

14 hear parishioners complain about Father Kelly, Father

15 Kelly's drinking?

16 MS. YOUNG: You are talking when he was a

17 student at St. John's?

18 MR. HALE: Yes.

19 THE WITNESS: Yes. There were some people that

20 didn't want to talk to Father Kelly.

21 Q. BY MR. HALE: How do you know that?

22 A. Because that they wanted to see me, and

23 Father Kelly was there and they say, "You want to talk

24 to Father Kelly?" Say, "No." And Father Kelly was --

25 looked like he had, like, a glass thing surrounded him.

1 Q. Okay.

2 A. Especially many of them -- in those days, we

3 had over there also Mexicans that were braceros. Two

4 blocks away there was the place where the braceros used

5 to live.

6 Q. Do you remember the names of these people,

7 these parishioners, who said they didn't want to talk to

8 Father Kelly?

9 A. Not right now, no. I mean, I'm talking about

10 35 or some years.

11 Q. I understand.

12 Did you ask them why they didn't want to talk

13 to Father Kelly?

14 A. I know why.

15 Q. Well, did you ask them, though?

16 A. Yeah, they say (unintelligible) "Well, Father

17 gringo is no bueno."

18 Q. Did you ask them why he was "no bueno"?

19 A. Well, I thought I knew it.

20 Q. What did you think the reason was?

21 A. That he was a mental case.

22 Q. Father Kelly, you mean?

23 A. Yes.

24 Q. What made you think he was a mental --

25 A. I mean, a person that get drunk for two or

1 three days and don't talk and he's a priest. That's

2 another thing, he had very strange things. Like, for

3 instance, after eating, the other two assistants, we

4 must put the cassock on. As a matter of fact, when we

5 are there, he wants us to go wear the cassock, but only

6 the other parishes you could with the collar.

7 Q. When you were a student at St. John's, did you

8 see him instruct the assistants to do that?

9 A. When I was assistant, too.

10 Q. But before that, when you were a student at St.

11 John's, did you see him instruct the assistants?

12 A. Yes. (unintelligible) over there the cassock

13 on.

14 Q. Why is that strange?

15 A. Because in all the other places, maybe they'll

16 say, "Get the collar on," the thing like this. But the

17 cassock is not a dressing for in the States.

18 Q. Okay. Let's go back to your living quarters.

19 Was there anyone else living on the first floor

20 during your summers and your holiday breaks from

21 St. John's, or was it just you?

22 A. Just me and the couple behind. This was like

23 an attached, tiny, little place.

24 Q. Was that between the parish hall and the

25 rectory?

1 A. Yes.

2 Q. Did they have any children?

3 A. They had a baby.

4 Q. Okay.

5 A. First name was [redacted] (phonetically) or

6 something like this.

7 Q. [redacted]?

8 A. [redacted]. I don't know exactly, but one of

9 these names, and that was all.

10 Q. As far as -- again, I'm focusing on the --

11 A. Yes.

12 Q. -- time you were at St. John's --

13 A. Yes.

14 The big, strange things -- the times when I was

15 in St. John's --

16 Q. Okay.

17 A. -- is to see these teenagers come and go

18 upstairs without saying anything, start visiting with

19 him, and then all together leave. They be gone for two

20 or three days.

21 Q. That was while you were back for the summer

22 from St. John's?

23 A. Yes, during the three years that I was living

24 there.

25 Q. What about Thanksgiving in 1958, did you see

1 anything like that then?
 2 A. Maybe for (unintelligible). Maybe I went to
 3 (unintelligible). I think they went with the [REDACTED].
 4 Q. [REDACTED]?
 5 A. Yeah.
 6 To me, it was more family than the rectory.
 7 Q. So, are you saying you would see teenage boys
 8 go upstairs?
 9 A. Oh, yes. Fellows that you never see at church,
 10 three or four or five, they come upstairs and gone.
 11 Q. Do you know where they would go upstairs?
 12 A. They go with him, and he has the two rooms.
 13 Sometimes they close the door.
 14 Q. Did you see them go upstairs with Father Kelly?
 15 A. Yeah.
 16 Q. How often did you see that happen? Again, I'm
 17 focusing on the St. John's time period.
 18 A. I was used to it. The thing is, I remember the
 19 [REDACTED] look and say, "Here, again and again."
 20 Kelly -- Ms. [REDACTED] was over there and say --
 21 Q. When [REDACTED] would say, "again and again,"
 22 was it your understanding she --
 23 A. They've gone upstairs, yeah.
 24 Q. The boys going upstairs?
 25 A. Yeah.

1 Q. Okay.
 2 A. And I remember, also, that two, three years
 3 after, maybe five or six years after, I went to a
 4 restaurant and Mrs. [REDACTED] was there.
 5 Q. Did you talk to --
 6 A. Because I left without saying anything. I
 7 talked to Kelly that I was leaving. I went to see
 8 Bishop Manning, and then -- but I don't say anything to
 9 anybody. I didn't want to. When I came back once and I
 10 saw Ms. [REDACTED], he came and hug me and so on, and I
 11 thought that maybe she thought that I wanted to talk to
 12 me or something, because, after all, I just left the
 13 priesthood.
 14 Q. You are talking that you ran into Mrs. [REDACTED]
 15 after you left the priesthood?
 16 A. Yes.
 17 Q. Did you talk to her about Father Kelly?
 18 A. And I talk and she says, "Mike, you did the
 19 right thing."
 20 Q. Did you ask her why she said that?
 21 A. Well, no, because I thought he was saying
 22 because he's a drunk, and he was a very strange person.
 23 Q. Did the two of you at that time talk about
 24 Father Kelly and what had gone on at the parish?
 25 A. Yes. And she said some years that she

1 preferred not to know the thing, because Mrs. [REDACTED]
 2 was a very, very nice person; very, very nice person.
 3 Q. Do you know if she's still alive?
 4 A. I presume she's dead.
 5 Q. Do you know what her first name is?
 6 A. I just know her as Mrs. [REDACTED].
 7 Q. Do you know if she was married?
 8 A. Yes. The husband was a policeman -- no, not a
 9 policeman. That was another lady that used to come many
 10 times there.
 11 Q. Was Mrs. [REDACTED] the secretary for the
 12 parish --
 13 A. Yes.
 14 Q. -- while you were a priest or while you were at
 15 St. John's?
 16 A. Both times.
 17 Q. Okay. So, she was there for both periods?
 18 A. But after I left the priesthood, I never even
 19 get close to there.
 20 Q. Okay. Okay.
 21 Let's go back to that time when you were a
 22 student at St. John's. These boys who you would see go
 23 upstairs to the second floor with Father Kelly, were
 24 they Hispanic or were they Caucasian?
 25 A. The majority, I think, were Hispanic.

1 Q. Okay.
 2 A. The other thing that we talk with [REDACTED] and
 3 when [REDACTED] say, "Here they go. They are going to
 4 the cabin."
 5 Q. And [REDACTED] would say, "Here they go. They
 6 are going to the cabin?"
 7 A. Yes. And [REDACTED], too.
 8 Q. And Mrs. [REDACTED] would say that, as well?
 9 A. Yeah.
 10 Q. And would they be referring to Father Kelly and
 11 these boys going to the cabin?
 12 A. Yes, the young fellows. They were teenagers.
 13 Q. Did you hear both of them say this while you
 14 were a student at St. John's still?
 15 A. Yes. I was -- when I -- special when I was his
 16 assistant, I was still very naive, because I was saying,
 17 "You never invited to anybody of the assistants to go to
 18 the cabin, but these fellows come. You never see them
 19 in church or anything else."
 20 And then one time try to talk to [REDACTED] --
 21 Q. So, you never saw Father Kelly invite any of
 22 his assistant priests to the cabin?
 23 A. Never. There is no -- if you ask Father [REDACTED]
 24 anything like this, you will see that never, as far as I
 25 know, nobody went to the cabin except the boys.

1 Q. Okay.
 2 A. As a matter of fact, I think one time, I was
 3 gone with --
 4 Q. Did you ever ask Father Kelly if you could go
 5 to the cabin?
 6 A. No.
 7 Q. Why not?
 8 A. Because, first, he never said that he had the
 9 cabin.
 10 Q. He never even told you about the cabin?
 11 A. No.
 12 Q. How did you learn about the cabin?
 13 A. [REDACTED], and because somebody would talk to me and
 14 say, "This is the cabin. We went to Paradise."
 15 Paradise is, you know, behind the hill.
 16 Q. Someone would tell you they went to the cabin?
 17 Did one of the boys tell you that they went to the
 18 cabin?
 19 A. No. Other people that had seen it. And also,
 20 that fellow that was behind the --
 21 Q. Behind the rectory?
 22 A. I think he did go to the cabin for a while.
 23 Q. Was his name [REDACTED]? Does that sound
 24 familiar?
 25 A. No, it's not [REDACTED]. But [REDACTED]

1 also sounds -- but, of course, among the Hispanics,
 2 [REDACTED] is a very, very common name.
 3 Q. Right, right.
 4 A. As a matter of fact, it's one of the most
 5 common names in Spain.
 6 Q. When was the first time that you were aware of
 7 Father Kelly taking teenage boys to the cabin?
 8 A. When I was a student there already.
 9 Q. When you were a student at St. John's?
 10 A. Yes.
 11 Q. Did you ever talk to anybody about Father Kelly
 12 taking teenage boys to the cabin?
 13 A. Everybody knew it. "Everybody" means [REDACTED],
 14 [REDACTED], and there was another lady that was of
 15 Polish (unintelligible). His husband was a policeman.
 16 Q. Did you ever talk to Father [REDACTED] about
 17 Father Kelly taking teenage boys to the cabin?
 18 A. Yes. He knows -- [REDACTED] knows that they
 19 went to -- that he had the cabin and thing like this.
 20 And sometimes -- I think I asked him, "Have you gone to
 21 the cabin," to Kelly -- to [REDACTED], and she says, "No."
 22 Q. But did you talk to Father [REDACTED] about
 23 Father Kelly taking teenage boys to the cabin?
 24 A. Yes, he knew of it.
 25 Q. How do you know he knows?

1 A. Because I talk. Sometimes talking, and there
 2 are peculiarities about -- about -- about Kelly.
 3 Q. So, would you talk about Father Kelly taking
 4 teenage boys to the cabin in the presence of Father
 5 [REDACTED]?
 6 MS. YOUNG: Objection. Vague and ambiguous.
 7 Q. BY MR. HALE: In other words, did you say
 8 something about Father Kelly taking teenage boys to the
 9 cabin where Father [REDACTED] could hear?
 10 A. Yeah, yeah. I talked to Father [REDACTED], say,
 11 "Have you gone to the cabin?"
 12 He say, "No, never."
 13 Q. Did he say anything else about the cabin?
 14 A. And he say, "Why?"
 15 Say, "Well, I don't know."
 16 He says that, "The cabin is" -- "he owns the
 17 cabin, and I just don't want to get involved."
 18 Now, I know one thing, Father -- I suspect that
 19 [REDACTED] knew there was wrong with -- wrong more than
 20 the drinking.
 21 Q. Why do you suspect that?
 22 A. Because he, himself, when I knew him from --
 23 there was for a year and a half that he was drinking
 24 water like five -- three or four -- two -- one or
 25 two gallons a day. He was screaming and he

1 (unintelligible) his way, he got more like a brick.
 2 Q. You mean like going through withdrawals?
 3 A. Something. It was not the right thing.
 4 Q. But you just said that you thought Father
 5 [REDACTED] thought there was something more than drinking
 6 wrong with Father Kelly? What makes you say that?
 7 A. He didn't want to talk about that. The one or
 8 two times that I approached Landreau about the
 9 peculiarities, he say, "Be patient. Just look at
 10 something else, and you just try to do your thing."
 11 Q. When you say peculiarity of things, are you
 12 referring to Father Kelly taking teenage boys up to the
 13 cabin?
 14 A. That's part it. If you -- especially with him
 15 if he want to eat, we must eat together, same time with
 16 the cassock on. And then, also, he want us to go out to
 17 the street and go for two or three blocks see walking
 18 with cassock and come back. To me, you go to the United
 19 States, and I don't think you find some other place that
 20 do something like this.
 21 Q. Now, again, still focusing on that time when
 22 you were a student at St. John's, did you talk to any
 23 other priests about Father Kelly taking teenage boys to
 24 the cabin, other than [REDACTED]?
 25 A. Yes, Father [REDACTED]. Father [REDACTED] was another

1 one --
 2 Q. What did you say to him?
 3 A. -- his assistant.
 4 He was mad. [REDACTED] fought with Kelly all the
 5 time.
 6 Q. Okay, but --
 7 A. And [REDACTED], I think, there were three brothers
 8 that they were priests.
 9 Q. What did you say to Father [REDACTED] about
 10 Father Kelly taking boys to the cabin?
 11 A. He just -- he don't want to talk about this.
 12 Q. So, you tried to raise it with him and he
 13 didn't want to talk --
 14 MS. YOUNG: Objection. Misstates the
 15 testimony.
 16 THE WITNESS: That's for the people in the
 17 rectory. There was the pastor, two assistants, the
 18 bookkeeper and a secretary. These were all the years
 19 that I was there as a student and then as a priest, I
 20 never, if one or twice, I talked -- everybody knew about
 21 the cabin, everybody -- when I remember I was in the
 22 office in talking with [REDACTED] and the kids came, the
 23 young fellows came, and [REDACTED] got upset, and [REDACTED] got
 24 even mad.
 25 MR. HALE: Hold that thought. We've got to

1 take a break, because the video is running out.
 2 Why don't we take a five-minute break.
 3 THE VIDEOGRAPHER: The time is 12:10. This is
 4 the end of tape number one. We are off the record.
 5 (Recess.)
 6 THE VIDEOGRAPHER: The time is 12:16. This is
 7 the beginning of tape number two. We are back on the
 8 record.
 9 Q. BY MR. HALE: Mr. [REDACTED], we were talking
 10 about Father [REDACTED].
 11 A. Yes.
 12 Q. And the fact that you tried to talk to him
 13 about --
 14 A. Yes.
 15 Q. -- Father Kelly taking boys --
 16 A. Yes.
 17 Q. -- to the cabin?
 18 A. Yes.
 19 Q. And what did --
 20 MS. YOUNG: Objection. Misstates testimony.
 21 Q. BY MR. HALE: Did you try to talk to Father
 22 [REDACTED] about Father Kelly taking boys to the cabin?
 23 A. Yes. As a matter of fact, with Father [REDACTED],
 24 we are very good friends, because he came from Ireland,
 25 and he had a brother, also, that was a priest. And

1 these priests from Ireland they were very -- they hadn't
 2 been in the seminary here. They get together as natural
 3 they had known each other. I used to go with them, and
 4 as a matter of fact, a couple of times for Christmas
 5 with [REDACTED] we went to Palm Springs for three or four
 6 days.
 7 Q. Was this after you were at St. John's?
 8 A. Oh, yes.
 9 Q. What about -- when you tried to talk to Father
 10 [REDACTED] about the cabin, what did he say to you?
 11 A. He don't care about Kelly, [REDACTED].
 12 Q. What do you mean?
 13 A. He was just -- he don't like it, and I think
 14 that he asked to be transferred, also.
 15 Q. How do you know that?
 16 A. Because they moved him.
 17 Q. Did he ever tell you that he'd asked to be
 18 transferred?
 19 A. I remember as a student -- we went -- I went
 20 with them to Palm Springs for three or four days.
 21 Q. Okay.
 22 A. And they were all Irish. I was the only
 23 (unintelligible) like this. Talk about Father Kelly
 24 was -- we talk a little bit, but there are other certain
 25 things that are better to talk about, like taboo. It's

1 something that you don't talk about.
 2 I remember special the time when we went to
 3 Cathedral City, one of the towns over there. And
 4 sometimes the other Irish priests, there were three or
 5 four of them and so on and say, "Hey, how it's going
 6 over there?" They know that he had a tough situation.
 7 Q. When you say there was taboo things, what kind
 8 of things?
 9 A. Better to talk about.
 10 Q. Like what kind of things, though?
 11 A. Of Kelly, in general.
 12 Q. Would that include Father Kelly taking boys to
 13 cabin?
 14 A. No. They just -- that this -- they know it,
 15 because they do it, but the cabin is something, as I
 16 say, you talk once or twice and after the person says --
 17 they don't want to talk about.
 18 Q. Okay. It was your impression that they didn't
 19 want to talk about the cabin?
 20 A. Yeah.
 21 As a matter of fact, I think there was once
 22 that I went with somebody else and we went through
 23 Paradise, and say, "Well, that's the cabin."
 24 Q. You went up in the mountains near the cabin?
 25 A. Yes, I was with someone. And they say, "That's

1 the cabin."
 2 Q. Who were you --
 3 A. I think it was [REDACTED].
 4 Q. Why were you guys up on Paradise Road?
 5 A. We went out to -- for -- you know, to go out
 6 together. There was other people, also. There were
 7 some parishioners, also.
 8 Q. Did you point out the cabin or did Father
 9 [REDACTED]?
 10 A. I don't know where the cabin was.
 11 Q. Do you remember who pointed out the cabin?
 12 A. Maybe it was [REDACTED]. I don't know.
 13 Q. But you remember someone pointed out the cabin?
 14 A. Yeah, yeah.
 15 Q. Was Father [REDACTED] the only other priest with
 16 you on that trip?
 17 A. I think he was there, also.
 18 Q. Did he say anything when the cabin was pointed
 19 out?
 20 A. No. To me, it was just -- as I said, to me, it
 21 was -- Father Kelly was an enigma.
 22 Q. Okay.
 23 A. And once or twice say, the first time I saw the
 24 young fellows coming out, I ask the question. And they
 25 say, "Oh, yes, they go see Kelly."

1 And then one or two times, and then people say,
 2 "Don't ask me the question."
 3 As a matter of fact, the only one that was
 4 talking more was [REDACTED]. [REDACTED], she just
 5 hated. . . .
 6 Q. And this all was while you were a student at
 7 St. John's?
 8 A. Yes, a little bit after, too.
 9 Q. We will get to that. We will get to that.
 10 When you were staying there in the summers, who
 11 was the bookkeeper?
 12 A. [REDACTED].
 13 Q. [REDACTED] was?
 14 A. Yes.
 15 Q. Was [REDACTED] a secretary, also?
 16 A. That's the bookkeeper and secretary. There
 17 weren't two. There was only one.
 18 Q. Do you recall -- do you know what supply work
 19 is?
 20 A. Supply work?
 21 Q. Yes. Where a priest from another parish comes
 22 in and says mass.
 23 A. Yes.
 24 Q. Were there any other priests in Santa Barbara
 25 while you were spending your summers or holiday breaks

1 at Our Lady of Guadalupe?
 2 A. There was a monsignor [REDACTED]. He was Irish, but
 3 he was ashamed to be Irish. He wanted to be like he was
 4 Englishman.
 5 Q. He came in and said mass at Our Lady while you
 6 were --
 7 A. He came to visit Kelly sometimes. And he
 8 always -- Kelly, when he was coming, he prepared the
 9 special. He like -- what you call this? Like oysters,
 10 and they are very expensive.
 11 Q. I don't know.
 12 A. Yes. Clams that, you know --
 13 Q. Okay. It's not that important.
 14 A. I think it is very expensive. They come here.
 15 They fish it and --
 16 MS. YOUNG: Objection --
 17 Q. BY MR. HALE: Was there a --
 18 MS. YOUNG: -- move to strike. Nonresponsive.
 19 Q. BY MR. HALE: Was there a janitor for Our Lady
 20 while you were spending your summers there?
 21 A. Yeah, that's the one that I tell you lived in
 22 the back.
 23 Q. [REDACTED] [REDACTED]?
 24 A. No, no.
 25 Q. The gentleman in the back.

1 A. Yes.
 2 Q. With the --
 3 A. The woman, and he hate Kelly.
 4 Q. Was [REDACTED] the cook?
 5 A. Yes.
 6 Q. She was the housekeeper, too?
 7 A. Yes. And lived two houses after the rectory.
 8 Q. And was she the cook and the housekeeper for
 9 the entire -- for when you were a priest at Our Lady,
 10 too?
 11 A. Yes.
 12 Q. Do you know if she's still alive?
 13 A. I doubt it. No, I think dead.
 14 Q. Have you ever spoken to her since you left the
 15 priesthood?
 16 A. Just -- no. I talked to -- with [REDACTED], the
 17 secretary, but not with [REDACTED].
 18 Q. And the time that you did --
 19 A. Maybe I did. Seven or eight years ago, I
 20 think, one time we cross in a restaurant or something
 21 like this, but we talk but without talking about
 22 anything.
 23 Q. You and [REDACTED] [REDACTED]?
 24 A. Yes.
 25 Q. So, you saw her seven or eight years ago?

1 A. Yes.
 2 Q. Was there a director of religious education
 3 when you were a student at St. John's and living at Our
 4 Lady of Guadalupe in the summertime?
 5 A. Not that I remember.
 6 Q. Okay. When you were -- focusing on that
 7 St. John's period, were you aware of any of the priests
 8 working with the altar boys?
 9 A. No.
 10 Q. Okay.
 11 A. I mean, one time with him and then it was
 12 Gannon.
 13 Q. But, just focusing on that time when you were a
 14 student at St. John's.
 15 A. You are talking about 30 --
 16 Q. I know. I know.
 17 A. -- some years.
 18 Q. I know.
 19 During those summers, who bought the groceries?
 20 Did you ever assist in buying groceries?
 21 A. No.
 22 Q. Do you know who did buy the groceries?
 23 A. Now that you ask me, I don't think there was
 24 [REDACTED] because [REDACTED] was from day one.
 25 Q. Butting heads with Father Kelly. Is that what

1 you mean?
 2 A. Yes.
 3 Q. When you were there during your time at
 4 St. John's, were you aware of Father Kelly having a car?
 5 A. Oh, yes.
 6 Q. Did you see Father Kelly with these teenage
 7 boys in his car?
 8 A. Oh, yeah.
 9 Q. Was that a common thing for you to see during
 10 those summers?
 11 A. Yeah. When they came any time, yeah.
 12 Q. Would you see them get in the car together and
 13 drive off?
 14 A. Yes. And after when I was assistant, also,
 15 still was going on.
 16 Q. How often would you see that? Would that be
 17 once a month, once a week?
 18 A. It's hard for me to say, but it was not one
 19 thing, only once, and you forget. It was something
 20 that -- it was common, every week, maybe every two three
 21 weeks or months or whatever it is but it was.
 22 Q. Were you aware of The Blue Jackets Club?
 23 A. Yes.
 24 Q. How were you aware of The Blue Jackets Club?
 25 A. Because there was a man. As a matter of fact,

1 I think is still there. After he moved, he continued
 2 doing it.
 3 Q. But what about during those summers when you
 4 were spending time at Our Lady, were you aware of there
 5 being Blue Jackets Club meetings?
 6 A. I know there were young people coming and
 7 living with him.
 8 Q. "With him," who do you mean "him"?
 9 A. With Kelly.
 10 Q. Okay. And it was your understanding that
 11 sometimes this was for a Blue Jackets Club meeting?
 12 MS. YOUNG: Objection. Misstates the
 13 testimony.
 14 THE WITNESS: I presume that is what it is,
 15 because that's what they -- they told me -- The Blue
 16 Jackets, they told me, he started when he was assistant
 17 pastor before he moved to Texas. There was a wonderful
 18 thing.
 19 Q. BY MR. HALE: Was the -- when you were there,
 20 while you were at St. John's, at Our Lady, was the
 21 school open or would it be closed for summer break?
 22 A. Normally it was closed, yes.
 23 Q. Did you ever know a secretary named [REDACTED],
 24 [REDACTED] does that name sound familiar
 25 to you?

1 A. No.
 2 Was it a lady?
 3 Q. Yes.
 4 A. Repeat the name.
 5 Q. [REDACTED].
 6 A. Well, there was a lady I talked to you before
 7 that was -- he sometimes was in the rectory many times,
 8 and her husband was a policeman. She was Polish, and
 9 the name was something like this.
 10 Q. But you don't remember her name, though?
 11 A. I know that he had a son that was a student,
 12 and he looked very feminine, but I never thought when I
 13 was -- think there was anything to do with him.
 14 Q. Okay.
 15 A. But after --
 16 MS. YOUNG: Objection. Move to strike.
 17 Nonresponsive.
 18 Q. BY MR. HALE: With regards to the Sisters of
 19 Bethany, how did you become aware of them?
 20 Again, I'm focusing on the time when you were
 21 at St. John's.
 22 A. I know that there were the sisters that lived
 23 in the school, and the other way was the little chapel
 24 was two or three or four women. All of them from El
 25 Salvador.

1 Q. Okay.
 2 A. Small, choppy, like this. He never talk and
 3 was anything to do with the school. But to me, I mean,
 4 it was the contrary, because normally the school and the
 5 parish together. I know there was bad thing between
 6 them, but I thought that was because Father Kelly was a
 7 drunk and because whatever it is.
 8 Now, the Bethany, he said there was nice nuns
 9 and so on and things like this, but that's all, and -- I
 10 only saw it go by and, "Hi, hi." That's all.
 11 Q. Where would you see them, the Sisters of
 12 Bethany, that is?
 13 A. They lived just across the street, that side.
 14 There is the church, the school, and the Sisters of
 15 Bethany immediately over there.
 16 Q. Did you ever see them helping, doing anything
 17 related to the parish?
 18 A. To the parish itself, no.
 19 Q. Did you ever see them helping out at mass?
 20 A. No. They were working for the Catholic
 21 Welfare. That was on Haley Street. And I know that --
 22 MS. YOUNG: Do you want to spell the name of
 23 that street?
 24 THE WITNESS: H-a-l -- I think it's e-y.
 25 MS. YOUNG: Thank you.

