

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 ) VOLUME 1  
CORPORATION; ROMAN CATHOLIC ) (PAGES 1-155)  
ARCHBISHOP OF LOS ANGELES; )  
and DOES 3 - 100, inclusive, )

Defendants. )

Videotaped deposition of FATHER [REDACTED]  
taken on behalf of Plaintiff, commencing at 1:01 P.M.,  
Wednesday, January 24, 2007, at 865 S. Figueroa Street,  
Los Angeles, California, before SUSAN E. LANSING, C.S.R.  
#6355.

--oo0oo--

1 APPEARANCES OF COUNSEL:  
 2  
 3 For Plaintiff:  
 4 NYE, PEABODY & STIRLING, LLP  
 BY: TIMOTHY C. HALE, ESQ.  
 5 33 West Mission Street, Suite 201  
 Santa Barbara, California 93101  
 6 (805) 963-2345  
 7 LAW OFFICES OF R. THOMAS GRIFFITH  
 BY: R. THOMAS GRIFFITH, ESQ.  
 8 Post Office Box 20002  
 Santa Barbara, California 93120  
 9 (805) 965-4323

For Defendants:

11 HENNIGAN, BENNETT & DORMAN, LLP  
 12 BY: BLESS YOUNG, ESQ.  
 865 S. Figueroa Street, Suite 2900  
 13 Los Angeles, California 90017  
 (213) 694-1200

Also present:

Tina Latora, Videographer

1 LOS ANGELES, CALIFORNIA; WEDNESDAY, JANUARY 24, 2007  
 2 1:01 P.M.  
 3 THE VIDEOGRAPHER: Good afternoon. Here begins  
 4 Videotape No. 1 in the deposition of Father [REDACTED]  
 5 [REDACTED] in the matter of Andrew Ruiz v. Archdiocese of Los  
 6 Angeles, et al., in the Superior Court, State of  
 7 California, County of Los Angeles, Central District.  
 8 Judicial Council Coordination Proceeding No. 4286.  
 9 Today's date is January 24th, 2007. The time  
 10 on the video monitor is 1:01 p.m. This deposition is  
 11 being taken at 865 South Figueroa Street, Los Angeles,  
 12 California, and was made at the request of the  
 13 plaintiff. Your videographer is Tina Latora, here on  
 14 behalf of Telegenics, Ventura, California.  
 15 Would counsel and all present please identify  
 16 yourselves and state whom you represent.  
 17 MS. YOUNG: Bless Young for the Roman Catholic  
 18 Archbishop of Los Angeles and for the deponent.  
 19 MR. HALE: Tim Hale for plaintiffs.  
 20 MR. GRIFFITH: R. Thomas Griffith for  
 21 plaintiffs.  
 22 THE VIDEOGRAPHER: The court reporter will now  
 23 swear in the witness.  
 24 --oo0oo--  
 25 --oo0oo--

1 INDEX  
 2 WITNESS EXAMINATION PAGE  
 3 FATHER [REDACTED] BY MR. HALE 5, 151  
 BY MS. YOUNG 151  
 4  
 5 EXHIBITS  
 6 (NONE)  
 7  
 8 QUESTIONS THE WITNESS WAS INSTRUCTED NOT TO ANSWER  
 9 PAGE LINE  
 10 90 9  
 11 147 55  
 150 17  
 150 21  
 150 25

1 FATHER [REDACTED],  
 2 having been duly administered an oath in accordance  
 3 with CCP 2094 was examined and testified as  
 4 follows:  
 5 EXAMINATION  
 6 BY MR. HALE:  
 7 Q. Good afternoon, Father. I know we've already  
 8 met off the record but for the record my name is Tim  
 9 Hale and I represent the plaintiffs in this matter.  
 10 A. Right.  
 11 Q. Could you state your full name