1 THE WITNESS: There was a [REDACTED] -- no [REDACTED].
 2 It was another priest that - he was a very chubby
 3 fellow - that he was involved with the Catholic Welfare.
 4 Q. BY MR. HALE: There was a priest that was
 5 helping out with Catholic Welfare?
 6 A. He was in charge of the Catholic Welfare.
 7 Q. Do you know what his name was?
 8 A. That's what I think was a chubby fellow, maybe
 9 40, very jolly.
 10 Q. Do you know where he was in residence?
 11 A. The only thing that I knew, as I said, that he
 12 was in charge of the welfare, the Catholic Welfare.
 13 Q. But you don't know where he lived?
 14 A. No.
 15 Q. He didn't live at the rectory?
 16 A. Oh, no.
 17 Q. And did he ever help with mass at Our Lady?
 18 A. No.
 19 Q. Did you ever see -- again, talking about the
 20 time when you were at St. John's and you come back for
 21 the summer. Could you go into the kitchen at any time
 22 you wanted and get a snack? Was there food available to
 23 you?
 24 A. No.
 25 Q. Did you ever see alcohol in the rectory during

1 those summers other than -- I know you saw the empty
 2 bottles, but did you ever see full bottles of liquor?
 3 A. No, only empty bottles in the back.
 4 Q. Were you aware of any alcohol being stored in
 5 the kitchen or anywhere in the rectory?
 6 A. No, I don't think so.
 7 Q. Okay.
 8 A. Not in the rectory. I know there was alcohol
 9 in the -- where he is.
 10 Q. How do you know that?
 11 A. Because I saw the empty bottles all the time.
 12 Q. But how do you know they didn't come from
 13 somewhere other than Father Kelly?
 14 A. Because I asked, and I know they cannot be from
 15 nobody else. These bottles are his, I'm a hundred
 16 percent.
 17 Q. Who did you ask, [REDACTED]?
 18 A. [REDACTED].
 19 Q. What did you ask them?
 20 A. [REDACTED].
 21 Q. What did you ask them?
 22 A. "What are these bottles?"
 23 "Well, these bottles come from upstairs."
 24 Q. Okay.
 25 A. (Unintelligible) for me is this -- I mean, if

1 he wanted to hide it and so on, he just put them --
 2 we'll see -- put out with the paper things, you know.
 3 The thing is that he always go with the cassock
 4 when he was in the rectory; never with the collar.
 5 Q. Okay.
 6 A. Only when he went to the cabin and the fellows
 7 come or with other fellows is when he was the shirt.
 8 Q. Was there -- again, same time frame, you are a
 9 student at St. John's. Was there a bar inside the
 10 rectory of any sorts?
 11 A. No.
 12 I know that when he or Monsignor --
 13 MS. YOUNG: Move to strike. Objection. Move
 14 to strike. Nonresponsive.
 15 THE WITNESS: Okay.
 16 Q. BY MR. HALE: Go ahead. You were saying he and
 17 Monsignor. You can answer.
 18 A. They -- when Monsignor [REDACTED] came, he had
 19 always prepared these special kind of -- the fish,
 20 orchids [sic].
 21 Q. Right.
 22 MS. YOUNG: Objection. Move to strike.
 23 Nonresponsive.
 24 Q. BY MR. HALE: Let's talk about when you
 25 received your assignment to return to Our Lady of

1 Guadalupe.
 2 Did you receive a letter from the Cardinal with
 3 that assignment?
 4 A. Yeah.
 5 Q. And --
 6 A. I asked him -- I had -- when I was in Santa
 7 Teresita, there was -- the pastor was a fellow that was
 8 92 years old. He was also from Spain.
 9 Q. Okay.
 10 A. I -- was hard to live with him, because he is
 11 the one that -- he wanted to use the water they use for
 12 the money, use it for the afternoon and night.
 13 Q. So, you asked for a transfer out of there?
 14 A. Had no car. I was fed up in Santa Barbara -- I
 15 mean, from Los Angeles, and they moved me to Santa
 16 Barbara.
 17 Q. So, did you ask for a transfer?
 18 A. Yes. But I don't ask for Santa Barbara or
 19 anything else. I just went out to talk to Manning, and
 20 said, "When you can, I would like to leave Los Angeles."
 21 Q. And when you received the assignment for Our
 22 Lady of Guadalupe, how did you feel about that?
 23 A. Well, good. I'm out of this. I know Kelly has
 24 peculiarities. I know that he had the problems with
 25 drinking.

1 Q. Did you --
 2 A. But I never thought beyond this.
 3 Q. Did you know who you were replacing?
 4 A. It was him (indicating Father [REDACTED]).
 5 Q. Father [REDACTED]?
 6 A. Yes.
 7 Q. Did you talk to Father [REDACTED] before he left
 8 about what life was like at Our Lady?
 9 A. Yes.
 10 Q. And what did he tell you?
 11 A. Well, he knew that it was very hard, and I know
 12 that he had arguments many times with him, as I did, and
 13 as Father [REDACTED] -- not [REDACTED], the other one, now
 14 he's Monsignor. As a matter of fact, he had more -- I
 15 just gave up after a while.
 16 Q. What did Father [REDACTED] tell you was difficult
 17 about being at Our Lady?
 18 A. To live with -- the problem was Kelly.
 19 Q. What did he say about Kelly?
 20 A. What I already knew.
 21 Q. For the record, what is that?
 22 A. That he was a drunk.
 23 Q. Okay.
 24 A. That he locks himself.
 25 Q. Okay.

1 A. That he comes with some fellows and goes out;
 2 that he has a cabin. (Unintelligible) insinuated
 3 about the -- I talk to the cabin a couple of times, and
 4 he don't want to talk anymore. Then I talked with
 5 [REDACTED].
 6 Q. Okay.
 7 When you say "he comes with fellows" --
 8 A. And I talk to him.
 9 Q. Okay. But when you say he said, "he comes with
 10 fellows and he goes up," did you mean that he was having
 11 these boys come upstairs with him?
 12 A. Yes.
 13 MS. YOUNG: Objection. Misstates the
 14 testimony.
 15 THE WITNESS: Yeah. When these fellows, young
 16 fellows, come, they went upstairs. He don't say
 17 anything to one or to another. They lock the door, and
 18 then they went upstairs. [REDACTED] don't even look
 19 it, and [REDACTED] just like this (witness shrugs
 20 shoulders.)
 21 Q. BY MR. HALE: Before you returned to Our Lady,
 22 did you ask anyone -- did you talk to anyone, other than
 23 Father [REDACTED], about what life was like at Our Lady now,
 24 at that time? In other words --
 25 It was 1968; correct?

1 A. Yeah.
 2 Q. Did you talk with anybody else, other than
 3 Father [REDACTED], about what life was like at Our Lady
 4 before you actually moved back in?
 5 MS. YOUNG: Objection --
 6 THE WITNESS: Yeah.
 7 MS. YOUNG: -- vague and ambiguous.
 8 Q. BY MR. HALE: Who else did you talk about?
 9 A. Well, [REDACTED].
 10 Q. Okay. What did Father [REDACTED] say to you?
 11 A. [REDACTED] could not stand him.
 12 Q. Okay. Did he tell you why? Was it for all the
 13 same reasons --
 14 A. Yes, the same reasons I say, but never the word
 15 pedophilia came out in my mind was like this. But I
 16 know there was wrong and something was wrong, and I
 17 cannot touch it exactly what it was besides this.
 18 Because to get drunk the way that he was doing it, it
 19 was not normal.
 20 Q. Anyone other than [REDACTED] and [REDACTED] that you
 21 talked about what life was like at Our Lady, before you
 22 returned?
 23 A. Well, we talked with other -- you know, when we
 24 get together -- for instance, when you are a priest, you
 25 go to the retreat once a year and you get together.

1 Many of the priests there they don't want to be there.
 2 Q. Didn't want to be there?
 3 A. No.
 4 Q. Okay.
 5 A. You know why?
 6 Because some of them, they are alcoholics, and
 7 over there you are not supposed to drink.
 8 Q. Okay. Did you ever --
 9 A. They drink, because when I was deacon and I was
 10 over there to -- you know, we are deacons. We are over
 11 there and serve the -- when they are making their
 12 retreats over there.
 13 MS. YOUNG: Objection. Move to strike.
 14 Nonresponsive.
 15 Q. BY MR. HALE: When you are talking about these
 16 retreats, did you ever have any conversations with any
 17 priests at these retreats about Father Kelly?
 18 A. Oh, yeah.
 19 Q. What kinds of things would you discuss?
 20 A. We are talking about the peculiarities that he
 21 had, that he was a drunk. And also, some deacons that
 22 were there, that were serving for the retreat,
 23 we also -- when they were in the retreat and they
 24 supposed -- and some of them were drinking.
 25 Q. But did you talk --

1 A. But we were talking about this. We talk.
 2 Never about pedophilia, never.
 3 Q. But did you talk about the cabin?
 4 A. Yes.
 5 Q. Did you talk about him taking teenage boys to
 6 the cabin?
 7 A. Yes, with [REDACTED], and with people that we talk.
 8 Go over there and say, "Who's your pastor?" Sometimes
 9 between the assistant and pastor, there's some kind
 10 of --
 11 Q. Tension?
 12 A. Well, there is -- first, in those days, you
 13 become a priest. Until you are 15 or 20 years, you
 14 don't become a pastor. Okay. And there's a difference
 15 between being a pastor and assistant.
 16 Q. Okay.
 17 A. Some of them --
 18 MS. YOUNG: Objection. Move to strike.
 19 Nonresponsive.
 20 Q. BY MR. HALE: You can answer. Go ahead.
 21 MS. YOUNG: Answer what?
 22 MR. HALE: He is explaining the difference
 23 between being a priest and being a pastor. I want to
 24 hear that.
 25 THE WITNESS: Being an assistant and being a

1 pastor.
 2 MR. HALE: Sorry, assistant and pastor.
 3 THE WITNESS: There were some pastors that were
 4 very good, but some -- the mentality of some of the
 5 pastors, especially the Irish, when I was assistant,
 6 they (unintelligible) -- I was just like enslaved. Now,
 7 at the time -- they were that kind of the pastors.
 8 Those I say -- when I was very -- assistant was very
 9 rough for me, and the pastor that I have in
 10 St. Sebastian's, Father Kelly -- not Father Kelly,
 11 Father [REDACTED], [REDACTED]. That's the name. He
 12 was a very good. He was one to -- treat me just like a
 13 son.
 14 Q. Okay.
 15 A. You have a car. You have everything with this
 16 and so on.
 17 Many of the other ones is the contrary. When I
 18 was assistant, they master me, and I was like a slave.
 19 Q. Okay.
 20 A. "Now, I want to be good to you. Here, you
 21 have -- you have a car," and so on. That was Father
 22 [REDACTED], who was a tremendous man.
 23 Q. Okay. Do you remember what kind of car
 24 Father Kelly drove when you were a student at
 25 St. John's? Do you remember what kind of car it was?

1 A. I think it was Chevy.
 2 Q. A Chevy.
 3 Do you remember what color it was?
 4 A. I don't know. It was white and, maybe, a
 5 little blue or something, but the one that has a tail.
 6 Q. Do you remember, was he driving the same kind
 7 of car when you returned in 1968?
 8 A. I don't know.
 9 Q. I want to focus on the 1968-'69 period, when
 10 you were assigned to Our Lady now.
 11 Who was responsible for filing documents
 12 received at the parish, was that Mrs. -- was it [REDACTED]?
 13 A. Yes.
 14 Q. Was anyone else involved in that?
 15 A. Well, I told --
 16 MS. YOUNG: Objection. Calls for speculation.
 17 THE WITNESS: There was that Polish lady that
 18 sometimes came to help. I know the husband that was a
 19 policeman sometimes came to help to count the money.
 20 MR. HALE: Okay.
 21 THE WITNESS: And they have a son that was
 22 [REDACTED], very tall and very feminine.
 23 Q. BY MR. HALE: Was the son's name [REDACTED]?
 24 A. Yes.
 25 Q. Did you ever see any unusual interaction

1 between [REDACTED] and Father Kelly?
 2 A. Sometimes they will take upstairs, you know.
 3 Q. Both Father Kelly and [REDACTED] went upstairs?
 4 A. Yes.
 5 Q. Do you know how [REDACTED] was when that would
 6 happen?
 7 A. Oh, when I was a student, first, very little,
 8 because I cannot remember too much, but after the first
 9 times, he was in the 20s.
 10 Q. He was in the 20s?
 11 A. Yes.
 12 I guess that [REDACTED] was there for when he was
 13 12 -- 11, 14, and so on. The years when I was only
 14 there in the summer.
 15 Q. When you were only there in the summer, did you
 16 see [REDACTED] go upstairs with Father Kelly?
 17 A. Oh, yes, because Father Kelly liked literature,
 18 read certain things like -- Monsignor [REDACTED] -- [REDACTED].
 19 THE REPORTER: Excuse me?
 20 THE WITNESS: That these -- they had a thing
 21 like this. Then I never thought (unintelligible.) Now,
 22 after signs, maybe it was something going, but I don't
 23 know.
 24 Q. BY MR. HALE: Okay.
 25 A. Especially when the mother, [REDACTED], hated

1 Kelly.
 2 Q. Did she ever object to her son going upstairs
 3 with Father Kelly?
 4 A. I don't remember even how many -- if she was
 5 there and know, or anything like this, but [REDACTED] hate
 6 Kelly.
 7 Q. And you saw [REDACTED] go upstairs with
 8 Father Kelly?
 9 A. Yes, sometimes.
 10 Q. And this is while you were a student at
 11 St. John's?
 12 A. At least one or twice.
 13 Q. And you think he was somewhere between the age
 14 12 and 14 at that time?
 15 A. Yes; 14, 15, high school, maybe.
 16 Q. Do you know if anybody else saw that happen?
 17 MS. YOUNG: Objection. Calls for speculation.
 18 THE WITNESS: I'm sure there is someone else
 19 there, but among the Mexicans, they prefer not talk
 20 about the person, but I don't know.
 21 Q. BY MR. HALE: Did you ever talk to anyone about
 22 [REDACTED] going upstairs with Father Kelly while you were a
 23 student at St. John's?
 24 A. I don't know.
 25 Q. Okay.

1 A. I don't remember.
 2 Q. Okay.
 3 A. You see, when I was at St. John's until the
 4 last year -- the last year is when you are already a
 5 subdeacon, and you made the oath of chastity, is when
 6 the other -- the two, three sessions for the seminar for
 7 the priests, and then that's the only time I talk about
 8 it. The years before I was not there in the summer when
 9 all the priests were there.
 10 Q. So, when you returned in 1968, who was the --
 11 was there another assistant or associate pastor when you
 12 were there?
 13 A. I don't know if he was before, after. No, he
 14 was before, because he move -- I think he have to be
 15 moved, Father [REDACTED]. If I am wrong, they can correct
 16 me.
 17 Q. Why do you think he was asked to be moved?
 18 A. Because he was fighting with Father Kelly.
 19 Q. How do you know he was fighting with Kelly?
 20 A. I know that he was very happy that he move.
 21 Q. You say he was very happy or very unhappy?
 22 A. Happy to move.
 23 Q. Oh, happy to move.
 24 Did he tell you that?
 25 A. I cannot put my things on the Bible, but I

1 think that he did.
 2 Q. Okay.
 3 A. And also, the other assistant that was over
 4 there, the other Irishman also. He was fighting all the
 5 time.
 6 Q. Who was that?
 7 A. Father --
 8 Q. Are you talking about Father [REDACTED]?
 9 A. No.
 10 Q. Father [REDACTED]?
 11 A. Father --
 12 Q. [REDACTED].
 13 A. Yes, that's it. [REDACTED] --
 14 Q. Yes.
 15 A. -- now is Monsignor.
 16 Q. When you got to Our Lady of Guadalupe in 1968,
 17 was Father [REDACTED] still there? Was he the other
 18 associate?
 19 A. Yes.
 20 Q. Okay.
 21 A. Because I went with him to the desert.
 22 Q. He was the Irishman you made the trip to
 23 the dessert with?
 24 A. Yes.
 25 Q. When you moved back into Our Lady in 1968,

1 where was your room then? You weren't in the guest room
 2 on the first floor; right?
 3 A. Yeah.
 4 Q. Where were you then?
 5 A. One of the two rooms between -- there is the
 6 bathroom.
 7 Q. When you went up the stairs, were you in the
 8 first room on the left or were you in a different room?
 9 A. I think I was in the one in front.
 10 Q. The very first room?
 11 A. I think so.
 12 Q. And you think you were in -- how long did your
 13 assignment at Our Lady last? Was that about 18 months?
 14 A. Less than two years. I don't know exactly.
 15 Q. Did your room ever change the entire time you
 16 were at Our Lady --
 17 A. No.
 18 Q. -- after 1968?
 19 A. No.
 20 Q. Okay.
 21 A. And Father [redacted] he was the other one. He was
 22 fighting many times more than -- I don't want to fight
 23 with --
 24 Q. How do you know --
 25 A. -- [redacted] [sic]?

1 Q. With [redacted] or with Kelly?
 2 A. No, I mean, I never did fight with Kelly. But
 3 [redacted] he was all the time arguing, because he
 4 was a young fellow. I was already an old cat. I came
 5 to this country when I was 20 years old and so on. In a
 6 way, I was naive about the country, but as human
 7 nature --
 8 MS. YOUNG: Move to strike. Nonresponsive.
 9 Q. BY MR. HALE: How do you know Father [redacted] was
 10 fighting with Father Kelly?
 11 A. Because they were arguing all the time.
 12 Q. What did you hear them argue about? What kind
 13 of things?
 14 A. About many things.
 15 Q. Did you hear them argue about Father Kelly's
 16 drinking?
 17 A. Yes.
 18 Q. Did you hear them argue about Father Kelly
 19 having teenage boys upstairs?
 20 A. I guess, at least one or twice, says, "What the
 21 hell you do with all these fellows? I never see them in
 22 church."
 23 Q. And what did Father Kelly say to this?
 24 A. Just lock himself and go away.
 25 Q. Did they argue about Father Kelly taking boys

1 to the cabin?
 2 A. I don't know when -- one day they argue
 3 (unintelligible). Finally, I was -- I went to the
 4 kitchen to talk with [redacted] or with the other one.
 5 They look at me and say, "Well, again."
 6 Q. Were they yelling at each other?
 7 A. Oh, yeah.
 8 Q. Could you hear them yelling at each other while
 9 you were downstairs?
 10 A. Yes.
 11 Q. Did you talk to [redacted] or Mrs. [redacted]
 12 about this?
 13 A. Mrs. [redacted] just with the eyes and just --
 14 Q. So, Mrs. [redacted] would roll her eyes?
 15 A. Yes.
 16 Q. And what would [redacted] say?
 17 A. Well, she was less in the time because, as I
 18 say, she lives only two houses, but when he was there,
 19 also, he just -- he couldn't stand it. I mean, if they
 20 were fighting, he leave, he go home.
 21 Q. I'm sorry, who was this?
 22 A. [redacted].
 23 Q. Okay.
 24 A. He lives only two houses.
 25 Q. She would leave and go home?

1 A. (Witness nods head.)
 2 Q. Is that right?
 3 A. If they are arguing, yes.
 4 Q. Did you ever talk to Father [redacted] about these
 5 arguments he was having with Father Kelly?
 6 A. Yeah.
 7 Q. What would he say?
 8 A. He never -- well, he said that he was a drunk;
 9 That he was a very peculiar kind of person. Going with
 10 Bernard Leheny and the other Irish to the desert, they
 11 were talking about things like this, to them, this, and
 12 all of them, they were Irish, that they were not study
 13 here, but they came as a priest. They saw the fight
 14 between assistant and the pastor, something that they
 15 were used to from Ireland. [redacted], [redacted],
 16 that was also one of them, is the one that told me,
 17 "Listen, when I was assistant, I was dealt like dirt by
 18 the pastor."
 19 Q. Okay.
 20 A. And there are two kinds of pastors. Many that,
 21 when they become a pastor, say, "Well, I had it rough,
 22 and also they are going to have it rough." And the
 23 other ones, like [redacted] say, "There are two cars. I'll
 24 give you the best one."
 25 Q. Did you have a car when you were at Our Lady?

1 I'm talking about in '68 and '69.
 2 A. No.
 3 Q. Did Father [REDACTED] have a car in '68 or '69?
 4 (Father [REDACTED] exits the proceedings.)
 5 THE WITNESS: Wait a minute. Maybe -- maybe
 6 there was a car for both of us.
 7 Q. BY MR. HALE: So, you maybe shared a car with
 8 Father [REDACTED]?
 9 A. I think. I'm not sure now.
 10 Q. Do you remember ever seeing teenage boys
 11 congregating around the garage next to the rectory near
 12 Father Kelly's car?
 13 A. Well, the garage -- there was no garage. There
 14 was room only for the car. It was in the back, and
 15 there were two cars, two garages, but you open and
 16 close. There is no -- the only -- to get in, you need
 17 to go careful. There is -- you know the old garages
 18 that you see here in Santa Barbara, certain streets,
 19 there is especially now that the kind of two garages
 20 that were there.
 21 Q. When you --
 22 A. But you see the fellows coming in up and then
 23 they went down and then they just run and disappear.
 24 I know sometimes some of the parishioners have
 25 seen Father Kelly and some of these fellows at the

1 Costco.
 2 Q. At Costco?
 3 A. Yes.
 4 Q. You mean -- out by Costco, you mean?
 5 A. Over there, you know, far away Costco was the
 6 fellows.
 7 Q. What out there? Where were they out there?
 8 A. Shopping or doing something. I don't know.
 9 Q. Did anyone ever tell you they saw Father Kelly
 10 with boys at a grocery store in Five Points?
 11 A. No. It could be the years that I was not
 12 there. They talk about --
 13 MS. YOUNG: Objection. There's no question
 14 pending.
 15 MR. HALE: Hang on. Don't worry. We are both
 16 going to have many more questions for you.
 17 Q. Was there anyone on the parish staff that was
 18 new to you when you returned in 1968, in other words,
 19 who hadn't been there when you were a student at
 20 St. John's, or was it all the same people?
 21 A. Well, [REDACTED] was there. [REDACTED] was there. I
 22 don't know if, maybe, there was -- me, [REDACTED] [sic].
 23 Q. Okay. [REDACTED]?
 24 A. Yeah.
 25 Q. Was there anyone in residence there?

1 A. Monsignor [REDACTED] sometimes came to visit.
 2 Q. [REDACTED] or [REDACTED]?
 3 A. [REDACTED].
 4 Q. [REDACTED].
 5 Would he stay at the rectory?
 6 A. No, he didn't stay, but sometimes they left.
 7 They not come back until next day or sometimes -- he
 8 didn't tell us what he was going and so on and thing
 9 like this, but that's the only thing.
 10 (Father [REDACTED] rejoins the proceedings.)
 11 Q. BY MR. HALE: When you say "they left," you
 12 mean [REDACTED] and Father Kelly?
 13 A. Yes.
 14 Q. Was there more than one entrance for the
 15 rectory when you were there in '68 and '69, front door
 16 and back door, in other words?
 17 A. I think there was one in the back, but I never
 18 use it.
 19 Q. And when you would see these boys come in,
 20 would they generally come in the front door?
 21 A. Yes.
 22 Q. And would they knock before they came in or
 23 would they simply walk in?
 24 A. I think that sometimes they just open and go
 25 in. But, I mean, normally, when somebody -- they ring,

1 you know, things like this. These ones, they just knock
 2 and open and they --
 3 MS. YOUNG: Belated objection. Calls for
 4 speculation.
 5 Q. BY MR. HALE: Did you personally observe that
 6 ever happen, where they just walked in, these boys?
 7 A. Yes, they knock and they open and they went.
 8 Q. And then they would go upstairs?
 9 A. Yes. I remember this, because I was talking
 10 with [REDACTED], and say, "Here they are," or it was with
 11 [REDACTED] and things like this. To them, it was like they
 12 were invisible. They don't like it to be there, but
 13 they were there.
 14 Q. When you say "them," you mean [REDACTED] and
 15 Mrs. [REDACTED]?
 16 A. Yes.
 17 Q. They just try and pretend they weren't there?
 18 A. Yes. And sometimes, also, it was the other
 19 lady, the Polish lady.
 20 Q. They would try to pretend these boys were not
 21 there?
 22 A. Well, they knew they were there.
 23 Q. But they just didn't want to see them.
 24 Was there a written schedule for mass when you
 25 were there in 1968, '69?

1 A. Oh, yeah.
 2 Q. Who wrote that schedule up? Was that
 3 Father Kelly?
 4 MS. YOUNG: Objection. Calls for speculation.
 5 THE WITNESS: Yes, I think he was the one to do
 6 it.
 7 Q. BY MR. HALE: Did you ever see him write it up,
 8 though?
 9 A. Well, the masses, they were there all -- they
 10 were posted outside, too.
 11 Q. Where were they posted?
 12 A. In the church, on the side, there is the
 13 masses. That's in Spanish and English or whatever.
 14 Q. And it would say which priest was handling
 15 which mass? Would it say that?
 16 A. Yes, usually. I think, once in a while, he
 17 preach also in Spanish, but many times there were --
 18 because when Bellavista or the other Mexican fellows,
 19 their English was very awful.
 20 Q. Do you remember there ever being a schedule in
 21 the rectory so that you --
 22 A. Oh, yes. He tells us, "You have this mass."
 23 Besides, you realize, myself hardly ever say mass in the
 24 Spanish, my native. I always was in the Mesa.
 25 Q. At Holy Cross?

1 A. When I was a student, there was -- Holy Cross
 2 was on Haley Street. It was a tiny, little place, but I
 3 practically -- he always put me in the Holy Cross.
 4 Q. Okay.
 5 A. As a matter of fact, my first mass and so on
 6 was in the Holy Cross.
 7 Q. Where was this schedule kept? Was it upstairs
 8 or was it downstairs?
 9 A. Just, "You have this mass or this mass."
 10 Q. So, there wasn't a written schedule?
 11 A. No. He just -- and if he was not available,
 12 because he was locked or something like this, he just
 13 written down.
 14 Q. Did you ever receive a phone call from
 15 Father Kelly from the cabin saying he wouldn't be able
 16 to make a mass and he needed you or Father [REDACTED] to
 17 cover it?
 18 A. No, not that I remember.
 19 Q. Did you ever hear about that happening?
 20 A. (Witness shakes head.)
 21 Q. Do you remember getting a call from Father
 22 Kelly from the cabin?
 23 A. If he called from the cabin, he never told me
 24 that he was in the cabin.
 25 Q. Did Mrs. [REDACTED] or [REDACTED] ever tell you

1 about receiving a phone call from Father Kelly?
 2 A. I know sometimes when Father Kelly would call
 3 come from outside, but I don't know if he was in the
 4 cabin or was -- because, as I say, sometimes, some days
 5 he could be, maybe, in Mexico, because he like to talk
 6 about Baja.
 7 Q. Okay. So, you do recall receiving calls from
 8 Father Kelly from somewhere outside the rectory; you
 9 just don't know from where he was calling from?
 10 MS. YOUNG: Objection. Misstates --
 11 THE WITNESS: Maybe --
 12 (Interruption by the Reporter.)
 13 MS. YOUNG: Objection. Misstates the
 14 testimony.
 15 THE REPORTER: Go ahead. "Maybe" --
 16 THE WITNESS: Maybe -- my instinct, yes.
 17 Q. BY MR. HALE: Do you remember Father Kelly
 18 sometimes taking day trips up to the cabin instead of
 19 overnight trips? Did that happen sometimes?
 20 A. Oh, yes.
 21 Q. And sometimes he would take overnight trips up
 22 to the cabin?
 23 A. Yes.
 24 Q. Do you ever recall Father Kelly going to --
 25 being aware of Kelly going to the cabin without teenage

1 boys?
 2 A. It's possible, but I don't know. Because the
 3 car was in the back, and he move -- something like this.
 4 He move like a ghost, just very skinny, tall, the white
 5 shirt and the pants and, maybe, the cigarette like this,
 6 and sometimes we don't realize that he's gone.
 7 Q. Okay. How often -- how many times a month were
 8 you aware of him, on average, in 1968 and 1969 spending
 9 the night at the cabin?
 10 MS. YOUNG: Objection. Calls for speculation.
 11 THE WITNESS: I don't know, because I go to
 12 bed. I just -- I know about my assistant, because we
 13 have the common things. Normally, I don't know.
 14 Q. BY MR. HALE: Would he tell you if he was going
 15 to the cabin?
 16 A. He never mentioned the word "cabin" to me once.
 17 Q. Would he tell you if he was going away for the
 18 night?
 19 A. If he go out one or two days, he never says it.
 20 Q. Okay.
 21 A. If he -- because he sometimes went for, you
 22 know -- if it was the day that he was supposed to
 23 things, he would write a little note which one takes
 24 which one.
 25 Q. How did you know he was going to the cabin?

1 A. Because ██████ many times says, "I think he was
 2 in the damn cabin." He was -- "That's awful," and so
 3 on.
 4 You can talk to other assistants that have been
 5 there. When he was living with the shirt, all do it
 6 like this, because the other way, when we was at home,
 7 he wore --
 8 Q. Cassock?
 9 A. The cassock.
 10 Q. How did you know he was taking boys to the
 11 cabin?
 12 A. Because they come.
 13 Q. Would you see them leave --
 14 A. Sometimes leave with them, and also because
 15 ██████ told me, and ██████ to know it.
 16 Q. They would tell you that Father Kelly was
 17 taking boys to the cabin?
 18 A. Yes.
 19 Q. Did they tell you how they knew Father Kelly
 20 was taking boys to the cabin?
 21 A. Maybe because they -- (unintelligible)
 22 because -- nobody talked about the cabin, but many
 23 people knew that there was a cabin. I, myself, I don't
 24 knew exactly what it was until after somebody show it to
 25 me.

1 Q. Did you know -- when you were a priest at Our
 2 Lady in '68-'69, did you know any of the Sisters of
 3 Notre Dame?
 4 A. Personally?
 5 Q. Yeah, personally.
 6 A. "Hi, hi."
 7 Q. Okay.
 8 A. But it was something. I never know what it
 9 was. I thought -- because it was the other priest,
 10 also.
 11 Q. What other priest?
 12 A. The one that I told you that he was in charge
 13 of Catholic Welfare.
 14 Q. Was he involved in the school?
 15 MS. YOUNG: Who?
 16 THE WITNESS: No.
 17 MR. HALE: The other priest in charge of
 18 Catholic Welfare.
 19 Q. Was he involved in parish activities in some
 20 way?
 21 A. Not in ours. He was in charge Catholic
 22 Welfare, but I think he was saying mass for the nuns.
 23 Q. Okay.
 24 A. The school nuns.
 25 Q. Right.

1 A. The school nuns. They had their convent
 2 together, in Sorrows, was a big place over there.
 3 Q. Did you know any of those nuns, the Sisters of
 4 Notre Dame?
 5 MS. YOUNG: Asked and answered.
 6 THE WITNESS: Yes, sometimes. I like to go see
 7 the kids in the school and so on and thing like this,
 8 but Kelly never went to the site of the --
 9 MS. YOUNG: Objection. Move to strike.
 10 Nonresponsive.
 11 Q. BY MR. HALE: What Sisters of Notre Dame did
 12 you know, do you remember any of their names?
 13 A. Many times they have middle names, things like
 14 this.
 15 Q. Did you have any responsibilities at the
 16 school?
 17 A. No.
 18 Q. You didn't teach any classes at the school?
 19 A. No. But sometimes I would like to go, not in a
 20 regular basis. The only time that you see Kelly over
 21 there in the schoolyard is when once a year was a fair.
 22 MS. YOUNG: Objection. Move to strike.
 23 Nonresponsive.
 24 Q. BY MR. HALE: Were you aware of anyone placing
 25 any restrictions on Father Kelly's ability to go into

1 the school?
 2 A. Now that you -- hindsight explain why he had
 3 more attention with the Bethany than the other ones.
 4 Q. But did you have an impression at that time
 5 that he was not allowed to go onto school property?
 6 A. He was not there --
 7 MS. YOUNG: Objection. Calls for speculation.
 8 THE WITNESS: -- on the school property unless
 9 it was the two or three days of the fair.
 10 Q. BY MR. HALE: No one ever told you there had
 11 been any kind of restriction placed on his ministry,
 12 though, as far as --
 13 A. No.
 14 Q. -- him going (overlapping)?
 15 A. No. I never thought until came out that there
 16 was pedophilia thing. But I know that, because I went
 17 to see --
 18 MS. YOUNG: Objection. There's no question
 19 pending.
 20 Q. BY MR. HALE: Go ahead. You can answer.
 21 MS. YOUNG: Answer what?
 22 MR. HALE: He was finishing his answer.
 23 Q. Go head.
 24 A. When I wanted to quit and go see Bishop
 25 Manning.

1 Q. Okay. We will talk about that in a little bit.
 2 Were you involved in any CCD classes?
 3 A. Yes.
 4 Q. Did you teach any of those?
 5 A. Yes.
 6 Q. Where did you teach those at?
 7 A. In the school.
 8 Q. Did any other priests help out with those?
 9 A. Yeah.
 10 Q. Who?
 11 A. [REDACTED].
 12 Q. Who?
 13 A. [REDACTED] -- no.
 14 Q. [REDACTED]?
 15 A. [REDACTED].
 16 Q. Okay.
 17 A. I call him [REDACTED].
 18 Q. Okay. Did any of the Sisters of Bethany help
 19 with the CCD classes that you saw?
 20 A. No.
 21 Q. What about any of the Sisters of Notre Dame,
 22 did any of them help with CCD classes?
 23 A. Yeah.
 24 Q. Did you ever see Father Kelly help with any of
 25 the CCD classes?

1 A. No, not that I remember.
 2 The only time that I see Father Kelly in the
 3 yard of the school is when there's the fair, that he
 4 went over there with the cassock.
 5 Q. Got it. Okay.
 6 A. And he made, also, go with the cassock, even if
 7 I don't want it.
 8 Q. Did you ever hear that there had been a fire in
 9 the sacristy, that an altar boy set a fire in the
 10 sacristy?
 11 A. Something vague, but I don't remember details.
 12 Q. Did that happen before you got to Our Lady?
 13 A. I don't remember. I had some things, but I
 14 don't want to speculate.
 15 Q. Okay.
 16 Do you recall that Father Kelly had his silver
 17 jubilee while you were assigned to Our Lady?
 18 A. Yes, something like this. I know they came --
 19 another father, there was a Vincentian, also; a short
 20 fellow. Both were the 25 years.
 21 Q. Was it Father [REDACTED]?
 22 A. That's it.
 23 Q. He attended as well?
 24 A. I think he was around.
 25 Q. Do you remember where the celebration was held?

1 A. I should remember that.
 2 Q. Do you remember Father [REDACTED] preparing a
 3 history regarding Father Kelly for that celebration?
 4 If you don't, you don't. Just asking.
 5 A. You are asking me was a celebration in place?
 6 There was a deanery and something?
 7 Q. Yes.
 8 Do you remember Father [REDACTED] kind of doing
 9 research on Father Kelly's history within the
 10 Archdioceses, his assignment history?
 11 A. No. Maybe that is -- I think that's when I
 12 came in, he went out.
 13 No?
 14 Q. I don't know.
 15 A. I don't know.
 16 Q. If you don't know, you don't know.
 17 Did you ever see Father Kelly appear to you so
 18 intoxicated that he couldn't make it up the rectory
 19 stairs?
 20 A. Well, sometimes he -- I don't know if he was
 21 intoxicated, but walking like a zombie.
 22 Q. Okay.
 23 Where would you see him walking like a zombie?
 24 A. I mean, out and go upstairs.
 25 Q. Did anyone ever tell you that they saw Kelly so

1 intoxicated that he needed someone to help him up the
 2 stairs?
 3 A. No. But you know, I believe, it is possible.
 4 Q. Okay.
 5 MS. YOUNG: Anything is possible.
 6 THE WITNESS: Yes. I have seen him walking up
 7 stairs, and I thought, maybe, he was intoxicated because
 8 I knew about the bottles and things like this.
 9 MR. HALE: Okay.
 10 Q. But did you see behavior that made it appear to
 11 you that he was intoxicated in some way?
 12 A. Yeah.
 13 Q. What kind of things?
 14 A. He had the hair sometimes this way. The
 15 cigarette here. One step and stop and then another
 16 step.
 17 Q. Okay.
 18 A. That's when I went to see the Bishop and --
 19 Q. Anything else that made you think that he was
 20 intoxicated?
 21 A. Sometimes the way that he walked, and the way
 22 he come in and out.
 23 Q. Okay.
 24 A. But he was drunk many times that I have no --
 25 the slightest doubt about.

1 Q. Were you ever aware of treatment facilities for
2 priests with sexual problems?

3 A. Well, I know that he was assigned between being
4 assistant pastor and pastor to be secretary of Bishop
5 Gaggria in Texas, that he was in charge -- you see the
6 Catholic bishop had, like, administration for things,
7 and Bishop Gaggria that was El Paso --

8 Q. Is Gaggria, G-a-g-r-i-g-a?

9 A. That's correct.

10 Q. But have you ever been aware, though, of not
11 just for Father Kelly but for any priests of there being
12 treatment facilities for priests with sexual problems?

13 MS. YOUNG: Objection. Misstates testimony.

14 THE WITNESS: Yes, I knew the thing about
15 Texas.

16 Q. BY MR. HALE: Have you ever -- do you know the
17 names -- at some point in your career, did you become
18 aware of there being treatment facilities for priests
19 with sexual problems?

20 A. Yes -- no sexual. If they were sexual, they
21 wouldn't say sexual, they will say, like this -- I know
22 there were. But especially in the year that I was
23 deacon and I was in the seminary for the priests
24 seminars, many of them have the drinking problems.

25 Q. Do you remember the names of any of those

1 A. There is one place over there that you can --
2 there was people that had been -- drinking problems and
3 so on that was sent there. And also they send it -- and
4 then after I know some people with sexual problems also
5 was sent there.

6 Q. Is it your understanding they would send
7 priests with sexual problems to these facilities but --

8 A. Yes. Not pedophilias necessarily, my
9 naive then.

10 MS. YOUNG: Objection. Calls for speculation.

11 Q. BY MR. HALE: And how did you become aware of
12 these facilities? How did you learn about them?

13 A. Because when we went -- [redacted] going
14 like this, we come back and we stopped in Los Alamos.
15 We went to this place.

16 Q. Do you recall what it was called? Was it a
17 Paraclete Center?

18 A. Hum?

19 Q. Paraclete Center?

20 A. Yes, that's it.

21 Q. P-a-r-a --

22 A. Yes, Paraclete. Yes.

23 Q. Was that in Jemez Springs, New Mexico?

24 A. Yes.

25 Q. Did you talk to anyone about what the purpose

1 facilities?

2 A. Well, I know there was one in New Mexico.

3 Q. Do you know where in New Mexico?

4 A. I cannot remember now, but I know it was Los
5 Alamos or someplace.

6 As a matter of fact --

7 Q. How did you hear about that?

8 A. Well, there was one -- when I was a subdeacon,
9 [redacted] (phonetically) and I made a trip to New
10 York and come back. And we went from Santa Barbara
11 to -- in other words, traveling in a Volkswagen, and we
12 don't have too much money, and [redacted] knew the places
13 that we can stay free.

14 Q. And was one of them this place in New Mexico?

15 A. There was one from Santa Barbara to New
16 Mexico -- no, to Colorado.

17 Q. Okay.

18 A. And was in Gross -- Grand Junction. I think
19 (unintelligible) like this there was a priest that was a
20 friend that had been here that was there.

21 Q. Was this a treatment facility?

22 A. No. We went in the facility, but on the way
23 back from New York. Coming back we stopped in Los
24 Alamos.

25 Q. So, you stopped at a treatment facility?

1 of that facility was?

2 A. Well, I thought it was for drunk priests.

3 Q. What year was it that you stopped in the Jemez
4 Springs Paraclete Center?

5 A. The year was '60, maybe '61.

6 Q. '60 or '61?

7 A. Because I was not a priest, but I was a priest
8 the next year.

9 Q. How did you become aware that sometimes these
10 centers would treat priests with sexual problems?

11 MS. YOUNG: Objection. Misstates the
12 testimony.

13 THE WITNESS: Later on. Not then.

14 Q. BY MR. HALE: Right. But how much later on?

15 A. About three or four years ago, when it came in
16 the papers, and the whole things came out.

17 Q. Okay. So, it's your understanding back then it
18 was, simply, for priests with psychological problems?

19 A. That's it.

20 MS. YOUNG: Objection. Misstates his
21 testimony.

22 THE WITNESS: That's what it is.

23 Q. BY MR. HALE: Have you heard of the Houses of
24 Affirmation?

25 A. No.

1 Q. How about a facility called St. Luke?
 2 A. No.
 3 When I made this trip with ██████████ we
 4 stopped in New Mexico in the place called Ida
 5 (phonetically).
 6 Q. Were you ever aware of Father Kelly going
 7 anywhere for any kind of medical treatment?
 8 A. Well, I know that he knew Bishop Gaggriga, and
 9 I know Bishop Gaggriga had drinking problems. I don't
 10 know of something else, and that's my connection.
 11 Q. But did you hear that he had gone back to --
 12 Father Kelly had been sent back to Texas because he was
 13 having drinking problems?
 14 A. I think that's what it was, yeah.
 15 Q. Is that what you heard?
 16 A. After I went to myself, (unintelligible) Deacon
 17 Gaggriga over there, and stop in there, in Los Alamos,
 18 and talking with a priest, Benedict priest, from St.
 19 Alfonso in Los Angeles that had been over there and so
 20 on, I realized that this was a place for priests with
 21 problems, drinking and psychological and so, but not
 22 pedophile but this.
 23 Q. Did anyone ever tell you that Father Kelly had
 24 been sent to Texas for the Bishops' Committee for the
 25 Spanish Speaking because he was having drinking problems

1 or psychological problems?
 2 A. I don't know. But sometimes I ask, "How come
 3 you were assigned to Bishop Gaggriga?"
 4 Q. You asked him that?
 5 A. Yes.
 6 Q. What did he say?
 7 A. Well, because to help him. He is over there to
 8 help -- there's a facility for some priests. But I was
 9 thinking that there was the drinking problem and mental,
 10 because I know there was something wrong with him.
 11 Q. But did Father Kelly ever tell you that is why
 12 he went to the Bishops Committee for the Spanish
 13 Speaking?
 14 A. No. Of course no. But then after three or
 15 four years when it started the thing about the
 16 pedophilia and things like this, and Gaggriga -- I knew
 17 that Gaggriga had drinking -- bishops had a drinking
 18 problem. I started getting two and two together.
 19 Q. Were you ever aware of Father Kelly being --
 20 going anywhere for therapy?
 21 A. No.
 22 Q. What about --
 23 A. But I know between the Father Kelly, assistant
 24 in Santa Barbara, and the Father Kelly, pastor in Santa
 25 Barbara, there was something that I never understood,

1 but there was something there.
 2 Q. Okay.
 3 A. And there are things that I -- I saw there was
 4 the drinking problem.
 5 Now, four years ago when --
 6 MS. YOUNG: Objection --
 7 THE WITNESS: -- the thing started --
 8 MS. YOUNG: Move to strike. Nonresponsive.
 9 Q. BY MR. HALE: You can answer. You can answer.
 10 A. After started thing about the pedophilia, right
 11 away a flash came in my mind. That's all.
 12 Q. Okay.
 13 A. I never -- I'll say under my thing that he did
 14 for that or for something else, but after knowing
 15 Gaggriga's problems and so on, then --
 16 Q. How did you become aware of Gaggriga's
 17 problems, because Father Kelly told you?
 18 A. No, never said anything. He talked nice about
 19 Father -- it came about three or four years ago, when
 20 the start -- when the pedophilia through the country.
 21 Q. But who told you about Gaggriga's problems?
 22 A. It came out in some papers.
 23 Q. One more question, then we will take a break
 24 for lunch.
 25 Were you ever aware of Father Kelly taking any

1 long trips while you were at Our Lady of Guadalupe?
 2 A. Yes. He went to -- across the canal, the
 3 Panama Canal.
 4 Q. Did he go by himself?
 5 A. If he went with somebody else, he never told
 6 me.
 7 Q. Any other long trips other than that?
 8 A. Sometimes he was gone for three, four, five
 9 days, but I don't -- I don't question it, or whatever.
 10 Q. Do you know where he went?
 11 A. No.
 12 MR. HALE: Why don't we break for lunch. I
 13 wish I could tell you we are finished. We are not.
 14 MS. YOUNG: We are far from finished.
 15 THE WITNESS: I have patient. You want two or
 16 three days?
 17 MR. HALE: No.
 18 (Overlapping.)
 19 THE VIDEOGRAPHER: The time is 13:21. We are
 20 off the record.
 21 (The lunch recess was taken at 1:21 p.m.)
 22
 23
 24 --oo0oo--
 25

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1 regular basis?
2 A. There always was a scotch.
3 Q. Were the trash cans outside the rectory or
4 inside the rectory?
5 A. Inside the rectory. Maybe now they have one
6 place for things, but in those days -- right now,
7 maybe -- they had one, but it was across the street was
8 the school.
9 Q. Do you remember where inside the rectory these
10 trash cans were when you would see the bottles of
11 alcohol?
12 A. Yeah, behind the -- you enter and there are the
13 stairs and -- under there. Where I had my room also.
14 Not when I was assistant, but just when I was a student.
15 Q. Underneath the stairs?
16 A. Yes, in the back.
17 Q. And when you --
18 A. And, sometimes, outside there's an exit.
19 Sometimes would leave it over there.
20 The young man that was the maintenance man, he
21 hated anything like this. He don't want it there. He
22 was put it back inside.
23 Q. So, he tried -- you tried to move -- somebody
24 from the rectory tried to move the cans outside, he put
25 the cans back inside the rectory?

1 MONDAY, JANUARY 29, 2007
2 SANTA BARBARA, CALIFORNIA
3 2:19 p.m.
4
5 THE VIDEOGRAPHER: The time is 14:19. We are
6 back from lunch. We are on the record.
7
8 EXAMINATION (Continued)
9 BY MR. HALE:
10 Q. Mr. [REDACTED], you referenced a number of times
11 this morning seeing bottles of scotch in the -- bottles
12 of alcohol in the garbage can. Do you remember any
13 particular brands?
14 A. Yeah. The one that -- that there is -- has
15 the -- like a -- what they call a Dutchman. You know,
16 the one that has the boat.
17 Q. A Dutch man?
18 A. Yes.
19 Q. You don't remember the name?
20 A. I don't know, but I have seen it in the bars
21 and so on when you go over sometimes to the --
22 Q. You saw this more than once in the trash cans?
23 A. Oh, yes, almost on a regular basis.
24 Q. Do you remember seeing any other kind of brands
25 of alcohol that would appear in the trash cans on a

1 A. Yes.
2 Q. And did you see bottles of alcohol, empty
3 bottles of alcohol, inside the rectory both during your
4 time when you were a student at St. John's and later
5 when you were assigned in 1968 and '69?
6 A. Yep.
7 Q. Were you -- did you ever hear music coming from
8 Father Kelly's room?
9 A. Music?
10 Q. Yes.
11 A. Oh, yes, yes. He had loved the music.
12 Q. Let's focus on --
13 A. Classics.
14 Q. Let's focus on the time when you were a
15 student, and you would come back from the holidays and
16 summers. Did you hear music coming out of his rooms
17 during that time period?
18 A. Yes.
19 Q. You said you heard classical music?
20 A. Yes, subdued.
21 Q. Did you ever hear rock 'n roll coming out of
22 the rectory room sometimes, his room in the rectory, I
23 should say?
24 A. No. If he was, it was very low.
25 Q. And what about --

1 A. That's the impression. You are talking about
2 37, 38 years ago.
3 Q. What about in '68, '69, did you ever hear music
4 coming out of Father Kelly's room in the rectory then?
5 A. Yes.
6 Q. Could you tell what kind of music it was?
7 A. The same, subdued.
8 Q. The volume was kind of down?
9 A. Yes.
10 Q. Did you ever hear boys' voices coming out of
11 Father Kelly's room in the rectory?
12 A. Well, I saw them going up, and they stay for a
13 while.
14 Q. Did you ever see any of the boys carrying
15 records up to Father Kelly's room in the rectory?
16 A. It's possible. I don't remember.
17 Q. Did Father Kelly have a record player or stereo
18 in his room?
19 A. Oh, yeah. Oh, yeah. He had music many times
20 when he was alone, too. He has in the -- his living
21 room is a big room, and he has a big creation of the
22 world, and there's God and men naked -- you know, it's
23 from the 16 --
24 Q. Right.
25 A. -- thing like this, touching each other.

1 Q. Right, right.
2 A. You go upstairs, there's that look over there,
3 the painting, and the music always subdued.
4 Q. Did you actually see -- did you say it was a
5 stereo or a record player?
6 A. I don't know. You are talking about thirty --
7 especially when I was a student -- I don't know what
8 kind of music you had in those days. In 40 years a lot
9 of things change. No?
10 Q. Okay. But do you remember seeing a record or
11 stereo player in --
12 A. Oh, yeah, I know that he has. Sometimes when
13 Monsignor [REDACTED] came, he brought some music also
14 together with the special thing he like -- he like to
15 eat that abalone. That's it. Little pieces dry. I can
16 see from here, no, but what I see it is like a memory,
17 and you see these cans of abalone.
18 Q. When you were a student at St. John's, was
19 there ever a period of time where you actually had an
20 opportunity to go into his room, his living quarters?
21 A. No, I never have been -- in the place where the
22 things -- but in the bedroom, I never. I don't think I
23 know anyone that had gone there. Sometimes you wonder
24 what kind of clean place it was inside.
25 Q. What else would you see in Father Kelly's --

1 this living room there?
2 A. Well, there is the big sofa. I think there
3 maybe, was another sofa and some chairs, and the big
4 painting of the creation.
5 Q. Okay. Were there any photo albums?
6 A. Not that I have seen it.
7 Q. Okay.
8 A. That thing all was the one wall, and then the
9 door, and there was the -- the other door in the other
10 side. I think that sometimes, maybe, the fellows
11 brought some music.
12 Q. Why do you think that?
13 A. I think -- I cannot a hundred percent, but if
14 it -- with yes or no, I think that sometimes they were
15 coming with some record.
16 Q. Do you recall seeing a record in somebody's
17 hand or hearing something other than classical music
18 from Father Kelly's room?
19 MS. YOUNG: Objection. Misstatements the
20 testimony about Father Kelly's room.
21 MR. HALE: Sorry.
22 Q. Father Kelly's -- the living room area.
23 A. Yes, that's about -- we consider because
24 there's only one door to go there.
25 Q. And then, was there -- once you got in that

1 room, was there another door to his living quarters?
2 A. Yes, there was this big room. Then, I think
3 there's a main entrance over there. That's the place
4 when we call it the holy than holy because nobody goes
5 there.
6 Q. Did you ever see boys in the living room area
7 of Father Kelly's living quarters?
8 A. The little, no. But I had never even looked at
9 it because normally it's -- no.
10 Q. But you saw boys go up stairs with Father
11 Kelly?
12 A. Oh, yes, and spend times and hear the music and
13 so on and stay for a time.
14 Q. At any of your assignments prior to Our Lady of
15 Guadalupe in Santa Barbara, do you recall any of the
16 priests going on overnight trips like Father Kelly did?
17 A. No, unless it was vacation time. I mean, you
18 know, you are entitled to three weeks' vacation, if you
19 are assistant. Now, a pastor, they do whatever they
20 wanted.
21 Q. But do you recall any priests at your prior
22 assignments going on overnight trips with the frequency
23 that you saw Father Kelly?
24 A. Oh, no.
25 Q. Do you know if Father Kelly owned a camera?

1 A. No.
 2 Q. Did you ever see him with a camera?
 3 A. No.
 4 Q. Did anyone ever tell you that they saw him with
 5 a camera?
 6 A. No, I never -- I mean, in our days, everybody
 7 has something, one -- I know another or so and like
 8 this. You are talking about 40 years.
 9 Q. Were you ever aware of him developing film or
 10 showing photographs to anyone?
 11 A. No.
 12 Q. Okay. Did you --
 13 A. Well, maybe, sometimes when Danny's -- you
 14 know, the young man that was the son of the secretary.
 15 I think, maybe, sometimes something was going on.
 16 Either it was records or something else, but some kind
 17 of flat thing. It's possible, but, again, I'm not going
 18 to put my hand to say hundred percent.
 19 Q. So, you saw Dennis carrying something upstairs?
 20 A. Yes.
 21 Q. And you don't know what it was?
 22 A. Yes.
 23 Q. It was something flat?
 24 A. Yes, something like this.
 25 Q. Did you ever see Father Kelly riding bikes with

1 teenage boys?
 2 A. No. I'll be shocked.
 3 Q. Did you ever smell alcohol on anyone else's
 4 breath in the rectory?
 5 A. Not down below, because the alcohol was not
 6 allowed.
 7 Q. What about upstairs?
 8 A. Well, I never have been sitting in his living
 9 room unless myself and the other father and nobody else
 10 but him -- him, I know that he sometimes smell, but
 11 nobody else. But when we were upstairs, the few times
 12 that we -- Father Gannon or -- we go over there, it
 13 just --
 14 Q. What I'm getting at, is it possible, in your
 15 mind, that one of the other priests was drinking the
 16 alcohol that you saw in the --
 17 A. The one that was with me, no.
 18 Q. Okay.
 19 A. I mean, I guess he could say the same of Father
 20 [REDACTED] and like this. No, we didn't have a social life
 21 with him. The life to us was in the dining room, and it
 22 was 12:00, 5:30, I think, if I'm not wrong.
 23 Q. Did you ever see anyone else drinking alcohol?
 24 A. Hum?
 25 Q. Did you ever see anyone drinking alcohol in the

1 rectory?
 2 A. Upstairs, of course, yeah. When he and
 3 Monsignor [REDACTED] were there, yeah.
 4 Q. Anyone other than Father Kelly and Monsignor
 5 [REDACTED]?
 6 A. I don't know.
 7 The boys, when they were coming - and I
 8 remember they were already 15, 16, and the last time
 9 when I was there, they were already 18 or 20 - they were
 10 just in and out, in and out. They were even -- they
 11 were not there.
 12 Q. Did you ever see [REDACTED] have a drink in
 13 the rectory or Mrs. [REDACTED] have a drink in the rectory?
 14 A. No.
 15 Q. Did you ever see any of the other priests have
 16 a drink in the rectory, other than the ones that you
 17 have already identified?
 18 A. Oh, upstairs, yes.
 19 Q. Who?
 20 A. When the Bishop comes. Normally comes once or
 21 twice a year, every two years for confirmation.
 22 Q. So, that would be a pretty unusual occurrence?
 23 A. And then it's the type -- they will put
 24 different things. But as soon as he's gone, the alcohol
 25 disappear, and that's a thing like this.

1 But to give you an example, when I was in
 2 St. Isabelle, it was -- Father [REDACTED] was an Irish.
 3 When it was -- and he don't drink at all. As a matter
 4 of fact, no matter what, the man, he never even look to
 5 the eyes of another woman. He made a promise that never
 6 to look at the eyes of another woman.
 7 When the Bishop comes, the other priests, they
 8 come, get together and drink and some little appetizers
 9 and so on. When I was inside St. Isabelle, when he
 10 came, the moment that the Bishop get out, Monsignor
 11 [REDACTED] right away grab everything and said, "Take this
 12 away. Take this away," because he was a dry person. I
 13 said, "Irish, there are two kinds, dry or soak."
 14 Q. When the Bishop would come at Our Lady of
 15 Guadalupe, you said there would be some alcohol that was
 16 brought up?
 17 A. Oh, yes.
 18 Q. Where would that alcohol normally be stored?
 19 A. They bring it. He was asking [REDACTED] or himself
 20 to go buy it. I don't know, two or three or four kinds
 21 of bottles.
 22 Q. What kind of alcohol?
 23 A. You know, hard liquor.
 24 Q. Was it scotch?
 25 A. Scotch. And I think that, maybe, they are

1 normally one of these things.
 2 I remember now with [REDACTED] that he was like to
 3 drink. And the moment that he was healthy. He start
 4 shaking, "Take the alcohol out." This was because he
 5 was -- you know to him and these people, especially they
 6 are born in Ireland, is the devil.
 7 Q. Did you ever know a priest named Andre Prevost,
 8 P-r-e-v-o-s-t?
 9 A. That name sounds --
 10 Q. That's it, it just sounds familiar?
 11 A. Yeah. You, more or less, realize
 12 (unintelligible.)
 13 (Interruption by the Reporter.)
 14 THE WITNESS: The three years that when I came
 15 as a student, I was there, but many times, legally, it
 16 was my place to live, but my life was more with the
 17 Colborns.
 18 MR. HALE: Okay.
 19 THE WITNESS: And after this --
 20 Q. BY MR. HALE: Did Dr. [REDACTED] ever tell you
 21 that anyone had ever told him that Father Kelly was
 22 sexually abusing boys?
 23 A. No.
 24 Q. Do you know [REDACTED] [REDACTED] ?
 25 A. Yes, was a priest.

1 Q. How do you know him?
 2 A. From the seminary.
 3 Q. Did he attend the seminary with you?
 4 A. Yes.
 5 Q. Have you ever talked with him about
 6 Father Kelly?
 7 A. No. Because, I think, that Father [REDACTED] was
 8 from Los Angeles Archdiocese, was from Tucson or
 9 something. You see, in St. John's, there were from
 10 three or four diocese, the majority of them were Los
 11 Angeles, but it was also from the Diocese of Los Angeles
 12 and Nevada.
 13 Q. Since you left Our Lady, have you ever talked
 14 with anyone about Father Kelly -- anyone from the
 15 Archdiocese about Father Kelly?
 16 A. Just -- no.
 17 After you talked to me, somebody call from the
 18 Archdiocese.
 19 Q. Do you know who it was?
 20 A. I don't know anything like this. He said that
 21 he wanted to talk to me. And I told that you already
 22 had talked to me.
 23 "Well, can I talk to you?"
 24 I say, "Call me another day, and I'll talk to
 25 my lawyer, see what she thinks."

1 And I called to you and you say, "No, no. He
 2 wants to talk to you. That's fine."
 3 Then I try -- it was this here, to try like
 4 this. I talked to two or three people.
 5 Maybe you are from the Diocese. No, the
 6 lawyer?
 7 MR. GRIFFITH: No.
 8 MS. YOUNG: I think we are getting a little far
 9 afield now.
 10 THE WITNESS: Okay. Anyways. Sorry.
 11 MR. HALE: It's okay.
 12 Q. Did you ever talk to Bishop Curry about
 13 Father Kelly?
 14 A. No, he was not in my time.
 15 Q. How about Monsignor [REDACTED] [REDACTED] ?
 16 A. I know him, but no, I don't try to. Well, the
 17 only Monsignor I talked, maybe, I go ahead is when I
 18 told Kelly that I was leaving, he and Monsignor, a very
 19 big family in Oxnard, both of them, they took me to a
 20 restaurant to try to change my mind.
 21 Q. Father Kelly tried to change your mind?
 22 A. Father Kelly and Monsignor --
 23 Q. [REDACTED] ?
 24 A. The one that -- in Oxnard, there are two big
 25 families.

1 Q. Is it Father [REDACTED] [REDACTED] ? Is that either
 2 one?
 3 A. No, there's another one. Maybe it was
 4 [REDACTED]. Anyways, one of the two big, oldest families
 5 in -- he got me, and they took me to El Rincon for lunch
 6 to try to -- I know he was a very nice, gentle fellow.
 7 He was in charge of the education, superintendent.
 8 Q. Where did they take you in Oxnard?
 9 A. The Rincon.
 10 (Interruption by the Reporter.)
 11 Q. BY MR. HALE: The Rincon? Is that what you
 12 said, The Rincon?
 13 A. I don't know the name of the restaurant, but
 14 it's between Montecito and Ventura.
 15 Q. Okay.
 16 A. As a matter of fact, I think that there's --
 17 Q. What did they say to you when they took you to
 18 dinner?
 19 MS. YOUNG: Objection. Misstates his
 20 testimony. I thought he said "lunch."
 21 MR. HALE: Okay. Lunch. It may have been.
 22 THE WITNESS: Well, then, invite me for a meal.
 23 MR. HALE: Okay.
 24 THE WITNESS: A meal. Don't say it was a
 25 lunch.

1 It was the Monsignor, himself, and the reason
2 we were there to try to see if it was possible for me to
3 stop.

4 Q. BY MR. HALE: What did you say to them?

5 A. You think that's things can you think about.
6 Then they talk to somebody else, says, "Maybe, if you
7 wanted like this, we can take to someplace. If you want
8 to leave Southern California and so on."

9 Then I knew there was someplace for people that
10 drunk and so (unintelligible.) They say, "Well, I don't
11 need to go anyplace."

12 Q. Were you ever aware of Father Kelly having any
13 conflicts with any of the nuns while you were at Our
14 Lady of Guadalupe?

15 A. Well, as I say, he was not getting along with
16 the teachers, the ones from the school. And the other
17 ones, they were all covered and just --

18 Q. How do you know he wasn't getting along with
19 the nuns from the school?

20 A. Because he never wanted to talk to them.

21 Q. Did you see one try to talk to him and him
22 refuse?

23 A. When he came, there was already some kind of
24 deal or something. The only time that he went over
25 there inside in the yard - because the yard is round -

1 is when it was the day of the fair.

2 Q. What about -- do you recall Father Kelly ever
3 having any conflicts with parishioners while you were
4 there?

5 A. I know there were some parishioners that they
6 belong to territorially to this place, but they prefer
7 to go to Our Lady of Sorrows. It was for some because
8 they don't want to deal with the Spanish or the
9 Mexicans, and I don't know whatever the reasons, but
10 there were people.

11 Q. If you don't know the reasons, that's fine.

12 Were you ever aware of anyone, other than
13 yourself, complaining to Timothy Manning about
14 Father Kelly?

15 MS. YOUNG: Objection. Calls for speculation.

16 THE WITNESS: Yes.

17 Q. BY MR. HALE: Who?

18 A. [REDACTED]

19 Q. How did you become aware?

20 A. His brother, himself and [REDACTED]. [REDACTED]
21 [REDACTED] went two or three times.

22 Q. Let's stop for a second. Let's talk about
23 Father [REDACTED].

24 A. I'm a little confused. It was there until,
25 maybe -- you are going to put him here and ask him

1 questions of him?

2 Q. I already did that.

3 A. Oh, okay.

4 Q. It's already done.

5 What do you recall hearing about Father [REDACTED]
6 complaining to Timothy Manning about Father Kelly?

7 A. It was very difficult for him to live there
8 over there, and I think he asked to be changed.

9 Q. Did you hear that he had complained to Timothy
10 Manning that --

11 A. Yes.

12 Q. Hang on. Let me finish.

13 -- that it was difficult for him to live at Our
14 Lady because of Father Kelly?

15 A. Yes.

16 Q. And who told you?

17 A. Well --

18 Q. Did Father [REDACTED] tell you that, or did his
19 brother tell you that?

20 A. When we went to the -- for the seminary -- for
21 the seminary and so on, we talk about pastor and
22 assistants and so on, and sometimes -- as a matter of
23 fact, it's a possibility, but from my memory, that I
24 even talked to Mr. -- Father [REDACTED] this. And he -- not
25 him, but his brother, too.

1 Q. Do you remember who told you that?

2 A. That I talked to them?

3 Q. Right, about the complaint to Timothy Manning.

4 A. Oh, yeah. We all -- all of the assistant
5 pastors, when we went over there we talk about -- our
6 life was very good.

7 [REDACTED] I never said anything bad, the
8 contrary, because he was very good.

9 But many, especially the pastor was an Irish,
10 not study here, had their own style. They just -- the
11 majority of them complain, yes.

12 Q. But do you remember Father [REDACTED] telling you
13 or telling anyone that he had complained to Timothy
14 Manning about Father Kelly?

15 A. I think he did.

16 Q. Where did you hear that?

17 A. I don't know. In this things -- when we went
18 to seminary for the seminar over there, and during the
19 day, you were two, three or 400 priests there. And then
20 we must go and clean the rooms and so on, and then we
21 find the liquor bottles empty in different places.

22 Q. This is at a seminar?

23 A. In the seminar, they over there for the
24 spiritual (unintelligible) and so on like this. But if
25 you are an alcoholic, you are not going to stop it with

1 this.
2 Q. Okay. Do you remember who else was present
3 when Father ██████ made the statement about complaining
4 to Timothy Manning about Father Kelly?

5 MS. YOUNG: Objection. Misstates his
6 testimony.

7 Q. BY MR. HALE: Feel free to correct me, if I'm
8 misstating your testimony.

9 A. I don't know if he, himself, maybe Father --
10 was this ██████ or the other ██████? They were
11 brothers. The brother is in my classroom, and he was
12 one class after. But I know we talked, especially in
13 the year that we go for the seminars of the priests.

14 Q. Do you remember what Father ██████'s brother's
15 name is?

16 A. Oh, sure.

17 Q. What is his name?

18 A. ██████ ██████.

19 Q. ██████?

20 A. Yeah.

21 Q. So, you are not sure if his brother told you
22 this or Father ██████ himself, told you that he
23 complained to Cardinal Manning about Father Kelly;
24 correct?

25 A. Both of them were fathers.

1 first one to bring up the situation with Father Kelly?

2 A. We all talk about.

3 Q. Do you remember -- was this retreat -- did this
4 take place while you were still at Our Lady of Guadalupe
5 in Santa Barbara?

6 A. In one year, yes, or maybe even two years,
7 because I think I stay over there, maybe, 18 months and
8 so on, depending on -- maybe one or two.

9 Q. Do you recall if it was in 1968 or 1969?

10 A. (Witness shakes head.)

11 Q. Don't know?

12 A. (Witness shakes head.)

13 Q. Is that "no"? You have to answer.

14 A. No, I don't remember.

15 Q. Okay. Do you recall --

16 A. But I remember we talk about it.

17 Q. Do you recall -- remember any other priests
18 being there during the discussion about Our Lady of
19 Guadalupe and Father Kelly?

20 A. Because we were from the one -- only one, what
21 you call it? One year, like this, we are 22 or 24 or so
22 on. We talk about all our parishes and so on. And even
23 sometimes, if they had the one over there, he would say,
24 "Hey, in the room, my pastor, I finally want all the
25 whiskey to be."

1 Q. Okay. But you are not sure which one of them
2 told you that?

3 A. Yes, I'm not sure. But I know that --
4 especially, when we were for the -- when you are a
5 deaconen, go over there for the seminar, and there are
6 two or 300, like this, I think we talk, it was there,
7 because it was so many bottles that you are able to
8 find.

9 Q. Is there any question in your mind that either
10 Father ██████ or his brother told you that Father ██████
11 complained to Timothy Manning about Father Kelly?

12 MS. YOUNG: Objection. Misstates the
13 testimony.

14 THE WITNESS: No, I cannot put the thing, but I
15 know that I went to see Bishop Manning.

16 Q. BY MR. HALE: Okay. But I'm not talking about
17 you right now; just Father ██████. We'll get to you.

18 A. I think it's possible that I talked to him, but
19 I don't want to -- I'm not a hundred percent sure. But
20 I know that we talked about -- I was the first one to
21 say, "Now in my parish, this problem was not the only
22 one." (unintelligible) Since I have been there as a
23 student, as an assistant, he has been the problem that
24 he is an alcoholic.

25 Q. You recall being at a retreat and you were the

1 Q. You were talking about life at Our Lady of
2 Guadalupe with your classmates from St. John's?

3 A. Yes, for this year.

4 And then after this, also, we got together and
5 so on, because we are supposed to go every year to --
6 for -- and after that year -- the first year is the one
7 they have more impression, because it's when you are a
8 deacon. You are still not a priest.

9 Q. And Father ██████'s brother was from your class
10 at St. John's?

11 A. Yes.

12 And he (indicating Father ██████) was from one
13 year after.

14 Q. When was the last time you spoke with Father
15 ██████'s brother?

16 A. I don't know. When I quit, Father ██████ also
17 left. After he become the Salatian, something like an
18 order.

19 Q. Did Father ██████ ever tell you that
20 Father Kelly was not normal?

21 A. Yes. He was an alcoholic.

22 Q. Okay.

23 A. And a strange alcoholic because --

24 Q. Did you and Father ██████ discuss Father Kelly
25 taking boys to the cabin?

1 A. No. But I talked to him with Bishop Manning.
 2 Q. Okay. We will get to that. Well, let's get to
 3 that right now.
 4 When did you go talk to Bishop Manning?
 5 A. I got fed up.
 6 Q. Was that in 1969?
 7 A. Yeah.
 8 Q. Why did you get fed up?
 9 A. Well, it had been a few months. And when I
 10 came back out to the -- I don't know what I was
 11 thinking, but when I came out from Santa Teresita that
 12 they had -- first, before the St. Teresita, was
 13 St. Isabelle, and they have a man that was 70 years old.
 14 He made a vow to never look at the eyes of a woman. He
 15 told me, "You are to visit some parishioners. You never
 16 go beyond screen.
 17 Q. Let's focus on Father Kelly, right now.
 18 A. Okay.
 19 Q. Why did you go to complain to Bishop Manning?
 20 A. Because I had enough in between -- as I say,
 21 first one, there was one extreme.
 22 Q. Right.
 23 A. Then, I go to St. Isabelle -- no, Santa
 24 Teresita, and they have a fellow that is 90 years old,
 25 and he's almost half, completely like this, and say,

1 "That's enough. I don't -- I can't stand it."
 2 And I went to Bishop Manning. I said, "Listen,
 3 take me out of the place. I just cannot stand it,
 4 especially," as I explain, "when I decide to become a
 5 priest, it's to go to missions, and my main option was
 6 not to be liturgical but was the social."
 7 (unintelligible)
 8 Q. Where did you go to talk to Bishop Manning?
 9 Did he come to you or did you go to him?
 10 A. I went to talk to him.
 11 Q. Was that at the Chancellory office?
 12 A. Oh, yeah.
 13 Q. Did you go and meet with him in his office?
 14 A. Yes.
 15 Q. Was there anyone else present during that
 16 meeting?
 17 A. No.
 18 Q. And --
 19 A. But the people outside it was -- there the ones
 20 I talk before was -- I think was Father [redacted]. The one
 21 that was killed by some fanatic [sic].
 22 Q. When you spoke to Bishop Manning, did you see
 23 him taking -- writing any notes down?
 24 A. He was listening. He don't write too much.
 25 Q. But you saw him writing some notes?

1 A. A little bit, not too much. He told me and
 2 say, "Mike, if I supposed to get rid of every alcoholic,
 3 demented people from the Diocese, half of the parishes
 4 will be without a priest."
 5 Q. Okay.
 6 A. If he told me this, for -- try nothing like
 7 this is the worse thing that he could tell me.
 8 Q. Did you call him to set up an appointment?
 9 A. Oh, yeah.
 10 Q. Did you tell him what you wanted to talk to him
 11 about or did you not tell him until you got there?
 12 A. I talked to his secretary, whatever it was,
 13 that says, "I'm [redacted]," and so on. "It's urgent.
 14 I need to talk to Manning."
 15 Say, "What about?"
 16 I say, "Well, that's between me and him. But
 17 please, it must be this week."
 18 Q. Did you have a specific date and time to meet
 19 with him?
 20 A. Oh, yeah.
 21 Q. Did you drive down there to meet with him?
 22 A. Yeah.
 23 Q. Did you tell Father Kelly that you were going
 24 down there to meet with him?
 25 A. Yes.

1 Q. Did Father Kelly ask you why you were going
 2 down there to meet with him?
 3 A. I don't know. I told Kelly before or after.
 4 Q. Okay.
 5 A. Because I went over there and come back, and
 6 after I talk to him, that is what I talk to -- I told
 7 Kelly. Then Kelly got Monsignor -- whatever it is,
 8 from -- [redacted], whatever from the big family in Oxnard,
 9 and they -- both of them they get me for a lunch or
 10 meal, whatever, and that's it. That's it. I already
 11 had my mind. "Don't talk to me about this anymore." I
 12 just say, "I decide."
 13 Q. So, when you met with Father -- Bishop Manning,
 14 what did you tell him? How did the conversation start?
 15 A. "Hi, Mike. I guess, you have a big problem.
 16 What is the problem?"
 17 Q. What did you tell him the problem was?
 18 A. He started talking before a little bit about
 19 art and so on. I know that he was an artist. I talked
 20 to Manning before, two or three times, especially when
 21 they come to the seminary and so on.
 22 Q. Okay.
 23 A. And I know he liked Picasso. More than
 24 Picasso. He likes some other -- the bigger, Goethe, and
 25 so on, like this, and he was talking small talk.

1 Q. Goethe, G-o-e-t-h-e; right?
 2 A. Yeah.
 3 And I said, "I'm just ready. I want one year
 4 of options."
 5 Q. What did he say when you said that?
 6 A. "Why?" And we talk and so on.
 7 Q. Did you tell him why?
 8 A. "Mike, it's up to you."
 9 Q. But did you tell him why you wanted the one
 10 year?
 11 A. Yes. Because the experience I have now and I
 12 had before, and also because, maybe, it was my
 13 (unintelligible) to become -- wanted to be a priest.
 14 Q. Okay. But when you said because of the
 15 experience that you had now and before --
 16 A. Yes.
 17 Q. Hang on.
 18 -- were you referring to your current
 19 assignment in '68 and '69 with Kelly and also your time
 20 in Our Lady of Guadalupe when you were a student at
 21 St. John's? Is that what you meant?
 22 A. Yes. And also, I mean, staying in
 23 St. Teresita, there was a man that was 92 that was
 24 almost completely invalid, and he was the boss, and he
 25 had two different churches to direct.

1 Also, I told the other one, "Maybe, I had been
 2 in the wrong thing like this." But with Monsignor
 3 Sheehan, he's a wonderful person, but he shouldn't be a
 4 pastor. You want to be a pastor, and you make a vow to
 5 look at the eyes of a person? The way I was looking
 6 say, "I know that's not for me."
 7 Q. Did you talk to Bishop Manning about
 8 Father Kelly?
 9 A. Oh, yeah.
 10 Q. And did you tell him what you saw when you were
 11 a student at St. John's?
 12 A. Yes.
 13 Q. What did you tell him about that time?
 14 A. He knew it.
 15 Q. But what did you tell him?
 16 A. I said that the -- I don't know if I have a
 17 vocation for a priest, but I certainly don't have it for
 18 a monk, and the life of the diocesan priest is like a
 19 monk, but the experience, one is for too much and one is
 20 for too little, but right now I have --
 21 Q. What did you tell him about Father Kelly?
 22 A. Well, that he was a drunk.
 23 Q. Okay.
 24 A. That he was completely an alcoholic.
 25 Q. Okay.

1 A. And very strange dealing with the people.
 2 Q. When you say he was "very strange dealing with
 3 the people," did you say anything further than that?
 4 A. To the Bishop?
 5 Q. Yes.
 6 A. He told me, "Mike, if I was to get rid of every
 7 priest that is alcoholic or has mental" -- he said,
 8 "psychiatric problems" -- "I'll" -- "it will be half of
 9 my parishes will have no priests."
 10 Q. Okay. Did you tell him about -- did you tell
 11 Bishop Manning about the cabin?
 12 A. Yeah.
 13 Q. Did you tell Bishop Manning about Kelly taking
 14 the boys to the cabin?
 15 A. I told him he come with some young teenagers,
 16 and they go on and they go to the cabin.
 17 Q. Did you tell him that you saw these things when
 18 you were at St. John's or just when you were there in
 19 '68, '69?
 20 MS. YOUNG: Objection. Vague and ambiguous.
 21 THE WITNESS: I think, from '88 and '89 that he
 22 maybe, were in my subconscious, but for that long,
 23 mainly for.
 24 Q. BY MR. HALE: Wait a minute. You just said
 25 "'88, '89."

1 A. I mean, from when I was student, I was much
 2 naive. I saw all these things, and I was seeing it as
 3 the different nights that there was three years after.
 4 Q. Okay.
 5 A. At Portland, after nine years of being a
 6 priest, I had been in four or five different parishes,
 7 everything got together with one another. One, because
 8 he was too bias or too -- it's a funny -- how you can be
 9 a shepherd, you don't want to look even to your sheep?
 10 Q. When you told Bishop Manning about the drinking
 11 problem and the cabin and the boys at the cabin, what
 12 did he say in response, if anything?
 13 MS. YOUNG: Objection. Misstates his
 14 testimony.
 15 THE WITNESS: That is what he said, "Mike, if I
 16 get -- supposed to get rid of Kelly, I should also get
 17 rid of the many others and many parishes all be
 18 (unintelligible) I get rid of all the alcoholics and
 19 mentally disturbed and so on and like this, many half of
 20 the parishes will be without priests."
 21 Q. BY MR. HALE: Did you say anything in response
 22 to that?
 23 A. I said, "Okay. That is your opinion to me, but
 24 I think -- I don't -- I'm just telling you that I'm
 25 quitting."

1 Q. What did he say when you said you are quitting?
 2 A. "Well, it's up to you. I cannot" -- like this.
 3 "Thank you for coming, for being very honest with me."
 4 As I said before, we talked in the beginning a
 5 little bit about art and so on, but -- and I told --
 6 "And you have been very frank with me." And say, "I am
 7 sad the situation as it is," but he didn't tell me,
 8 "Don't quit."
 9 Q. He did not or --
 10 A. No.
 11 Q. Okay.
 12 A. I made it clear that I just had it. I was
 13 commenting myself that I made an error when I became a
 14 priest.
 15 Q. How did the conversation end?
 16 A. "Well, I wish you the best."
 17 Q. After that, did you return back to Our Lady of
 18 Guadalupe?
 19 A. No, because after this, I -- here I was without
 20 a job and without insurance, and I call the Diocese and
 21 I talk to Monsignor [redacted] -- or, the Chancellor. He
 22 was not a bishop, but he was more powerful than the
 23 auxilliary bishops.
 24 Q. I understand you didn't continue working at Our
 25 Lady of Guadalupe. But you did drive back up to Our

1 Lady after the meeting with Bishop Manning to gather
 2 your belongings?
 3 A. I stayed for three days, or four, because I
 4 didn't want to do it with other people making a big
 5 spectacle and so on.
 6 Q. And did you go back and tell Father Kelly that
 7 you were leaving?
 8 A. Yes.
 9 Q. What did he say? Is that when he took you out
 10 to lunch or dinner?
 11 A. Yes, with the Monsignor.
 12 Q. Did he ever tell you that he had spoken with
 13 Bishop Manning about the conversation that you had with
 14 Bishop Manning?
 15 A. Pardon me?
 16 Q. Did Father Kelly ever tell you that he had
 17 spoken with Bishop Manning about the conversation that
 18 you had with Bishop Manning?
 19 A. No.
 20 Q. After the --
 21 A. But then, after I called the Chancellory and
 22 said, "Listen, I'm here without" -- I started looking
 23 for a job (unintelligible). Then, I got in contact in
 24 the office in San Francisco is to help priests that they
 25 quit to find a job and so on.

1 Q. What was the name of the office?
 2 A. I don't remember what it is. It's in San
 3 Francisco.
 4 Q. Okay.
 5 A. They -- I stayed there for three or four days.
 6 Then I called the Chancellory and said, "Listen, can you
 7 have -- keep me in the insurance of the medical for
 8 three months and I'll pay to you," thing like this,
 9 because I don't want to be without anything.
 10 Mr. [redacted] said, "I'm sorry but I cannot help
 11 you."
 12 Q. After three days -- three days after your
 13 meeting with Bishop Manning, did you move all your
 14 belongings out of Our Lady?
 15 A. A couple of days before, when it was dark, I
 16 take some books, and I go to some friend like this. And
 17 then the last day I just disappear from the parish. But
 18 between Bishop Manning and this, just they took me for
 19 lunch.
 20 Q. Did anyone notice you were moving out, [redacted]
 21 [redacted] or Mrs. [redacted]?
 22 A. Well, [redacted] yes.
 23 Q. Did she say anything to you?
 24 A. She said, "You are doing the right thing," but
 25 I wasn't expecting this from her. I told you that he

1 had knowing when Kelly was an assistant, a young fellow,
 2 thing like this, they like him very much and so on, but
 3 he come back, and now he hated him, to Mrs. [redacted] was
 4 the same.
 5 For two days, I took some books and then the
 6 third day, when it was eight or nine o'clock, I take my
 7 (unintelligible) back with books. Practically only
 8 thing I took was books --
 9 Q. And did --
 10 A. I like to read all the time.
 11 Q. Did anyone, to your knowledge, see you walking
 12 out with books?
 13 A. No, no.
 14 Q. Did you ever know a boy in the -- at any time
 15 named [redacted]? Does that name sound familiar to
 16 you at all?
 17 A. Maybe the name, but I don't know. The one --
 18 the one that I know is Matthew, was a kid that was
 19 15 years old. He hang himself. His mother was very
 20 close friend of Kelly.
 21 Q. Do you remember what his name was?
 22 A. The name of the --
 23 Q. Do you remember the mother's name?
 24 A. She was using an abbreviation.
 25 Q. And he --

1 A. Matthew --
 2 Q. -- he hung himself?
 3 A. The kid.
 4 Q. How old was he when he hung himself?
 5 A. Fifteen years.
 6 Q. Was he a parishioner?
 7 A. Yeah. His mother was very close to -- both the
 8 father and the mother, they were very close to Kelly.
 9 Q. Did this happen while you were still a priest
 10 at Our Lady, the suicide?
 11 A. No.
 12 Q. It happened after?
 13 A. Yes, maybe, one or two years after.
 14 Q. And you don't remember their names, though?
 15 A. I have the picture of the father. Father is a
 16 [REDACTED].
 17 (Discussion off the record between
 18 Mr. Hale and Mr. Griffith.)
 19 THE WITNESS: He sometimes part time, also; was
 20 working in the university, because I saw him there.
 21 Q. BY MR. HALE: Okay. All right.
 22 A. I should remember.
 23 Q. Do you remember where he committed suicide,
 24 where he hung himself?
 25 A. Yes, in the -- I think it was in his -- the

1 garage.
 2 Q. Do you know if he left a suicide note?
 3 MS. YOUNG: Objection. Speculation.
 4 THE WITNESS: No. I don't know this until
 5 later.
 6 Q. BY MR. HALE: Did you know a [REDACTED],
 7 [REDACTED], a priest?
 8 A. No.
 9 Q. How about a priest named [REDACTED]?
 10 A. Oh, yes. That's the one, Monsignor [REDACTED].
 11 Q. How did you --
 12 A. That's the one from -- the one Kelly -- him and
 13 I, we had dinner. [REDACTED]. You check around in Oxnard,
 14 it's one of the big families.
 15 Q. Okay.
 16 A. [REDACTED] and [REDACTED].
 17 Q. Did you ever see him at Our Lady of Guadalupe
 18 while you were there?
 19 A. [REDACTED]?
 20 Q. Yes.
 21 A. A couple of times.
 22 By then he was the superintendent of the
 23 Catholic schools or the Archdiocese, [REDACTED]. The name,
 24 my guess.
 25 Q. Do you know if he was a religious order priest?

1 A. No. If you are a monsignor, you are not a
 2 religious priest.
 3 Oh, the name came out.
 4 Q. Did you hear Father Kelly talking about
 5 confessions by parishioners?
 6 A. No.
 7 (Father [REDACTED] exits the proceedings.)
 8 Q. BY MR. HALE: Did you ever know a Father [REDACTED]
 9 [REDACTED]?
 10 A. I heard and maybe -- I've seen him, maybe, a
 11 couple of times, but I don't know anything about him.
 12 Q. Do you remember him coming to Our Lady of
 13 Guadalupe and performing missions?
 14 A. Maybe that is what it is.
 15 Q. Do you have a recollection, though?
 16 A. Barely. I know that he -- the name is
 17 something like this. The mission is once a year, maybe
 18 a priest or two come, for a week intensely [sic] just
 19 (unintelligible) some kind of psychological thing.
 20 Q. Do you remember that happening, maybe while you
 21 were a student at St. John's and staying at Our Lady of
 22 the Summer [sic] or on the holidays?
 23 MS. YOUNG: Objection. Vague and ambiguous.
 24 THE WITNESS: I know at least one year I did
 25 it.

1 Q. BY MR. HALE: Do you ever remember any priests
 2 from another diocese coming to Our Lady of Guadalupe and
 3 performing missions?
 4 A. Yes. It's just that -- but, I don't know who
 5 it was and how it is, things like this. It's customary.
 6 You do it.
 7 Q. You have a recollection of that happening, and
 8 you can't remember the name of the person?
 9 A. Yes, yes, I know, because I remember that I
 10 need to go to the -- this happened already but I was a
 11 priest. Sometimes when this happens, I'm supposed to go
 12 over and open the church.
 13 Q. Did you go over and help?
 14 A. No. I mean, just sometimes open the church.
 15 You don't interfere with the thing, because when the
 16 missionary comes out and he was -- comes full of fire
 17 and so on.
 18 Q. Do you know if -- well, strike that.
 19 Do you know what faculties are?
 20 A. Faculties, yes. Faculties through acting the
 21 Diocese.
 22 Q. Do you know if a priest from another diocese
 23 could come into the Diocese and perform a mission
 24 without receiving faculties?
 25 MS. YOUNG: Objection. Calls for speculation.

1 THE WITNESS: He's supposed to, but I think
2 somebody supposed to do it. But you are supposed to ask
3 the permission from the Diocese, because there are two
4 kinds of priests only. Or, if you are a priest, you are
5 a religious order, belongs to the order. Your boss is
6 not the Bishop.

7 MR. HALE: Right.

8 THE WITNESS: When you work in a parish, the
9 principal of the Franciscans or Jesuit saying, "You come
10 for a week or two weeks and work for me." Because there
11 are not enough priests here from many years already.

12 Like here, the Jesuits and the Franciscans and
13 so on, San Roque, they are not diocese. There are
14 things -- then the Bishop make a contract with the
15 Order, the Franciscans --

16 Q. Okay.

17 A. And the Franciscans say nothing like this.

18 Q. Did you have any sense of whether Father Kelly,
19 the pastor, was the boss of the Sisters of Notre Dame?

20 MS. YOUNG: Objection. Vague and ambiguous.
21 Calls --

22 THE WITNESS: Pardon me?

23 MS. YOUNG: -- for speculation.

24 MR. HALE: I'll strike that. Let me back up a
25 sec.

1 welfare, the welfare office, and there's all kinds of
2 Catholic Welfare on Haley Street, and he was the priest
3 there. For some he say mass of another parishes if the
4 pastor asked him to do it.

5 MR. HALE: Let's take a break right now.

6 THE WITNESS: The canonic -- the church --

7 MS. YOUNG: Objection.

8 MR. HALE: It's okay. We are going to go off
9 the record.

10 THE VIDEOGRAPHER: The time is 15:11. We are
11 go off the record. We are at the end of tape
12 number two.

13 (Recess.)

14 THE VIDEOGRAPHER: The time is 15:20. This is
15 the beginning of tape number three. We are on the
16 record.

17 Q. BY MR. HALE: Mr. [REDACTED], do you remember
18 knowing any of the neighbors, the people who lived next
19 door, to the rectory?

20 And I'll give you specific a name. Do you
21 remember the [REDACTED]?

22 A. Yes.

23 Q. What do you remember about the [REDACTED]?

24 A. I don't know if the [REDACTED] is one that is
25 across the street of the rectory.

1 Q. Did you have any sense of whether Father Kelly
2 as the pastor was the boss of the Sisters of Notre Dame,
3 who were assigned to the school at Our Lady of
4 Guadalupe?

5 MS. YOUNG: Objection. Calls for speculation.

6 Q. BY MR. HALE: If you know.

7 A. That he was the boss?

8 Q. Yes.

9 A. (Unintelligible) Judicially -- legally. You
10 see, the church was run with the canonic code.

11 Q. In other words, could he hire and fire the nuns
12 who worked at Our Lady of Guadalupe School?

13 A. No. Only the Bishop, because the Bishop make
14 the contract with Notre Dame Sisters, and they provide
15 the teaching for nine months or from these hours and so,
16 and that is all what they supposed to do.

17 Q. What about the Sisters of Bethany, did you have
18 any awareness whether Father Kelly had any authority
19 over the Sisters of Bethany while you were there?

20 MS. YOUNG: Objection. Calls for speculation.

21 THE WITNESS: Technically. Maybe I -- I know
22 that for a while the chaplain for the Sisters of Bethany
23 was the priest that I cannot remember now.

24 MR. HALE: Right.

25 THE WITNESS: And he was in charge of the

1 Q. I don't know. Just tell me what you know.

2 MS. YOUNG: Belatedly, vague and ambiguous.

3 THE WITNESS: If the [REDACTED] is what I think
4 is -- was a father -- no. Father, no. It was a mother
5 and two sons, but one son was in the military, I think.

6 MR. HALE: Okay.

7 THE WITNESS: And the other one was homosexual
8 person, nice person, that also place the piano and so
9 on.

10 Q. BY MR. HALE: Do you remember a [REDACTED]?

11 A. A [REDACTED]?

12 The name [REDACTED], it sounds, but --

13 Q. Okay. Were you ever aware of Father Kelly
14 playing any kind of Bible study trivia games with the
15 boys?

16 A. No.

17 Q. What about with anyone, with parish children,
18 for instance, any parish children?

19 A. No.

20 Q. Do you know who replaced you at Our Lady of
21 Guadalupe?

22 MS. YOUNG: Asked and answered.

23 THE WITNESS: Well, I'm a little confused.

24 [REDACTED] was after me?

25 MR. HALE: No, no.

1 THE WITNESS: Or before me?
 2 MR. HALE: I can't answer that for you.
 3 Q. Do you know if someone took your spot after you
 4 left Our Lady of Guadalupe?
 5 MS. YOUNG: Same objection.
 6 THE WITNESS: I think the one that took over
 7 there was [REDACTED]. No, [REDACTED] became the pastor.
 8 Q. BY MR. HALE: When you left Our Lady, did
 9 anyone come to you and say, "Hey, what was it like being
 10 a priest at Our Lady of Guadalupe?"
 11 A. I don't remember.
 12 Q. Okay.
 13 A. But Lady [REDACTED], it sounds --
 14 Q. Okay. Did you ever hear that Father Kelly was
 15 providing alcohol to these boys that you saw going
 16 upstairs?
 17 A. Yes, I heard this.
 18 Q. When did you hear that?
 19 A. I know that there were people saying that they
 20 were going to the cabin and that they were drinking over
 21 there.
 22 Q. Did you hear --
 23 A. But nothing to the words pedophilia, or
 24 anything like this.
 25 Q. Okay. Did you hear that back when you were a

1 student at St. John's or was that when you were assigned
 2 to Our Lady of Guadalupe?
 3 A. That's what I told you, he was both the student
 4 and after. But obviously, the three years as a student
 5 is much less, especially after the second or third year,
 6 because my domicile was there, but my family was the --
 7 Q. Do you remember how --
 8 A. -- the [REDACTED].
 9 Q. Okay.
 10 A. But the name [REDACTED], it sounds to me --
 11 Q. Okay. But do you remember how you heard that
 12 Father Kelly was giving alcohol to these boys he was
 13 taking to the cabin?
 14 MS. YOUNG: Objection. Asked and answered.
 15 Misstates the testimony.
 16 THE WITNESS: Do I answer?
 17 Q. BY MR. HALE: Yes, you can answer.
 18 A. That fellow that was living behind, the
 19 janitor --
 20 Q. Yes.
 21 A. -- he was saying that. And because -- he was
 22 living behind, you know, the place. And also, there
 23 were some other people but --
 24 Q. Did anybody tell you how they knew that?
 25 And if you don't remember --

1 A. I don't ask them. But I think it was --
 2 everybody that was really involved knew what the Kelly
 3 was drinking and was getting drunk. That was -- anyone
 4 a little bit, even from outside to the -- you know, from
 5 other parishes and so on, the priests and so on, they
 6 knew it.
 7 Q. Okay.
 8 A. I wished to know everything but I don't.
 9 MS. YOUNG: Objection. There's no question
 10 pending.
 11 THE WITNESS: Sorry.
 12 Q. BY MR. HALE: Were you ever aware of any boys
 13 spending the night in Father Kelly's living quarters,
 14 not the cabin but the living quarters?
 15 A. No.
 16 Q. Were you ever aware of Father Kelly taking any
 17 of those boys out to dinner?
 18 A. Sometimes I saw that he went out with the boys,
 19 but I don't know where they go. They never said they
 20 were -- many times I thought that they were going to the
 21 cabin.
 22 Q. Okay.
 23 A. Me and the other assistant and the secretary
 24 know anything like this.
 25 Q. What made you think that they were going to the

1 cabin?
 2 A. Because [REDACTED] and others, "Well, here they go."
 3 And you see three or four or five fellows that, I don't
 4 know, maybe 16 or 17 or 18 or whatever, they come in and
 5 they go upstairs, and then after a while they go out and
 6 they follow.
 7 Q. Were you ever aware of Father Kelly taking any
 8 of these boys to the beach, or any boys to the beach?
 9 A. No. I mean, if you tell if I think that he
 10 did, maybe did it. I cannot --
 11 Q. I understand.
 12 A. -- witness.
 13 Q. Did you know Father Kelly's [REDACTED], Father
 14 [REDACTED]?
 15 A. No. I know that -- there was -- there's
 16 another was -- nothing, because she tell me shut up.
 17 Q. Did you have any role in managing parish
 18 finances?
 19 A. No.
 20 Q. Do you know who -- you said there was a
 21 bookkeeper?
 22 A. Yes.
 23 Q. And that was Mrs. [REDACTED]?
 24 A. Yes.
 25 Q. Do you know if Father Kelly was involved in

1 managing parish finances?
 2 MS. YOUNG: Objection. Calls for speculation.
 3 THE WITNESS: I don't know. Maybe. I don't
 4 know. But I know sometimes the husband of -- there was
 5 a policeman. He came to count the money.
 6 Q. BY MR. HALE: Do you remember, did the parish
 7 have an accountant?
 8 A. I was very naive about that.
 9 Q. Did you get a paycheck every week or every two
 10 weeks?
 11 A. No. Once a month.
 12 Q. And who -- did the paycheck come from -- where
 13 did the paycheck come?
 14 A. He had the checks.
 15 Q. Father Kelly?
 16 A. Yes.
 17 Q. Okay.
 18 A. Like what he paid to the assistants is not up
 19 to him. It's from -- to the Diocese.
 20 Q. How do you know that?
 21 A. Because the Diocese was one corporation.
 22 Q. Okay.
 23 A. And from the Chancellory say how much you must
 24 pay.
 25 Q. And did the --

1 that hundred - I think right now it's 200 or whatever -
 2 and then provide for transportation.
 3 Q. BY MR. HALE: Did the parish provide for
 4 transportation or did the Archdiocese?
 5 MS. YOUNG: Objection. Calls for speculation.
 6 THE WITNESS: The pastors could have a car in
 7 their own name, but the assistants, if they have a car,
 8 must be the name of the -- I don't know if they are the
 9 archdioceses or the Diocese, but the pastor could have
 10 his own car.
 11 Q. BY MR. HALE: And do you know who provided
 12 insurance for the car?
 13 MS. YOUNG: Objection. Speculation.
 14 THE WITNESS: Diocese.
 15 Q. BY MR. HALE: How do you know that?
 16 A. I think that's what it is.
 17 Q. But you have never seen a policy taken out by
 18 the Archdiocese or Archbishop?
 19 A. They don't show me the policy, but I know with
 20 the car that I and the other assistant we use was paid
 21 by the Diocese.
 22 Q. Were you ever --
 23 A. Now, because the pastors were -- had the
 24 privilege to buy and have their own car, I don't know
 25 how it was arranged.

1 A. The only money that was out, that was not gone,
 2 was this -- was the funeral. If they give donations, he
 3 put it in a box. And when a day that Mary was not
 4 around or anything like this, he take money like this
 5 and we go to San Roque, a steak to eat, steak and French
 6 fries.
 7 MS. YOUNG: Move to strike. Nonresponsive.
 8 Q. BY MR. HALE: Did the checks that you received
 9 once a month, were they on parish letterhead or
 10 archdioceses letterhead?
 11 A. No, no. There was no Archdiocese. As I say,
 12 the corporation, as far as I know --
 13 (Father ██████ rejoins the proceedings.)
 14 THE WITNESS: -- it was only corporation, but
 15 this was Archdiocese and so on.
 16 Q. BY MR. HALE: Were you ever aware of any kind
 17 of monthly assessments by the Archdiocese from the
 18 parish?
 19 MS. YOUNG: Objection. Calls for speculation.
 20 THE WITNESS: There is certain, for instance,
 21 what they call St. Peter's Money, that's once a year
 22 from collections, must be given back to the Archdiocese.
 23 You must send it to Rome. Then it was also two, three
 24 or four days a certain amount.
 25 The pastor supposed to pay to the assistants

1 Q. Were you ever aware of there being an annual
 2 report that Our Lady had to send to the Archdiocese
 3 regarding finances?
 4 MS. YOUNG: Objection. Calls for speculation.
 5 THE WITNESS: I think they are supposed to do,
 6 yes.
 7 Q. BY MR. HALE: Were you ever involved in the
 8 preparation of the reports?
 9 A. Oh, no.
 10 Q. How did you become aware of such a report?
 11 MS. YOUNG: Objection. Misstates his
 12 testimony.
 13 THE WITNESS: Talking with the other assistants
 14 and so on.
 15 Q. BY MR. HALE: Did you have medical insurance
 16 when you were at Our Lady of Guadalupe?
 17 A. I think that we had, yes.
 18 Q. Do you know, did the parish provide that or did
 19 the archdioceses provide that?
 20 MS. YOUNG: Objection. Calls for speculation.
 21 THE WITNESS: I think it was the Archdiocese,
 22 because I think that they had insurance for more than
 23 3,000 people, more than this, and for their vehicles and
 24 so on. Yes, they paid for the insurance. It was a
 25 corporation.

1 Q. BY MR. HALE: Were you ever aware of
 2 Father Kelly having a hand massager, like that used by a
 3 barber when they gave you a massage?
 4 A. (Witness shakes head.)
 5 Q. "No"?
 6 Are you still in touch with parishioners from
 7 Our Lady of Guadalupe from when you were a priest there?
 8 A. You are talking about 40 years. Once in a
 9 while somebody, "How you do," and so on and thing like
 10 this.
 11 Q. Do you know who Bishop John Ward is?
 12 A. Oh, yeah.
 13 Q. Do you remember him?
 14 A. Magnavox, we used to call him.
 15 Q. What did you call him?
 16 A. Magnavoice. Magnavoice. [sic]
 17 FATHER [REDACTED] Magnavox.
 18 MR. HALE: Magnavox.
 19 THE WITNESS: Because he has tall, big
 20 (unintelligible.)
 21 Q. BY MR. HALE: Did you remember him ever coming
 22 to visit Our Lady of Guadalupe?
 23 A. Yes, for confirmations and some -- not so
 24 often.
 25 Q. For anything else?

1 MS. YOUNG: Objection. Calls for speculation.
 2 THE WITNESS: Among the professionals, the
 3 priests, he thought he was a bishop, but a real power
 4 was one that wasn't a bishop in the Diocese. That was
 5 Senior [REDACTED]
 6 Q. BY MR. HALE: Do you remember - well, now he's
 7 an auxilliary bishop - Juan Arzube?
 8 A. Oh, yes.
 9 Q. A-r-z-u-b-e.
 10 A. Arzube, yes.
 11 Q. Did he ever come up to Our Lady while you were
 12 there?
 13 A. Maybe. When I was there as a priest. I don't
 14 think that he was already a bishop.
 15 Q. But do you remember coming up to Our Lady while
 16 you were there?
 17 A. No, but I have seen many times in the seminary.
 18 Q. Okay. During your time as a priest, did you
 19 ever become aware of any priests - I'm not talking about
 20 Father Kelly but - any priests being accused of
 21 childhood sexual abuse?
 22 A. Oh, I was very naive. I know there were a
 23 bunch of priests that have problems.
 24 Q. How do you know that?
 25 A. But, maybe, alcoholic and so on. Nothing like

1 this.
 2 Q. How did you become aware of them having
 3 problems?
 4 A. Well, mainly, as I say, in the seminary,
 5 talking among the things, people, we talk, about their
 6 own pastors and assistants and this, this and that, that
 7 and so on.
 8 Q. Do you recall there being any discussions of
 9 whether those priests were sent for treatment somewhere?
 10 A. Pardon me?
 11 Q. Do you recall there being any discussions of
 12 whether those priests were sent for treatment somewhere?
 13 A. Yes. Yes. We know that they went to -- some
 14 they went to New Mexico, but my impression it was for
 15 alcohol or mental.
 16 Q. When you say they went to New Mexico, are you
 17 talking about the Jemez Springs location?
 18 A. Yes, yes.
 19 Q. When you were in the seminary, were you aware
 20 of the Paraclete Center in Jemez Springs?
 21 A. Yeah.
 22 Q. How did you become aware of the Paraclete
 23 Center in Jemez Springs when you were in the seminary?
 24 A. Because among the priests, the people talk.
 25 Q. Okay.

1 A. But my naivete, I thought, over there, was only
 2 for alcohol or crazy.
 3 As a matter of fact, I say we stop --
 4 MS. YOUNG: Objection. There's no question
 5 pending.
 6 MR. HALE: Okay. I am almost done here. Just
 7 bear with me.
 8 MS. YOUNG: Then I get to go.
 9 THE WITNESS: All right. I'm ready.
 10 Then he'll object.
 11 MR. HALE: You are probably right.
 12 MS. YOUNG: But you still have to answer.
 13 THE WITNESS: Oh. I'm more than glad. If I
 14 don't answer, I'll go to bed and not sleep as well I
 15 usually do.
 16 Q. BY MR. HALE: Do you remember Father [REDACTED]
 17 [REDACTED]?
 18 A. Oh, yes.
 19 Q. How do you remember Father [REDACTED]?
 20 A. Father [REDACTED] is -- I think he -- that is the
 21 one that it is. He was Monsignor [REDACTED]
 22 Q. I don't know.
 23 But do you remember did he come and visit Our
 24 Lady of Guadalupe while you were there?
 25 A. Maybe I'm confused. There was a fellow that

1 was part of the friends -- the four or five friends. I
2 think there was [REDACTED], that he quit the priesthood, and
3 he was an alcoholic.

4 Q. Okay.

5 A. I think he was a mailman in Orange County.

6 Q. I think we are talking about different people.
7 That's okay.

8 MS. YOUNG: [REDACTED] is a common name.

9 THE WITNESS: I know. A tall fellow?
10 I have picture, memory.

11 MS. YOUNG: Don't guess.

12 MR. HALE: Don't guess.

13 Q. You talked about Mrs. [REDACTED]'s son. His name
14 is [REDACTED], correct?

15 A. [REDACTED], yes.

16 Q. Do you know if he still lives in town?

17 A. No.

18 Q. Do you know where he lives?

19 A. He went to Loyola, and then I lost contact.

20 Q. Did Father Kelly ever tell you that he liked
21 [REDACTED]?

22 A. Oh, yes. They used to go over there and just
23 talk about literature and so on.

24 Q. Did you see Father Kelly and [REDACTED] go up to
25 Father Kelly's -- the second floor in the room?

1 MS. YOUNG: Objection. Vague and ambiguous.

2 THE WITNESS: No. No. I never -- I don't look
3 over there. It's just some kind of things, but he --
4 both of them, they were over there upstairs in their
5 quarters; it was music and talking and so on.

6 Q. BY MR. HALE: That was [REDACTED] and Father Kelly;
7 correct?

8 A. Yes.

9 Q. Were you aware that being the case more than
10 once?

11 A. Oh, yes. Different times. In my naivete, if
12 it was more than this, I thought it was just -- because
13 Kelly sometimes wanted to give the impression that he
14 was a very liberal --

15 Q. With regards to these --

16 A. But classic, it was.

17 Q. Okay.

18 With regards to these boys you would see go
19 upstairs to the second floor, do you recall whether they
20 were -- were they parishioners or were they boys that
21 were not affiliated with the parish?

22 MS. YOUNG: Objection --

23 THE WITNESS: They were parishioners --

24 MS. YOUNG: -- asked and answered.

25 (Interruption by the Reporter.)

1 THE WITNESS: Now, I'm going to answer and
2 explain a little bit.

3 In Santa Barbara, if you come to people that
4 have been baptized Catholics, there are, maybe, 40,000.
5 You count only those that (unintelligible) they continue
6 and so on. Maybe you have five or 10,000. In this
7 sense, technically, they belong to the parish. It's
8 possible.

9 Q. BY MR. HALE: Did you ever see any of these
10 boys, who you saw go upstairs, attending mass?

11 A. Never. Nothing our Lady of Guadalupe. No in
12 Holy Cross. And I'm sure they were not going to Sorrows
13 either, or even Montecito, because only the rich people
14 go there.

15 Q. Were you surprised to see these boys going
16 upstairs to the second floor?

17 A. No, because when they -- they wanted to have
18 seen this doing. And, especially, the first three years
19 I was there not too much. It was only vacation. And
20 then, also during the vacation, my close family was many
21 times they come back at 10 o'clock and so on.

22 For Father Kelly, be at midnight, and don't be
23 in the house --

24 MS. YOUNG: There's no question pending.

25 Q. BY MR. HALE: I want to show you come

1 photographs. These are Exhibit 4 to the Ruiz
2 deposition, which is dated January 4th, 2007. I don't
3 want to attach these exhibits. I just want you to take
4 a look at these, if you could, and tell me if you
5 recognize any of the boys in these photographs. If you
6 do, I'll have more questions. And if you don't, that
7 will be the end of that.

8 A. The first boy, maybe.

9 When you get a hundred Mexicans, or something
10 like this, sometimes it's very difficult to see the
11 difference. But there is one face, I should say, almost
12 yes.

13 Q. Okay. You don't remember any names?

14 A. Oh, no. The names -- the names of the fellow
15 that came out, they never came, because they were -- as
16 far as they were concerned, they don't belong to the
17 parish. Because, you see, the parish pass for
18 collections, and there's envelopes and there are names,
19 and the names of these fellows they never were there.

20 Q. One last group of questions.

21 Did you study the doctrine of mental
22 reservation while you were in the seminary?

23 A. Yes.

24 MS. YOUNG: Objection. Calls for expert
25 testimony.

1 Q. BY MR. HALE: What was your understanding of
 2 that doctrine?
 3 MS. YOUNG: Objection. Calls for expert
 4 testimony.
 5 THE WITNESS: Am I supposed to answer?
 6 Q. BY MR. HALE: Yes, you can answer.
 7 A. Mental reservation is you know something but
 8 you don't say it.
 9 Q. Okay.
 10 A. And sometimes even that you know this mental
 11 reservation or cause misunderstanding for someone else.
 12 Q. Did you have any understanding, when you were
 13 in the seminary, why you were taught the doctrine of
 14 mental reservation?
 15 MS. YOUNG: Objection. Calls for speculation.
 16 THE WITNESS: Well, I think it's something to
 17 do with confession.
 18 Q. BY MR. HALE: Did anyone ever tell you that you
 19 should invoke the doctrine of mental reservation to
 20 protect the church from scandal?
 21 A. Yes.
 22 Q. Was that one of your teachers in the
 23 seminaries?
 24 A. Yeah.
 25 Q. Okay. Did you ever --

1 A. Because sometimes it's the lesser evil.
 2 Q. Did you ever discuss with any of your fellow
 3 priests invoking the doctrine of mental reservation?
 4 A. You mean, when they are asking me something
 5 about Father Kelly?
 6 Q. Possibly about Father Kelly or about anything.
 7 A. Well, if there are things that I thought could
 8 damage the church and something like this, I won't
 9 answer.
 10 Q. But do you recall there ever being discussions
 11 about it with other priests?
 12 A. Oh, in the seminary, all this is a study.
 13 MR. HALE: All right. I think that's all I
 14 have for now. I reserve my right to ask any follow-up
 15 questions, and I'll surrender the microphone to Bless.
 16 MS. YOUNG: Okay. Why don't we take a quick
 17 break.
 18 MR. HALE: Yes, why don't we go off the record.
 19 THE VIDEOGRAPHER: Time is 15:46, and we are
 20 off the record.
 21 (Father [REDACTED] is not present.)
 22 THE VIDEOGRAPHER: The time is 15:51. We are
 23 back on the record.
 24 ///
 25 ///

1 EXAMINATION
 2 BY MS. BLESS:
 3 Q. Mr. [REDACTED], I represent the Archbishop of Los
 4 Angeles, the Roman Catholic Archbishop of Los Angeles,
 5 and I'm going to ask you some questions.
 6 When you were assigned -- after you became a
 7 priest, you were assigned to Our Lady of Guadalupe.
 8 What were your duties there?
 9 A. Our Lady of Guadalupe here in town?
 10 Q. Yes.
 11 A. Assistant pastor.
 12 Q. I know. But some of the assistant pastors, as
 13 I'm sure you know work with the youth, and some of them
 14 work taking censuses. What did you do there?
 15 A. In my time, there was this kind of division of
 16 jobs.
 17 Q. And did you work with the youth at all?
 18 A. Yes, some.
 19 Q. What did you do with the youth?
 20 A. Talked to them. There was what they call The
 21 Blue Jackets, but there was very little -- but very
 22 little that my job was -- and all the (unintelligible)
 23 was over there was very generic. Just say mass every
 24 day, preach and visit the families sometimes.
 25 Q. Did you work with The Blue Jackets?

1 A. Nope. Because they never saw them in the
 2 church. I only saw them in the rectory.
 3 Q. You only saw The Blue Jackets in the rectory?
 4 A. Yeah, they talked about them. Yes.
 5 Q. Did Father [REDACTED] when you were there, work
 6 with The Blue Jackets?
 7 MR. HALE: Speculation.
 8 Q. BY MS. YOUNG: Do you know whether Father
 9 [REDACTED] worked with The Blue Jackets?
 10 A. Father [REDACTED], when he was there, he worked
 11 with The Blue Angels and --
 12 Q. Blue Angels?
 13 A. I mean, The Blue Jackets.
 14 Especially in the first time when the Father
 15 [REDACTED] was assistant pastor.
 16 Q. Now, you are talking about Father [REDACTED] or
 17 Father Kelly now when you say "the first time"?
 18 A. Father [REDACTED] -- I'm talking -- you asked me
 19 if --
 20 Q. If Father [REDACTED] worked with The Blue
 21 Jackets.
 22 A. Father [REDACTED], yes.
 23 Q. Okay. So, when you were there and Father
 24 [REDACTED] were there at the same time, did Father
 25 [REDACTED] work with The Blue Jackets?

1 A. I was -- as a priest, no, because we never were
 2 together, Father ██████████ and myself.
 3 Q. Only when you were in the seminary?
 4 A. Yes.
 5 Q. When you were in the seminary, did you see
 6 Father ██████████ work with The Blue Jackets?
 7 A. Very little, because they didn't get together
 8 in the parish. I think they were doing -- in the first
 9 years, there was a little church on Haley Street, and
 10 over there is part of The Blue Jackets they had. But in
 11 the years that I was as a student, the three or four
 12 years, The Blue Jackets, they were active, and the time
 13 of Kelly and ██████████ very much. Because when I start,
 14 ██████████ was there, and The Blue Jackets was very
 15 important.
 16 Now, there are still Blue Angels, but they are
 17 practically four or five people, and there's one man
 18 that took over after Father ██████████ left.
 19 Q. Were you aware of the fact that Father Kelly
 20 had taken Father ██████████ to the cabin?
 21 A. No, I'm not aware.
 22 And he never took the father when I was there
 23 in the summer or whatever it is. And Father ██████████
 24 never -- he told me there was a cabin, but that he never
 25 had gone to the cabin.

1 Q. Would you be surprised if I told you that
 2 Father ██████████ testified that he went with Father Kelly
 3 to the cabin?
 4 A. It's a possibility, yes.
 5 Q. Do you know -- did you ever see Father
 6 ██████████ -- when you were in the seminary and you came
 7 up to Our Lady of Guadalupe, did you ever see Father
 8 ██████████ take Hispanic kids in the car with him, with
 9 Father ██████████?
 10 A. No.
 11 Q. Never saw that?
 12 A. No. Not that I remember. And I --
 13 Q. Do you ever remember Hispanic youth coming to
 14 the rectory and asking for Father ██████████?
 15 A. Yeah. They came and then went upstairs.
 16 Q. Did they ask for Father ██████████?
 17 A. In the beginning, yes. In the first years that
 18 Father ██████████ --
 19 Q. When Father ██████████ was there.
 20 A. -- when Father ██████████ --
 21 Yeah.
 22 But after Father ██████████ left, I think -- I
 23 don't take care of The Blue Angels -- I mean, The Blue
 24 Jackets. And I know that Father ██████████ didn't care of
 25 The Blue Jackets.

1 Q. But when Father ██████████ was there, boys came
 2 to the rectory to see Father ██████████?
 3 A. Vaguely, I remember. But what I remember more
 4 is they were to see Father Kelly.
 5 Q. Did Father ██████████ ever tell you that he
 6 worked with lower income Hispanic kids?
 7 A. He talked and we talk about The Blue Jackets.
 8 But I was with Father ██████████ about one year when I was
 9 not a priest yet, okay, and then I heard about The Blue
 10 Jackets.
 11 Q. From Father ██████████?
 12 A. Yes. Father ██████████ was in charge of it.
 13 Q. Did you know any of the boys who were members
 14 of The Blue Jackets?
 15 A. Well, about a few months ago, I was going
 16 through the Haley Street, and somebody came to talk to
 17 me and some fellow says, "Twenty years ago and so on, I
 18 was a Blue Angel" -- I mean, "Blue Jacket." And still
 19 now because --
 20 Q. What I am asking you is, back then did you know
 21 any of those boys?
 22 A. No. I saw some teenagers going upstairs to
 23 talk to Kelly.
 24 Q. Do you know --
 25 A. Maybe ██████████. I know that Father ██████████

1 was involved with The Blue Jackets, but I think the
 2 meetings were not in the rectory.
 3 Q. Do you know -- you've already said that you
 4 didn't know who any of these boys were; correct?
 5 A. I saw the faces.
 6 Q. Just the faces, but you didn't know them?
 7 A. I never saw them in the church.
 8 Q. Do you know how old they were, without
 9 guessing?
 10 A. I guess, maybe --
 11 MR. HALE: Asked and answered.
 12 THE WITNESS: -- fifteen, 16, 17.
 13 Q. BY MS. YOUNG: How do you know that?
 14 A. Guessing. Seeing the faces.
 15 Q. So, you are just guessing how old they were?
 16 A. That's correct. Like I'll guess about your
 17 age.
 18 Q. You won't guess my age.
 19 A. No, but -- it's easier to guess a fellow that
 20 is 15 the one that is 40 or 50 or, who knows, 35.
 21 Q. But you don't know? Some of these boys could
 22 have been 18?
 23 A. Possibly.
 24 MR. HALE: Speculation.
 25 Q. BY MS. YOUNG: Now, you said --

1 A. A male boy becomes a puberty at different
2 things, can go from 12 to 14. And some at 16 they still
3 have faces of a baby.
4 Q. [REDACTED] --
5 A. [REDACTED].
6 Q. [REDACTED], you called him Monsignor
7 [REDACTED]. Are you sure he's a monsignor?
8 A. [REDACTED], yes.
9 Q. You are sure of that?
10 A. Yes.
11 And [REDACTED] is his --
12 Q. Do you --
13 Let me ask you the question, you give me an
14 answer and then you stop. Okay?
15 A. Okay.
16 Q. When did you -- strike that.
17 Were you married to a woman named [REDACTED]?
18 A. I am married to a woman by name [REDACTED].
19 Q. [REDACTED]
20 You have been married to her a long time?
21 A. Been married for, I don't know, maybe, 37 or 38
22 years.
23 (Father [REDACTED] rejoins the proceedings.)
24 Q. BY MS. YOUNG: Did you meet [REDACTED] when you were
25 a pastor -- when you were the assistant pastor at Our

1 Lady of Guadalupe?
2 A. Yes, I knew her.
3 Q. Who introduced you, do you remember?
4 A. I think, maybe, it was -- she was bringing the
5 kids to the Catholic school. In those days, the
6 school -- the Catholic school was still opened.
7 (Father [REDACTED] exits the proceedings.)
8 THE WITNESS: And I met the little kids. I
9 mean, and then I met her.
10 Q. BY MS. YOUNG: Did Father [REDACTED] introduce you
11 to [REDACTED]?
12 A. It's possible. I don't know who introduced me
13 to Judy.
14 Q. You testified about a meeting you had with
15 Bishop Manning; is that correct?
16 A. That's correct.
17 Q. When you met with Bishop Manning, did you also
18 tell him that you wanted to leave the church because you
19 wanted to get married?
20 A. No, because I was not married then.
21 Q. When did you decide to get married?
22 A. About one year after, but that's not matter.
23 That's irrelevant.
24 Do you want --
25 Q. I'm just asking you when decided to get

1 married. That's all you had to tell me; okay? You
2 understand?
3 A. Yes.
4 Q. Now, when you were in the seminary, did you
5 wear cassocks?
6 A. Pardon me?
7 Q. When you were in the seminary, didn't you wear
8 cassocks?
9 A. That's correct.
10 Q. And when you got out of the seminary, you
11 testified that nobody wore cassocks anymore. Is that --
12 A. In the streets, no.
13 Q. Did they wear -- where did they wear them?
14 A. When they go to church or if there's some
15 kind of thing like this.
16 But you see Catholic priests with cassocks in
17 the street?
18 Q. You are not asking me questions. I'm asking
19 you questions.
20 A. Well, I'm telling you that the only time that I
21 wear my cassock and the only time that they saw priests
22 wearing the cassock is when Kelly -- I was with Kelly
23 and he made us wear the cassock, and also after in it to
24 walk three or four blocks over there where there's
25 Mission Linen and come back. That's the only time that

1 I see a Catholic in this country -- as a matter of fact,
2 even in the other countries they used to have cassock --
3 not even use the cassock any more. (unintelligible)
4 They don't want to change.
5 Q. So, when you walked with Father Kelly when you
6 wore your cassocks, it was you and Father Kelly, and who
7 else?
8 A. The other assistant.
9 Q. The other assistant. And you would walk around
10 the neighborhood?
11 A. Are you familiar with Guadalupe?
12 Q. Just answer "yes" or "no." You would walk
13 around the neighborhood?
14 A. I walk one street for two or three blocks and
15 come back, and nobody was around, but -- because all
16 commercial.
17 Q. Did you ever see Father Kelly sexually abusing
18 a minor?
19 A. Oh, no.
20 You want to me know when --
21 Q. It's a yes or no question. You've given me my
22 answer.
23 A. Very good.
24 Q. Did anyone -- any child or teenager while --
25 back when you were at Our Lady of Guadalupe, ever

1 complain to you that Father Kelly had sexually abused
 2 them?
 3 A. Oh, no.
 4 Q. Did any parent, back when you were there, ever
 5 complain to you that Father Kelly had sexually abused a
 6 child?
 7 A. No.
 8 You only want a yes or no?
 9 Q. Right.
 10 A. You don't want anything else?
 11 Q. Right.
 12 A. Sometimes explanations can help a little bit.
 13 Q. Now, you knew other priests that were
 14 alcoholics while you were a priest?
 15 A. Yes, two or three.
 16 Q. Did anybody ever complain to you that any of
 17 those other priests that you thought were alcoholic had
 18 sexually abused children?
 19 A. Did other people -- as I told you, when I saw a
 20 lot of priests that were alcoholics was in the seminar
 21 when, once a year, the priests would go to Camarillo
 22 College and spend five days of intensives for -- they
 23 called "recharge the batteries." And over there I saw a
 24 lot of drunk.
 25 Q. But did anybody ever -- but did you ever --

1 Guadalupe. But the [REDACTED], they have a son that was
 2 in seminary then, after a priest. We were like family,
 3 and for all things, yes, we traveled. We went to the
 4 Grand Canyon. We went to --
 5 Q. How long did --
 6 A. -- San Francisco.
 7 Q. How long did you stay in the Grand Canyon?
 8 A. Well, just for a visit.
 9 Q. For how many nights?
 10 A. Three, four days or six; and the same to San
 11 Francisco.
 12 Q. And you went to San Francisco.
 13 Anywhere else you remember traveling with them
 14 for --
 15 MR. HALE: Asked and answered.
 16 THE WITNESS: Sure. We went to --
 17 Q. BY MS. YOUNG: Go ahead.
 18 A. We went to Yosemite.
 19 Q. How long did you stay in Yosemite? Do you
 20 remember how many nights?
 21 A. Maybe a week.
 22 Q. And where else do you remember going with them?
 23 A. San Francisco, San Diego, different places.
 24 Q. You went to San Diego with them? Where did you
 25 go in San Diego, do you remember, or just to visit San

1 back then, when you were going to the seminars, did
 2 anybody tell you that any of those alcoholic priests had
 3 ever abused a child?
 4 A. No.
 5 Q. Sexually abused a child?
 6 A. No. And I was very naive. My world,
 7 pedophilia, there's no existence.
 8 Q. It was unheard of back then, wasn't it?
 9 MR. HALE: Misstates testimony.
 10 (Overlapping.)
 11 THE WITNESS: In the days (unintelligible) we
 12 talked homosexuals. In those days, we thought there was
 13 an aberration.
 14 MR. HALE: Maria, did you get my objection?
 15 THE REPORTER: "Misstates testimony."
 16 MR. HALE: And assumes facts not in evidence.
 17 (Interruption by the Reporter.)
 18 Q. BY MS. YOUNG: Now, you testified earlier that
 19 you went -- when you were in the seminary, you stated
 20 Our Lady of Guadalupe, but you -- or, your address was
 21 Our Lady of Guadalupe, but you used to travel various
 22 places with the [REDACTED]?
 23 MR. HALE: Misstates testimony.
 24 Q. BY MS. YOUNG: Is that correct?
 25 A. I lived by social, official, it was Our Lady of

1 Diego?
 2 A. We went to visit San Diego. We went to a
 3 romantic --
 4 Q. Do you remember --
 5 A. What they call it?
 6 The town over there that you go on the hill.
 7 Q. Do you remember --
 8 A. Ramona. Ramona.
 9 Q. Ramona.
 10 Do you remember how long you stayed in San
 11 Diego?
 12 A. Few days.
 13 Q. Was that the same trip as Ramona, or was Ramona
 14 a different trip?
 15 A. Maybe it was a different trip. I don't know.
 16 Q. Do you remember how long you stayed in Ramona?
 17 A. Oh, two, three, four days.
 18 Q. Do you remember where else you went on trips,
 19 overnight trips, with the [REDACTED]?
 20 A. San Francisco, Oakland.
 21 Q. Oakland?
 22 A. Yes.
 23 Q. Anywhere else?
 24 A. We went to many -- almost all through
 25 California and even, as a matter of fact, to little --

1 Oregon, I think.
 2 Q. You went to Oregon with them, also?
 3 A. A little bit.
 4 Q. How did you get there? Did you drive to Oregon
 5 or fly?
 6 A. Yeah, yeah. No, no, we --
 7 Q. You drove?
 8 A. The mama. They call mama, the mother of
 9 [REDACTED]. And [REDACTED] was the sister. And we travelled.
 10 As a matter of fact --
 11 Q. How long did it take you to drive there and
 12 back? How long were you in Oregon?
 13 A. I don't know, two weeks or something like this.
 14 As a matter of fact, one time we went to San Francisco,
 15 we fly. But on the way back, because it was a big thing
 16 like this, we were forced to rent a car, and we come
 17 back with a car.
 18 Q. Do you remember any other trips you took with
 19 the Colborns?
 20 A. Yes. They just -- we went to Yuma.
 21 Q. Arizona?
 22 A. Yes.
 23 Q. How long was that trip?
 24 A. I don't know. It can be a week, few days.
 25 Normally --

1 Q. Did you drive to Yuma?
 2 A. I don't have the car, but sometimes I was
 3 driving. As a matter of fact, when -- I remember when
 4 we went to Yosemite, and after, from Yosemite, we went
 5 towards -- down the Arizona there's a big new dam that
 6 was built then.
 7 Nacimiento.
 8 Then during the -- I was driving, and I stopped
 9 it -- we stop it because it was the best, most secure
 10 place because there were the two -- the four walls --
 11 wells. They were rubber there, and the lightning could
 12 never hear us -- hit us in this way.
 13 Q. Do you remember how long that trip was? A
 14 week?
 15 A. Oh, maybe, 10 days.
 16 Q. When you were in the seminary and your formal
 17 address during vacations in the summer was Our Lady of
 18 Guadalupe, did you ever receive mail there at Our Lady
 19 of Guadalupe?
 20 A. Yes.
 21 Q. And do you remember, when you were in the
 22 seminary and you stayed vacations at Our Lady of
 23 Guadalupe, did you eat with the priests when you were
 24 there for dinner, or -- let me withdraw that.
 25 Were you ever there for dinner?

1 MR. HALE: Asked and answered.
 2 THE WITNESS: Yes.
 3 Q. BY MS. YOUNG: Did you eat with the priests at
 4 Our Lady of Guadalupe?
 5 MR. HALE: Same objection.
 6 THE WITNESS: Objection?
 7 Q. BY MS. YOUNG: You can answer the question. Do
 8 you understand the question?
 9 A. Yes.
 10 Q. Did you eat with the priests while you were a
 11 student and staying at Our Lady of Guadalupe?
 12 A. If I was there and was dinner, it was time for
 13 dinner, yes. If I was gone, then I had dinner with the
 14 [REDACTED].
 15 Q. Would you say you were gone more than you were
 16 there?
 17 MR. HALE: Assumes facts.
 18 THE WITNESS: If you count the -- spend the
 19 hours in --
 20 Q. BY MS. YOUNG: In that time frame?
 21 A. -- the house, just -- I try a little bit here
 22 and there, but I just -- I was -- many times I leave the
 23 rectory at nine o'clock and come back, maybe, for lunch.
 24 And many times I wasn't there for lunch, and was, maybe,
 25 five or six o'clock. And many times -- because Kelly

1 was not in the dinner many times. Then the other
 2 assistant and myself say, "Well, you do whatever you
 3 want," and I do want whatever you want, or to get some
 4 money and went to San Roque steakhouse.
 5 Q. When you say the other assistant and yourself,
 6 are you talking about when you were a student or when
 7 you were a priest?
 8 A. That was all the times when I was there, when I
 9 was a student, there were two -- besides Kelly, there
 10 were two priests. Sometimes it was a priest from the
 11 Diocese, but sometimes it was someone that -- because
 12 there was nothing else, he wanted another extra priest,
 13 and they was not available. He get in contact with some
 14 priests from Mexico, and then he take the priests and go
 15 to the Diocese, talk to Manning, the Bishop. "Because
 16 you cannot give me another diocese, I have this one.
 17 Can you give me temporary permission to come and be" --
 18 Q. How do you know that?
 19 A. Because I know the law of the church.
 20 Q. No. How do you know that what was said to the
 21 Diocese about a priest from Mexico? Were you there?
 22 A. If --
 23 Q. Were you at the meeting when they went to the
 24 Diocese?
 25 A. Sometimes I did. Sometimes Kelly himself did

1 it, but Bishop Manning -- or, with Senior [REDACTED], there
 2 were things like this. He knows that, because there
 3 were not enough priests that were incarnated that belong
 4 to the Archdiocese. If you are a secular priest, don't
 5 belong to a religious order, you must belong -- a bishop
 6 is your boss, no matter where you go.
 7 Q. That's not my question.
 8 Were you ever at a meeting with Manning or
 9 anybody else from the Archdiocese --
 10 A. Yes.
 11 Q. -- that --
 12 Wait. Let me finish my question.
 13 A. Yes.
 14 Q. Were you ever at a meeting with Manning and
 15 anyone else from the Archdiocese where a specific priest
 16 from Mexico was being asked to come to Our Lady of
 17 Guadalupe?
 18 A. Personally, I was not inside with the Bishop,
 19 but I know --
 20 Q. The answer is "no"? The answer to my
 21 question --
 22 A. I know that the Bishop -- that Kelly said, "I'm
 23 going to take that priest to see Manning because I want
 24 him in the parish."
 25 Q. Which priest are you talking about from Mexico?

1 A. [REDACTED].
 2 Q. Who?
 3 A. [REDACTED] is one of them.
 4 There were many priests that were coming from
 5 Mexico, and they were not incarnated. They belong to
 6 another diocese or another religious order.
 7 Q. One of them was [REDACTED]?
 8 A. Yes.
 9 Q. Can you name any others? You said there were
 10 many.
 11 A. He has asked me some before.
 12 [REDACTED]. There were other ones. You look
 13 back. You will see names. I can't remember.
 14 Q. He mentioned lot of names. Did you know all of
 15 those names, the people from Mexico that he mentioned?
 16 Were they all there when you were there?
 17 A. In a different degrees. Yes, yes, I was there.
 18 But many never last for more than five or six months.
 19 Q. [REDACTED] was there when you were there?
 20 A. Yes.
 21 Q. What was his first name?
 22 A. [REDACTED].
 23 Q. What about [REDACTED], he was there when you were
 24 there?
 25 A. Yes.

1 Q. What was his first name?
 2 A. I don't remember.
 3 Q. And who else? You mentioned two. Who else?
 4 A. I don't know. The ones that he ask before. If
 5 you remember, you can look at the --
 6 Q. All of the Mexican priests that Mr. Hale
 7 mentioned before were there when you were there?
 8 MR. HALE: Misstates testimony.
 9 THE WITNESS: In a different times. Two weeks,
 10 three weeks, a month, two or three months.
 11 Q. BY MS. YOUNG: Right. But sometime during the
 12 time that you were there each of those people was also
 13 there; is that correct?
 14 A. Yes.
 15 And the one that was here, Mr. [REDACTED] also was
 16 one of them, but that was from the Diocese, the one that
 17 was here.
 18 Q. Mr. [REDACTED] was from Mexico?
 19 A. No. But he was mad, and he asked to leave when
 20 I move over there. For a while we were together and
 21 then --
 22 Q. What does that have to do with the priests from
 23 Mexico? What does Mr. [REDACTED] -- Father [REDACTED] have to
 24 do with the Mexican priests?
 25 A. Father [REDACTED] was fed up to be with the Father

1 Kelly, and he went to the Bishop and say, "I had
 2 enough."
 3 Q. How do you know that?
 4 MR. HALE: Asked and answered.
 5 THE WITNESS: Because he told me, and Bishop
 6 Manning told me.
 7 Q. BY MS. YOUNG: Bishop Manning told you that
 8 Father [REDACTED] had come to him and asked to be moved?
 9 A. Yes.
 10 And Bishop Manning told me, "[REDACTED], if I could
 11 send you" -- "one of our priests of the Diocese, we will
 12 do it. But if any priest that is a drunk or have" -- he
 13 never mentioned that he is a child abuser, "but he has
 14 mental problems, half of the parishes of the Diocese
 15 will be empty."
 16 My memory is not a hundred percent. Okay?
 17 Q. I understand that.
 18 Give me a couple of minutes, so I can find my
 19 next question in my notes. You don't have to feel
 20 compelled to talk while I'm looking in my notes.
 21 You mentioned you and Father [REDACTED] spent
 22 some time to go to Borgos?
 23 A. That's correct.
 24 Q. Was Father [REDACTED] a priest when you were in
 25 Borgos? Was he already an ordained priest?

1 A. No.
 2 MR. HALE: Asked and answered. Calls for
 3 speculation.
 4 THE WITNESS: No.
 5 Q. BY MS. YOUNG: You also mentioned that you went
 6 to your pastor in Spain and said you wanted to go on
 7 missions. Do you remember that testimony?
 8 A. That's correct.
 9 Q. What was your pastor in Spain's name?
 10 A. [REDACTED].
 11 Q. Could you spell that?
 12 A. [REDACTED] like a --
 13 Q. Oh. [REDACTED] is the first name?
 14 A. [REDACTED].
 15 Q. [REDACTED]. Was that his first name or last name?
 16 A. That's correct.
 17 Q. What was his last name?
 18 A. [REDACTED].
 19 Q. Can you spell that, please?
 20 A. [REDACTED]. In Spanish, it means
 21 castle.
 22 Q. You mentioned earlier, in the beginning of the
 23 deposition, you had been deposed before but it was a
 24 long time ago. Do you remember that?
 25 A. Yes. I think it was because I was a jury duty.

1 Q. Because what?
 2 A. Was in jury duty.
 3 Q. But have you ever had your deposition taken
 4 before, like this, a deposition, for any reason?
 5 A. I don't remember.
 6 Q. Have you ever had a lawsuit filed against you?
 7 A. No.
 8 Q. So, you don't remember whether you have had
 9 your deposition taken before?
 10 A. I don't know.
 11 MR. HALE: Asked and answered. Argumentative.
 12 Q. BY MS. YOUNG: You can answer.
 13 MR. HALE: Misstates testimony.
 14 Q. BY MS. YOUNG: You can answer.
 15 A. But as far as I remember, no.
 16 Q. You mentioned that you saw Father Kelly with
 17 these boys, Hispanic boys?
 18 A. Yes.
 19 Q. Were they all Hispanic boys?
 20 A. As far as I can see. It's impossible to know
 21 for certain, unless the person tells or even they show,
 22 because you can be Mexican and work in Germany, or
 23 easily you are a German but you look Mexican.
 24 Q. So, you don't really know whether they were all
 25 Hispanic boys or not.

1 MR. HALE: Objection. Argumentative.
 2 Misstates --
 3 Q. BY MS. YOUNG: Is that correct?
 4 MR. HALE: Same objections.
 5 THE WITNESS: As far as I know, they were
 6 Mexicans because they look like.
 7 Q. BY MS. YOUNG: They looked like Mexicans?
 8 A. Yes.
 9 Q. Now, when you saw Father Kelly with these
 10 Mexican boys -- and then you testified you saw them get
 11 into Father Kelly's car; is that correct?
 12 A. Sometimes, yes.
 13 Q. Sometimes?
 14 A. Yeah. He has the car that was in the two
 15 garages. There's room for two cars. And he -- you come
 16 down, and then I look in the window, and I see, maybe,
 17 two or one or three or four fellows get inside the
 18 car --
 19 Q. And the fellows get --
 20 A. -- go.
 21 Q. They get inside the car and they leave?
 22 A. Yes.
 23 Q. And you didn't know where they were going, did
 24 you? Did Father Kelly tell you where they were leaving?
 25 MR. HALE: Misstates testimony.

1 Q. BY MS. YOUNG: Did Father Kelly tell you where
 2 they were going?
 3 A. I know that Father Kelly had the cabin, and the
 4 young fellows just say they were going to the mountains.
 5 Q. Oh, so the boys told they were going to --
 6 A. Sometimes, yes. Yeah. A couple of times, you
 7 know, I was over there and say, "Here they are again."
 8 And they say, "Yes, we are here, and we are going to the
 9 mountain."
 10 They go upstairs.
 11 Q. And so, the boys would come into the rectory --
 12 let me understand this.
 13 The boys would come into the rectory, and now
 14 your testimony is they told you they were going to the
 15 mountain?
 16 MR. HALE: Objection. Argumentative.
 17 THE WITNESS: No. I know they were going to
 18 the mountain.
 19 Q. BY MS. YOUNG: You know. How do you know
 20 that --
 21 A. Because --
 22 MR. HALE: Asked and answered.
 23 Q. BY MS. YOUNG: You can answer.
 24 A. Because the secretary and [REDACTED] and
 25 everybody else know that Father Kelly had the cabin, and

1 he take these young fellows to the cabin.
 2 I'll show you the cabin.
 3 MS. YOUNG: That's not -- move to strike.
 4 Nonresponsive.
 5 THE WITNESS: Then you show me the pictures
 6 that they show me, and I'll show where it is.
 7 Q. BY MS. YOUNG: How did you first meet Mr. Hale?
 8 A. Maybe --
 9 (Addressing Mr. Hale): Did you call me?
 10 Q. No, you can't ask him. I'm asking you. If you
 11 don't remember, just tell me that.
 12 A. You only want to answer what you ask me?
 13 Q. That's correct.
 14 A. You don't want explanation from me?
 15 Q. If I want explanation, I'll ask you another
 16 question.
 17 How did you first meet Mr. Hale?
 18 A. I guess he called, or somebody called.
 19 Q. Who called?
 20 A. Maybe from his office, or whatever.
 21 Q. You don't remember who?
 22 A. I presume -- no, I don't -- it's impossible to
 23 me to know because he, maybe, told the secretary,
 24 somebody, "This is Mr. [REDACTED]. Can you just -- we want
 25 to see you."

1 Q. Okay. So, somebody called you, but it wasn't
 2 Mr. Hale personally?
 3 A. I don't remember.
 4 Q. And --
 5 A. That don't make any difference because --
 6 Q. Did they tell you --
 7 A. -- the secretary -- the secretary is the
 8 extension of him.
 9 Q. I'm just trying to answer -- get a simple
 10 question answered. Who called you? If it wasn't -- you
 11 say it wasn't Mr. Hale, but somebody from his office
 12 called you? Is that what you are saying?
 13 A. Somebody from the office of -- I'll be more
 14 accurate.
 15 Somebody from David Nye, blah, blah. Nye,
 16 Peabody & Sterling.
 17 Q. Somebody called --
 18 You know, I would really appreciate it, Tim, if
 19 you wouldn't give, you know -- if you wouldn't nod yes
 20 or no.
 21 (Overlapping.)
 22 MR. HALE: I've not nodded yes or no to anyone.
 23 That is a complete misstatement.
 24 (Overlapping.)
 25 MR. HALE: You are fabricating. I haven't

1 nodded at him once. I've smiled at you. I've nodded at
 2 you. That is a complete misstatement, Bless. That is
 3 highly offensive, and you've got nerve to make such a
 4 false statement on the record like that. You have got a
 5 helluva lot of nerve. You've got nerve to accuse me of
 6 using tactics at the last deposition when you are
 7 playing a game like this? How dare you! How dare you!
 8 THE WITNESS: If you --
 9 MR. HALE: I've not nodded my head at him once.
 10 How dare you!
 11 THE WITNESS: If it's better for you --
 12 MS. YOUNG: There's no question pending.
 13 THE WITNESS: I have --
 14 MR. HALE: You've got nerve.
 15 (Overlapping.)
 16 THE WITNESS: You've got nerve. You want this
 17 to get ugly? This can get ugly, Bless, but don't you
 18 dare make accusations like that that are false.
 19 MS. YOUNG: Tim, every time I turn around, you
 20 are nodding your head.
 21 MR. HALE: At you!
 22 MS. YOUNG: Okay --
 23 THE WITNESS: I'll look this way.
 24 MS. YOUNG: -- let's move on.
 25 MR. HALE: Oh, my God, you are amazing.

1 MS. YOUNG: Okay.
 2 Q. That's not necessary. I understand that now
 3 you are going to look at me instead of looking at him.
 4 A. I always look at you.
 5 Q. Okay.
 6 A. If you say that I was looking at him, you
 7 cannot know it, because here I can see both of you at
 8 the same time.
 9 Q. So, you mentioned that you were a pastor at
 10 St. Isabelle for two or three years?
 11 A. No, no, I don't say I was a pastor. I was --
 12 Q. I'm sorry. Not a pastor, a priest.
 13 A. Assistant pastor.
 14 Q. Assistant pastor, a priest?
 15 A. You are a priest, even if you are not in any
 16 particular place. You are a priest.
 17 Q. Right.
 18 So, you were assistant pastor at St. Isabelle?
 19 A. Santa Isabelle.
 20 Q. Santa Isabelle.
 21 A. The corner of Whittier and DeSoto.
 22 Q. And you were there for two or three years?
 23 A. Something like this.
 24 Q. And you were -- you mentioned that you were
 25 taking the place of somebody named Father [REDACTED]. Was

1 that correct?
 2 A. Yes. That he was from Guatemala.
 3 Q. Who was the pastor there? Did you remember?
 4 A. Yes. ██████████.
 5 Q. And --
 6 A. An Irishman.
 7 Q. An Irishman?
 8 A. Yes.
 9 Q. Before that, you were in Santa Paula in
 10 St. Sebastian?
 11 A. That's correct.
 12 Q. Who was the pastor at St. Sebastian?
 13 A. ██████████.
 14 Q. Okay. He was the one that you liked?
 15 A. Yes, he was a wonderful man.
 16 Q. And --
 17 A. He said, "I want to treat you as best possible,
 18 because when I was assistant pastor, they give me hell."
 19 Q. In St. Isabelle, the pastor that you just
 20 mentioned, did you like him?
 21 A. Well, he was a very nice person. But as I
 22 said, was very difficult to deal with him because,
 23 number one, he never could look at a woman because he
 24 made a promise never see the eyes of a woman because of
 25 the temptation.

1 Also, he went to some parish, never go beyond
 2 the screen, because he walk in, there was some danger of
 3 temptation.
 4 Q. And that bothered you?
 5 A. No bother me. The poor fellow was a very --
 6 but you must see him. He was shaking all the time that
 7 he was going to go to hell. That's a way to live?
 8 Q. Did you ever tell anybody that he was strange?
 9 A. People -- the other assistant pastor, they knew
 10 it.
 11 Q. They knew, did you say?
 12 A. Yes, they knew it, because they had been -- no
 13 one over there stayed there one or two years.
 14 Q. So, people would ask to get moved?
 15 A. Yes.
 16 Q. Because he was strange?
 17 A. Yes.
 18 Q. Because it was too much intense, because you
 19 could not do anything. You couldn't smoke a cigarette.
 20 And I'm talking about 30, 40 years ago. Right now, it's
 21 more difficult.
 22 (Mr. Griffith exits the proceedings.)
 23 THE WITNESS: Or, have a beer. It was a sin.
 24 Q. BY MS. YOUNG: After that -- was it after that
 25 or before that when you were at St. Teresita in Los

1 Angeles?
 2 A. Yes.
 3 Q. After?
 4 A. After, yes.
 5 Q. Let me move back a minute. Did you ask to be
 6 moved out of St. Isabelle?
 7 A. No.
 8 Q. So, you were moved after two or three years,
 9 but you never asked to be moved?
 10 A. That's correct.
 11 Q. They moved you to St. Teresita in --
 12 A. Yes.
 13 Q. -- Los Angeles; is that correct?
 14 A. When you are assistant pastor, you go wherever
 15 they tell you to go. It's just like -- you have Domino.
 16 You touch one thing -- to move two or three persons,
 17 sometimes you need to move 10 or 12, because to be
 18 (unintelligible) thing like this. What they were, for
 19 some reason, they needed to --
 20 Oh, yeah. I think what happened, Father ██████████
 21 that was -- had been over there. There were rumors
 22 that, maybe, he was getting too familiar with a lady and
 23 then supposed to be moved. When they move one, they
 24 move five or six people to try to accommodate the whole
 25 deal.

1 Q. But when you went to St. Teresita in Los
 2 Angeles, how long were you there?
 3 A. Maybe a year and half or two.
 4 Q. Then you asked to be moved?
 5 A. I asked if it's possible, whenever it's
 6 possible, to leave the town. I had enough of Los
 7 Angeles.
 8 Q. And the pastor at St. Teresita, was who?
 9 A. The last name was ██████████, ██████████. He was
 10 92-years-old.
 11 Q. He was the one that was 92 years old --
 12 A. Yes.
 13 Q. -- and had responsibility for two places?
 14 A. Yes.
 15 It was a very good man, but you know, he was
 16 not able to -- sometimes to have an hour, 45 minutes to
 17 put the shoes on.
 18 (Mr. Griffith rejoins the proceedings.)
 19 Q. BY MS. YOUNG: Took him an hour to put his
 20 shoes on?
 21 A. He was in the 90s. It was very difficult.
 22 Q. So, you asked to be changed because you didn't
 23 like it there?
 24 A. I wanted to get out from the town, the big
 25 city. It's a crazy place.

1 You like to live in Los Angeles or here in
2 Santa Barbara? Especially, Los Angeles, maybe you like
3 to go to Ballyhoo [sic] or Brentwood.

4 Q. Now, you've heard of the Bishops' Committee for
5 the Spanish Speaking?

6 A. Yes.

7 Q. Do you know anybody else, other than
8 Father Kelly, that served there?

9 A. No. Because the one that is in charge has the
10 place in Texas. There's a one -- in United States,
11 there are, maybe, 200 diocese and --

12 Q. But the question is, do you know anybody else,
13 besides Father Kelly, that has served on the Bishops'
14 Committee for the Spanish Speaking?

15 A. No. But I know other priests that were sent
16 there.

17 Q. You know other people that were sent there to
18 the Bishops' Committee for Spanish Speaking?

19 A. Because they have problems, mental problems.
20 Mental --

21 Q. So, is it your testimony that the Bishops'
22 Committee for Spanish Speaking was a place for people
23 who had mental problems -- priests who had mental
24 problems?

25 A. People -- people -- priests that have problems,

1 wanted to talk, and they changed him, too.

2 Q. BY MS. YOUNG: Do you have any personal
3 knowledge of that?

4 A. I talk with -- you see, he was here. We talk,
5 and I talk with his brother. As a matter of fact, I
6 talked to his father when his father -- before his
7 father died and became a priest, too.

8 Q. Did his father tell you he was sent to the
9 Bishops' Committee for the Spanish Speaking?

10 A. No. His father is an old man that I never met.

11 Q. So, my question to you is, what is your source
12 of knowledge that Father [redacted] was assigned to the
13 Bishops' Committee for the Spanish Speaking because he
14 had problems? How do you know that?

15 A. I know that he told me that he went to New
16 Mexico to -- for Bishop Gaggriga was there. That was
17 the one in charge of the Spanish -- whatever you wanted
18 of United States.

19 Q. Now, you are talking about New Mexico now?

20 A. Yes.

21 Q. I'm talking about the Bishops' Committee for
22 Spanish Speaking in Texas. Are they the same thing?

23 MR. HALE: Speculation.

24 Q. BY MS. YOUNG: Do you know?

25 A. Yes.

1 yes.

2 Q. Are you familiar with Archbishop Lucy?

3 A. Lucy, yes.

4 Q. Did he have mental problems?

5 MR. HALE: Speculation.

6 THE WITNESS: Right now I cannot tell exactly
7 what Mr. Lucy like this, but the name sounds familiar.

8 Q. BY MS. YOUNG: Do you know if whether [redacted]
9 ever served on the Bishops' Committee for the Spanish
10 Speaking?

11 MR. HALE: Speculation.

12 THE WITNESS: I think he did.

13 Q. BY MS. YOUNG: Did he have problems?

14 MR. HALE: Same objections.

15 THE WITNESS: Yes, he had problems, with the
16 Cardinal here. That was his ordinary.

17 Q. BY MS. YOUNG: What kinds of problems were
18 those?

19 A. Ask him.

20 Q. Well, do you know?

21 A. He wasn't happy.

22 Q. Is that why -- do you know why he was sent to
23 the Bishops' Committee for the Spanish Speaking?

24 MR. HALE: Same objections.

25 THE WITNESS: Because he was very unhappy and

1 Q. Are they the same thing?

2 A. Depends -- there is a bishop in the United
3 States that is in charge -- if you want it, I'll make
4 you a diagram.

5 In the United States, there are, maybe, 200
6 diocese. Each bishop is a diocese. And then each
7 diocese sometimes can have one or two or three bishops
8 or auxiliaries.

9 Then, there is that Central that presents the
10 different parts of the United States. The times that I
11 was involved, Bishop Gaggriga is the one that was one of
12 these bishops that was elected to the Central -- the
13 church -- each one still have their old diocese, but
14 they were there. That's the way handle.

15 Q. Did Bishop Gaggriga have anything to do with
16 the Bishops Committee for the Spanish Speaking?

17 MR. HALE: Speculation.

18 THE WITNESS: No. To do with the different
19 diocese, if they had any problems for Spanish priests
20 and so on, they could go to him.

21 Q. BY MS. YOUNG: What is your understanding of
22 what the Bishops Committee for the Spanish Speaking
23 is -- or was, back in 1968?

24 A. I don't know too much. But you see, the
25 Archdiocese produced what they call territory, and you

1 can buy one if you wanted. But this tells you first the
 2 Diocese, and it tells you also -- they make sure like
 3 different, 10 or 12 that get together once a year in
 4 Washington, whatever it is, and they talk of the church
 5 in general. That's the whole role of the --
 6 Q. What does that have to do the Bishops Committee
 7 of the Spanish Speaking?
 8 A. That's part of this higher group that gets
 9 together.
 10 It's just like in California, there are 57
 11 counties, and you can divide this in three or four
 12 parts. For instance, San Francisco is all rural,
 13 mountains and so on.
 14 Then you go around San Francisco, there is
 15 another kind of people. There's another province.
 16 Southern California, there's another one.
 17 And that's what the thing of the Father
 18 Gaggrija -- Bishop Gaggrija was one of this part of the
 19 United States.
 20 Q. In New Mexico?
 21 A. In New Mexico.
 22 Q. I think you testified earlier Father
 23 [REDACTED] --
 24 A. [REDACTED].
 25 Q. [REDACTED].

1 what I'm saying and his --
 2 A. [REDACTED] is a priest from Spain, and he came
 3 here, and he wanted to work here in California.
 4 Q. Did he tell you that?
 5 A. Huh?
 6 Q. Did he tell you that?
 7 A. We know. It's the law.
 8 Q. No. I'm asking you, did you ever talk to --
 9 A. Oh, yes, I talked to Father [REDACTED].
 10 Q. And when did you talk to him?
 11 A. When we were living for a while together in
 12 Guadalupe; in the church here in Santa Barbara.
 13 Q. So, you and Father [REDACTED] served together
 14 in --
 15 A. For a little while, yes.
 16 MR. HALE: Misstates testimony.
 17 THE WITNESS: Yes, for a little while.
 18 Q. BY MS. YOUNG: Do you remember what year that
 19 was?
 20 A. I think that was eight- -- one year, one or two
 21 years before. One year before I was ordained.
 22 Q. It was before you were ordained?
 23 A. I was a deacon.
 24 Q. When you were a deacon, Father [REDACTED] was
 25 at Our Lady of Guadalupe, you talked to him about how he

1 -- was not a normal person?
 2 A. No, no, he wasn't normal.
 3 Father [REDACTED] was a priest in Spain, and he
 4 moved here. He's still -- his diocese is over there, is
 5 what they call incardination, is where he belongs, the
 6 Bishop. And he want to come here and he wants to work
 7 here in the Diocese first. The Bishop here was asked
 8 where he is original from. "Hey, you have one of your
 9 priests out here in California. Do you give me
 10 permission to use here?"
 11 And then they talk to Rome. They read. They
 12 make some kind of deal.
 13 Q. Were you part of that?
 14 A. No.
 15 Q. How do you know everything that you are -- that
 16 you just testified to regarding Bishop [REDACTED]?
 17 A. Because it's the church. It's the church.
 18 Everybody knows. As you know, in the United States,
 19 there are 50 states, but then there's regions also.
 20 For instance, you know, you go Cali- --
 21 Q. No.
 22 A. Wait a minute. You ask questions --
 23 Q. How do you know --
 24 (Overlapping.)
 25 Q. BY MS. YOUNG: -- about Father [REDACTED] is

1 got there?
 2 A. I know that he -- he wasn't not incarnated. He
 3 was not -- never in his diocese. His diocese was in
 4 Barcelona.
 5 The only way the Bishop could use him is they
 6 supposed to call to the Bishop of Barcelona and say,
 7 "Listen, you have a sergeant here that I would like to
 8 use. Do you give the permission to him to use? He's
 9 still yours. But for a year, or whatever, thing like
 10 this, I'll use him."
 11 Q. But you had no firsthand knowledge of how or
 12 when that occurred with respect to Father [REDACTED];
 13 correct?
 14 MR. HALE: Misstates testimony.
 15 THE WITNESS: When I was over there -- when I
 16 was over there and I was a student, Father [REDACTED]
 17 was in Guadalupe, in the parish here in Santa Barbara.
 18 Q. BY MS. YOUNG: I understand that.
 19 A. But he -- the difference between me and him is
 20 that he belonged to the Diocese of Barcelona. I,
 21 because I was ordained in here, then my visa is here.
 22 He cannot get rid of me. But he can get rid of him,
 23 because he was only temporary.
 24 You see, like, in one state, they have too many
 25 judges [sic] and say, "Okay. Can you go --" as a matter

1 of fact, it's in the paper today, because there are too
2 many prisoners, they ask if another state can take some
3 of the prisoners here for them over there.

4 They are still prisoners of California, but
5 because there's no room, they are there.

6 MS. YOUNG: Move to strike as nonresponsive.

7 Q. You testified earlier that Father ██████
8 had peculiarities because he sometimes was talking and
9 talking?

10 A. Because mentally was not just completely well.

11 Q. He wasn't well mentally?

12 A. Yes.

13 Q. Was that your impression, or did you have some
14 firsthand knowledge from somebody?

15 A. When I talk to the Diocese, and I talked with
16 Bishop Manning, he told me, "You have Mr. ██████
17 because he's" (unintelligible) say, "Yes, he's still
18 over there."

19 "How he's doing?"

20 "Well, ██████ is ██████," because as he
21 says, he's not completely like this. That's what is all
22 about.

23 Q. And when you say you went to talk to the
24 Diocese and they said, "You have Mr. ██████ over
25 there. How's he doing," was that after you were

1 A. Yes.

2 Q. The trash can, what kind of trash can was it?

3 A. An ordinary. I don't know if you have some
4 around here.

5 Q. Like a big trash can?

6 A. Something like this. You can put something --
7 two or three, four bottles very easily.

8 Q. So, a small trash can that would fit two or
9 three or four bottles?

10 A. Four or five bottles. I never saw anything out
11 there in the trash, only the bottles.

12 Q. Only the bottles. That's all that was in
13 there?

14 A. Yes.

15 Q. Did the trash can have a top or cover?

16 A. No.

17 Q. Was it plastic or metal?

18 A. It's hard to say. You can see some of these
19 things. It's round. Could be metal. It could be
20 plastic.

21 Q. You don't know what it was made out of?

22 A. I was -- not so interested for me to know
23 things over there like that. But the ones that are
24 sophisticated and it's all rectangular and they have a
25 little collar around and so on.

1 ordained?

2 A. No. Before he -- I was ordained, it was the
3 time that I saw him. But --

4 Q. When did you go to talk to the Archdiocese when
5 you had that conversation about Father ██████? When
6 was that, do you remember?

7 A. When -- yes. When -- about -- when I was in
8 Santa Isabella, he -- sometimes the Bishops they go and
9 visit different people, and I was over there, and the
10 Bishop came for confirmation. Confirmation is a
11 Catholic ritual. When he was over there and Bishop
12 Manning said, "Hey" -- he asked me about, "How is
13 ██████ doing?"

14 Q. That is when you were at St. Isabelle?

15 A. Yes.

16 Q. So you were already ordained?

17 A. Yes.

18 Q. You were talking about bottles of scotch in the
19 trash can --

20 A. Yes.

21 Q. -- behind the stairs --

22 A. Yes.

23 Q. -- in the rectory?

24 A. Yes.

25 Q. You remember that?

1 Q. Was there a bag in the trash can? Did they put
2 a bag in it?

3 A. I don't remember, but it was needed, because
4 the only thing over there was the bottles.

5 Q. And were the bottles empty?

6 A. Yeah.

7 Q. How do you know the bottles were empty?

8 A. Because you can -- you can see -- the first
9 time I saw it and look at it, it was empty. From
10 thereon, I would see one or two or three bottles was
11 there. I check again. Maybe there was a scotch
12 still -- you know, the one when they kill the Dutchman?
13 That's the brand.

14 Q. Was it a clear bottle or was the bottle a
15 colored bottle, like a green bottle or --

16 A. He had the thing like the ones that they had
17 the picture of a Dutchman.

18 Q. Yes. But was the bottle itself, the glass, was
19 it clear glass or was it, like, green glass?

20 A. I don't know. Maybe, I think -- unless I make
21 a guess. Maybe --

22 Q. Don't guess. If you don't know, you don't
23 know.

24 A. Well, I know there was the Dutchman around.
25 You could see the picture of the -- you know, the boat

1 with the veils -- with the sails, the Dutchman, and I
 2 presume that it was green, dark, some kind of dark.
 3 Q. Dark glass?
 4 A. I don't know. Next time I go to the store,
 5 I'll look at what color.
 6 I think it's green, dark.
 7 Q. Do you drink alcohol?
 8 A. I drink wine, yes.
 9 Q. Do you drink scotch?
 10 A. No, I don't like scotch. But once in a while,
 11 I like a little Brandy.
 12 I'm not a puritan.
 13 Q. You mentioned you said mass in Holy Cross?
 14 A. Yes.
 15 Q. In English or Spanish?
 16 A. Normally, it was in English.
 17 Q. Normally in English?
 18 A. Yes, in the Mesa -- are you familiar with Santa
 19 Barbara?
 20 Q. Yes. Vaguely. Somewhat.
 21 A. Well, in Santa Barbara, when you come from the
 22 harbor, you look up, you will see there is a little
 23 thing and there is a college, and we call it the Mesa.
 24 It's like a mesa that you see in the desert.
 25 Q. But my question is, did you say mass in English

1 or Spanish?
 2 A. Most times in English, but sometimes in
 3 Spanish, and sometimes even in Catalanian and Italian.
 4 Q. Did you also say mass at Our Lady of Guadalupe?
 5 A. Very few times down there.
 6 Q. Very few times?
 7 A. Yeah, because the majority -- I guess, the
 8 pastor and so on was more convenient for him to let me
 9 go over there. This way he doesn't have to up and down
 10 to the traffic.
 11 Q. You mentioned that you heard Father [REDACTED],
 12 [REDACTED] arguing with Father Kelly?
 13 A. Many times.
 14 Q. Many times?
 15 A. Yeah.
 16 Q. And when they were arguing, you were the other
 17 assistant pastor; is that correct?
 18 A. That's correct.
 19 Normally, when they were arguing, it was
 20 downstairs, but there is the -- there are three or four
 21 steps. You get on the entrance. There is the entrance.
 22 And then there's the two rooms, a back, the kitchen, and
 23 then there's the stairs that go upstairs. And down
 24 there is like a veranda, the three-quarters, you know.
 25 Q. And where were they arguing?

1 MR. HALE: Vague and ambiguous as to which
 2 argument.
 3 THE WITNESS: Well, they were arguing many
 4 times because [REDACTED], or [REDACTED], came from
 5 Ireland, was a young man, very idealistic and so on, and
 6 here was a man that he didn't understand; that he lock
 7 himself and drink and so on and didn't want to talk. He
 8 was mad. [REDACTED] get upset very easily. The talking
 9 was upstairs. The veranda is kind of like this, and
 10 they were shouting to each other.
 11 Q. And where were you when the --
 12 A. In my room, there is -- in that veranda,
 13 there's stairs, there's the entrance to the father, one
 14 assistant, and the other room with the other assistant.
 15 Q. And so, tell me the first time you heard them
 16 argue. What were they arguing about?
 17 A. Well, I --
 18 Q. Do you remember what the first -- the first
 19 time you heard them arguing?
 20 A. No, I don't remember the first time, but I
 21 remember that [REDACTED], or [REDACTED], was saying that he was
 22 a drunk.
 23 Q. He said to Father Kelly, "You are a drunk"?
 24 A. Yes. And -- he was a drunk.
 25 Q. And what else did he say to Father Kelly when

1 you -- when he was arguing with him?
 2 MR. HALE: Assume facts.
 3 THE WITNESS: That he should stop drinking, or
 4 something.
 5 If you are one place in your house and some
 6 people are arguing for one or two or three times, you
 7 listen. But if you must live with them, after a while,
 8 you learn to go from here to here, and it's just like
 9 noise going by. I just -- when I hear both of them
 10 arguing, "Here they go again."
 11 Q. Did you ever hear them arguing about anything
 12 other than alcohol?
 13 A. About behavior that Father Kelly was -- the
 14 behavior as a good priest.
 15 Q. What more specifically did you hear?
 16 A. I don't remember. Just, "You should stop
 17 drinking. You should go for rehabilitation."
 18 Q. So, Father [REDACTED] -- you heard Father [REDACTED]
 19 say to Father Kelly, "You should go for rehabilitation"?
 20 A. Yes. "You should be ashamed of yourself."
 21 Q. And he said, "You should be ashamed of
 22 yourself"? That's what he --
 23 A. Something like this. I'm complaining. I don't
 24 remember the dialog.
 25 Q. So, you don't remember exactly what was said?

1 A. That's correct. Because if you hear this for a
 2 few months or three months, you are able to live
 3 without or you go crazy.
 4 Q. Did you ever hear them argue -- did you ever
 5 hear Father [REDACTED] argue with Father Kelly about the
 6 liturgy?
 7 A. Possibly, yes.
 8 Q. Did you ever hear Father [REDACTED] argue with
 9 Father Kelly about how mass was to be celebrated in the
 10 church?
 11 A. Sure.
 12 Of course, in those first years they were
 13 there, Father [REDACTED] was -- came from Ireland, and the
 14 church was changing the, you know -- the liturgy had
 15 been in the last 30, 40 years there was Latin and nobody
 16 understand, the priest wasn't looking at you, and thing
 17 like this. It changed. And then all the things --
 18 Kelly wanted still the old style, and [REDACTED] said,
 19 "That's wrong. We must follow what the new directions,"
 20 and so on, "Most often in English and talk to the
 21 people," and so on.
 22 Q. So, Father Kelly wanted to say the mass in
 23 Latin?
 24 A. Yes.
 25 Q. And Father Bernie [REDACTED] wanted to say the mass

1 in English?
 2 A. Among other things. They were fighting all the
 3 time.
 4 Q. They were fighting all the time?
 5 A. Yes. Talking for, you know, amongst until --
 6 Q. Do you remember other arguments that Father
 7 [REDACTED] and Father Kelly had that you overheard between
 8 Father [REDACTED] and Father Kelly, that related to
 9 celebration of the mass?
 10 A. Sure.
 11 That's the part talking. But my mind, I'm not
 12 going to keep in my mind dialog, you know, and things
 13 like this. A little things -- things they are not
 14 interested to me. And the second time becomes like --
 15 if you have your husband and yourself and you are
 16 married, and he starts every -- week you have the same
 17 argument, after a while, it goes from here and goes
 18 there, and especially if you are the third one, you are
 19 distant, because you want to live your life.
 20 Q. Now, you testified, I believe, that
 21 Mrs. [REDACTED] had a son named [REDACTED]; is that correct?
 22 A. Yes.
 23 Q. Did you testify Mrs. [REDACTED]'s husband was a
 24 policeman?
 25 A. That's correct. Wait a minute. No. I

1 don't -- yes, that's right. That's correct.
 2 Q. Was there any rule when you were at Our Lady of
 3 Guadalupe that alcohol was not allowed in the rectory?
 4 A. Yes.
 5 Q. It was not allowed in the rectory?
 6 A. I never drink.
 7 Q. I understand that you don't drink.
 8 A. Just -- the only time, that the Bishop came.
 9 When the Bishop came for confirmation -- you know, the
 10 Bishop comes once a year for confirmation.
 11 Q. Right. But was there any rule, any rule in
 12 writing, that no alcohol was allowed in the rectory?
 13 A. No. But nobody drink in the rectory except
 14 him.
 15 Q. Did you ever actually see him -- other than
 16 when the Bishop was there to visit, did you actually
 17 ever see Father Kelly drinking?
 18 MR. HALE: Asked and answered.
 19 THE WITNESS: No -- yeah, I've seen him
 20 drinking with -- when Monsignor [REDACTED] was over there.
 21 Both of them, they were drinking.
 22 Q. BY MS. YOUNG: In the rectory?
 23 A. Yes.
 24 Q. Other than --
 25 A. Upstairs in the big place.

1 Q. In the big common room?
 2 A. Yes, yes.
 3 Q. Other than with that Monsignor and the Bishop,
 4 did you ever see Father Kelly drinking --
 5 MR. HALE: Same objections.
 6 THE WITNESS: We don't drink it, because we
 7 know he never --
 8 Q. BY MS. YOUNG: That's not my question.
 9 Did you ever see Father Kelly, other than what
 10 you testified with the Bishop and with that other
 11 monsignor, did you ever see Father Kelly drinking --
 12 A. No.
 13 Q. -- in the rectory?
 14 A. No.
 15 MR. HALE: Same objections.
 16 THE WITNESS: I saw upstairs when the Bishop
 17 came, and also Monsignor came out, they were drinking.
 18 Q. BY MS. YOUNG: When you went to meet with
 19 Father Man -- with Bishop Manning, that was in 1969
 20 when you told him --
 21 A. Yeah.
 22 Q. -- you no longer -- you were leaving the
 23 priesthood?
 24 A. Yes.
 25 Q. And in 1969, when you met with him, did you

1 meet in the Chancellory office?
 2 A. Yes.
 3 MR. HALE: Asked and answered.
 4 Q. BY MS. YOUNG: Did you tell him that you had
 5 made a bad decision when you decided to become a priest?
 6 A. No, I don't say those words. I just told him
 7 that I cannot take any more, and my emphasis to become a
 8 priest was to go to the missions, and in the beginning,
 9 I don't want it to be -- I was not thinking to be a
 10 priest, but when my pastor, you know, over there in --
 11 Q. In Spain.
 12 A. -- in Barcelona, he told me, "Listen, if you go
 13 to become a Franciscan, thing like this, if you are not
 14 a priest, what you will be doing is be cooking for the
 15 priests, and so. If you want to go over there for the
 16 missions, this will be a different" (unintelligible).
 17 Q. And you told him that your focus -- when you
 18 wanted to become a priest, your focus was on the social
 19 aspect?
 20 A. Social, that's correct. To save the savages.
 21 Thirty, 40 years ago the world was very different.
 22 Q. You weren't able to do that?
 23 A. We always put our little grain of sand, but I
 24 have not conquered the world or changed it.
 25 Q. What are you doing now --

1 Q. Now?
 2 A. Yes. They must be 62 years old or older.
 3 Q. So, you are still working?
 4 A. Well, call it whatever you want it. Just, you
 5 know --
 6 Q. Well, do you get a paycheck?
 7 A. Yes, a little paycheck, and part of the rent.
 8 Q. So, you live in one of those units?
 9 A. There is 32 units. Each one independent for
 10 each person --
 11 Q. And you live in one of them?
 12 A. -- for seniors.
 13 Yes.
 14 [REDACTED]
 15 You are welcome, you want to see it. And if
 16 you are over 62, and you don't make more than \$33- or
 17 \$34,000.
 18 Q. Okay. okay.
 19 A. -- maybe you can find.
 20 Well, in Santa Barbara, it's not easy.
 21 Q. It's okay. You can stop. There's no question
 22 pending.
 23 MS. YOUNG: Move to strike as nonresponsive.
 24 THE WITNESS: (Unintelligible.)
 25 Q. BY MS. YOUNG: You mentioned in your testimony,

1 What did you do when you left the priesthood?
 2 Did you have another profession?
 3 A. I work for 18 years as a administrator of
 4 [REDACTED]
 5 You hear about this?
 6 Q. In Santa Barbara?
 7 A. Yes, in the County of Santa Barbara.
 8 Johnson make a new legislation called War on
 9 Poverty. And all the counties, mixed corporation, that
 10 one third of the members, they are from the government
 11 seat, the county; one third they are from the public in
 12 general; another third one in the minorities. And I
 13 work 20 years as a administrator of [REDACTED]
 14 [REDACTED] and we had what they call [REDACTED]
 15 program. Santa Barbara there are, maybe, 27 or 28.
 16 It's like a child-care.
 17 Q. Then did you retire from that?
 18 A. Yes, about 10, 11 years ago.
 19 Q. Have you been retired ever since, or do you
 20 still work?
 21 A. One of the programs that we have is also to
 22 help -- have -- help people to find housing. And one of
 23 the programs of the [REDACTED] was to make another
 24 foundation called Santa Barbara [REDACTED] Corporation, and
 25 I'm the administrator of [REDACTED].

1 there's a facility called The Paracletes?
 2 A. Yes, there is --
 3 Q. In New Mexico?
 4 A. That's correct.
 5 Q. When was with that facility started?
 6 A. I don't know exactly, but I know they have been
 7 on, maybe, since when Kelly went over there. Maybe 40
 8 years ago.
 9 Q. Your testimony is that Kelly went to
 10 Paracletes?
 11 MR. HALE: Misstates testimony.
 12 Q. BY MS. YOUNG: Isn't that what you just said?
 13 A. He went over there. He went down from Mexico
 14 [sic] when he went over was sober. When he come back,
 15 he already had drinking problem.
 16 Q. When was that?
 17 A. Maybe 40 years ago, or something like this.
 18 Q. It's your testimony that Father Kelly went to
 19 Paracletes in New Mexico?
 20 MR. HALE: Misstates testimony.
 21 THE WITNESS: The Bishop Gaggriaga was -- I
 22 explained to you before, that the whole diocese of
 23 United States, they divided it in provinces and
 24 different things, and the one in those days, Bishop
 25 Gaggriaga was a representative of the Spanish people to

1 the rest of the American bishops, Catholic bishops.
 2 Q. BY MS. YOUNG: My question was, did
 3 Father Kelly go to Paracletes in New Mexico for
 4 treatment?
 5 MR. HALE: Speculation.
 6 THE WITNESS: I don't know if he went for
 7 treatment or it was because they needed someone over
 8 there.
 9 Q. BY MS. YOUNG: Did Father Kelly, for treatment
 10 or any reason, even if not for treatment -- do you know
 11 whether Father Kelly ever went to Paracletes in New
 12 Mexico?
 13 A. I know that sometimes he talked to me about
 14 Bishop Gaggriga, and I know that Bishop Gaggriga, in
 15 those days, he was in charge of the --
 16 Q. That's not my question.
 17 A. -- Paraclete.
 18 Q. I understand that, and he may have talked about
 19 it to you.
 20 But my question is, did Father Kelly ever go,
 21 for any reason that you have personal knowledge of, to
 22 Paracletes in New Mexico?
 23 MR. HALE: Asked and answered.
 24 THE WITNESS: I know he did because he visit
 25 Bishop Gaggriga, that he was the one in charge over

1 New Mexico to see Bishop Gaggriga?
 2 A. I know that he knows Bishop Gaggriga.
 3 Q. You know that he knows Bishop Gaggriga, but
 4 that's different --
 5 A. He's dead now.
 6 Q. What did Father Kelly tell you? Did he tell
 7 you that he went to Bishop Gaggriga in New Mexico, or
 8 did he tell you he went to Paracletes in New Mexico?
 9 A. No. He was talking -- as a matter of fact, he
 10 don't use Paracletes and thing like this. He talk about
 11 been to El Paso and New Mexico, and he knew Bishop
 12 Gaggriga.
 13 Q. That's all he told you?
 14 A. I did -- with deductions and so on, yes.
 15 Q. You made deductions from those statements?
 16 A. Every time that we talk with somebody else, we
 17 just make connections, things about things.
 18 If somebody says that he was at the Eiffel
 19 Tower, he never tell you that he was in France, but you
 20 know that he was in France.
 21 Q. When you went to see Father Manning --
 22 A. Bishop Manning.
 23 Q. I'm sorry, Bishop Manning.
 24 -- did you ever tell him that Father Kelly was
 25 sexually abusing children?

1 there.
 2 Q. BY MS. YOUNG: When did he visit Bishop
 3 Gaggriga?
 4 A. I don't know. It just maybe -- I go back and,
 5 more or less, guess approximately.
 6 Q. Was it when you were at Our Lady of Guadalupe?
 7 A. Here in --
 8 Q. In Santa Barbara? Was it when you were at Our
 9 Lady of Guadalupe in Santa Barbara?
 10 A. He already had gone.
 11 Q. And so, how long did he go to visit for?
 12 MR. HALE: Speculation.
 13 THE WITNESS: I don't know.
 14 MR. HALE: Misstates testimony.
 15 Q. BY MS. YOUNG: Would it be fair to say that you
 16 have no personal knowledge of Father Kelly being in the
 17 Paracletes in New Mexico?
 18 A. Give me the definition of "personal." What do
 19 you mean? Did I have gone to Texas and get Father Kelly
 20 and go -- where he would say, "Yes, you have been here,"
 21 or because he talk about when he was in Mexico [sic] and
 22 he talk about Bishop Gaggriga to me and other people?
 23 Q. In Mexico or New Mexico?
 24 A. New Mexico. I'm sorry.
 25 Q. So, Father Kelly told you that he had gone to

1 A. No.
 2 Q. Did you ever tell Bishop Manning that
 3 Father Kelly was sexually abusing anybody?
 4 A. No.
 5 MS. YOUNG: I have no further questions.
 6 MR. HALE: I've just got a couple. I don't
 7 think we even need to switch.
 8 MS. YOUNG: Okay.
 9
 10 FURTHER EXAMINATION
 11 BY MR. HALE:
 12 Q. Mr. [REDACTED], when you were at St. John's, do
 13 you recall what month school generally started? Was it
 14 August? Was it September?
 15 A. September.
 16 Q. Would it be early September or late September?
 17 A. Well, when I came there from Spain, because I
 18 arrived the 29 of September, the school had started
 19 already for two or three weeks.
 20 Q. What about the next year, do you recall when
 21 school started?
 22 A. The first week in September, usually.
 23 Q. When would school end? May, June, July?
 24 A. For those that were the last year, ended at the
 25 end of March. For the ones the other years, was at the

1 end May.

2 Q. So, your first two years at St. John's, school
3 ended at the end of May?

4 A. That's correct.

5 Q. Your summer vacation ran from the beginning of
6 June until the beginning of September?

7 A. Yes.

8 Q. Aside from any trips that you took, did you
9 spend your entire vacation at Our Lady of Guadalupe in
10 Santa Barbara?

11 A. Yes, basically. It was my domicile, and I have
12 my things. But my social life and so on was the [REDACTED]
13 family.

14 Q. Do you know, is Father [REDACTED] back in
15 Spain?

16 A. He's dead now.

17 Q. Dead, okay.

18 A. If he wasn't dead, he would be over a hundred
19 years.

20 Q. You talked about the arguments you overheard
21 between Father [REDACTED] and Father Kelly, did you ever
22 hear Father [REDACTED] argue with Father Kelly about
23 Father Kelly allowing boys on the second floor of the
24 rectory?

25 A. I think sometimes, maybe. Barney say that he

1 had the wrong people visit. The things I think I
2 could -- I could put my hand. I cannot tell you word by
3 word what it is, but I know that many of the fights
4 verbally between [REDACTED] and Kelly was about these young
5 men around and so on.

6 Q. Did you ever hear Father [REDACTED] argue with
7 Father Kelly about Father Kelly taking boys to the
8 cabin?

9 A. I guess one time I just say -- [REDACTED] get real
10 upset, he got very red and so on and say, "You and
11 cabern [sic] -- tavern over there," and things like
12 this. Yes, there were this kind of one. When they were
13 really bad, he just really -- Kelly just went and locked
14 himself.

15 Q. Did you say "cabin" or "tavern"?

16 A. Cabin.

17 Q. Cabin.

18 I noticed you had some conversations with
19 Father [REDACTED] today?

20 A. Yes.

21 Q. What did you guys talk about?

22 A. Well, Father [REDACTED] - also, his brother was
23 from my class, and he was two years -- one or two years
24 after - he also was assistant pastor at Guadalupe. And
25 they have royal battles between -- well, it was not like

1 [REDACTED]. [REDACTED] there was shouting a lot and thing like
2 this. Father [REDACTED] was very quiet and now is a little
3 thing, but was very skinny, very thin like this. And
4 this kind of fellow that you can't smash, and he'll
5 answer to you but without shouting.

6 Q. What did you discuss here today, when you and
7 he spoke?

8 A. I was asking about his brother.

9 Q. Did he talk about your testimony today at all?

10 A. No.

11 I also ask about his brother. He's dying, and
12 also I ask about his father. His father -- after he
13 become widowed become a priest.

14 Q. Father [REDACTED] said his brother is dying?

15 A. Yes.

16 Q. Did he tell you where his brother is right now?

17 A. No.

18 Q. Did he tell you what his brother is dying of?

19 A. I think old age. He must be in the late 70s.

20 Q. Did he talk to you today about any of your
21 experiences at Our Lady of Guadalupe?

22 A. We talked a little bit, yes.

23 Q. What did he say about that?

24 A. I was talking especially only about [REDACTED] and
25 other things. He said, "Yes, it's another world," just

1 the whole thing had changed.

2 Q. What did he say? What was he referring to when
3 he said, "It's another world"?

4 A. I don't know, but the thing about pedophilia,
5 thing like this, didn't come up at all. I thought it
6 was not proper or anything.

7 You see, all this years that I was a student
8 and so on, I never thought about pedophilia until about
9 three or four, five years ago when it started in Boston
10 or someplace else. And then it came to my mind, maybe
11 why he was so strange. Why a thing like this. And
12 then --

13 MS. YOUNG: Move to strike as unresponsive.

14 Q. BY MR. HALE: Did you --

15 A. Somebody --

16 (Overlapping.)

17 Q. BY MR. HALE: Go ahead.

18 A. Somebody went to Paradise, and say, "I'll show
19 you what Father Kelly had the tavern." He went over
20 there, and I look it.

21 Q. You said --

22 A. From outside.

23 Q. You just said the "tavern" or "cabin"?

24 A. The cabin.

25 Q. When you were a priest, did you associate

1 homosexuality with childhood sexual abuse?
 2 A. No. I know there was the same, but it was
 3 nothing in my world. I just -- I thought homosexuality
 4 was evil. As a matter of fact, not -- right now that we
 5 can say that, maybe, you are born with it, the instinct,
 6 and so on and thing like this. Life was more black and
 7 white.

8 Q. Today when you spoke to Father [REDACTED], at any
 9 point, did he tell you he disagreed with anything that
 10 you testified here to today?

11 A. No. We only talk and say -- "It's your brother
 12 still alive?"

13 He told me, "Well, no, he's still alive but
 14 he's dying."

15 I say, "How is life?"

16 He say, "Just fine." He says, "Technically,
 17 I'm retired, but there are still two or three places in
 18 Los Angeles I go around and try to help."

19 MR. HALE: I don't have anything further.

20 MS. YOUNG: I have one question I forgot to ask
 21 you earlier.

22
 23 FURTHER EXAMINATION

24 BY MS. YOUNG:

25 Q. You mentioned that you are on medication for

1 your blood pressure?

2 A. Yes.

3 Q. You have high blood pressure?

4 A. Yeah.

5 Q. How long have you been on that medication?

6 A. Oh, maybe a year and half.

7 Q. What is it, do you know?

8 A. High blood pressure.

9 Q. No, no. I mean, what is the name of the
 10 medicine?

11 A. I don't know if I have it.

12 You know some of the names of the high blood
 13 pressure?

14 I think I have it written here someplace.
 15 Instead of bringing everything like this -- I am awful
 16 for numbers and for things like this, but maybe -- you
 17 know (unintelligible) things that I have to remember.

18 Q. It's okay if you don't remember the name of it.

19 A. If you want it, if I have the names of the
 20 three things that --

21 Q. No.

22 But is that the only medication that you take,
 23 is medication for your high blood pressure?

24 A. That's the only medicine that I have in my
 25 life.

1 Q. How old are you now?

2 A. In May, I'll be 76.

3 Q. In May?

4 A. Yes.

5 MS. YOUNG: I have no further questions.

6
 7 FURTHER EXAMINATION

8 BY MR. HALE:

9 Q. Mr. [REDACTED], I'll represent to you that today
 10 we have -- I have deposed three priests who were
 11 assigned to Our Lady of Guadalupe, Father [REDACTED],
 12 Father [REDACTED] and Father [REDACTED]. Would it surprise you
 13 to learn that all three of them deny having any
 14 knowledge of Father Kelly having any kind of drinking
 15 problem?

16 A. Well, I told you that Father [REDACTED] he has a
 17 problem himself.

18 Q. What about --

19 A. Have you seen Father [REDACTED]? Do you talk to
 20 him?

21 Q. I can't answer any questions.

22 What about Father [REDACTED] and Father [REDACTED],
 23 does it surprise you to hear that they deny having any
 24 knowledge of an alcohol problem by Father Kelly?

25 A. Well --

1 MS. YOUNG: Objection. Relevance.

2 THE WITNESS: [REDACTED], he don't deny it in front
 3 of me.

4 And [REDACTED], I know that he had problems
 5 himself, because they took him out from a parish. He
 6 become -- he was so skinny that they put him in a
 7 hospital. He was a chaplain in the hospital for two,
 8 three, four years, and after he recuperated. Now, of
 9 course, it's gone I think or -- because --

10 MR. HALE: I don't have any further questions.

11 Can we use the same stipulation we've been
 12 using? Do you have access to that?

13 THE REPORTER: Yes. Sue can get it to me.

14 The same stipulation as Father [REDACTED]?

15 MR. HALE: Yes.

16 THE VIDEOGRAPHER: This concludes today's
 17 deposition of [REDACTED]. The time now is 17:16.
 18 This ends tape number three, Volume I. We are off the
 19 record.

20 (The deposition concluded at 5:17 p.m.)

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--ooOoo--

I hereby declare, under penalty of perjury,
that the foregoing is true and correct.

Dated this _____ day of _____, 2007,
at _____, California.

--ooOoo--

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REPORTER'S CERTIFICATE

STATE OF CALIFORNIA,)
) ss
COUNTY OF SANTA BARBARA.)

I, MARIA G. RABATIN, CSR #6821, Certified Shorthand
Reporter, in the County of Santa Barbara, State of
California, hereby certify:

That, prior to being examined, the witness named in
the foregoing deposition, to wit, _____, was
by me duly sworn to testify the truth, the whole truth,
and nothing but the truth;

That the deposition of the witness in this
proceeding was taken down by me in stenotype at the time
and place herein named and thereafter reduced to
typewriting by computer-aided transcription under my
direction.

I further certify that I am not interested in the
event of the action.

WITNESS my hand this _____ day of _____
2007, at Santa Barbara, California.

Certified Shorthand Reporter
State of California
CSR No. 6821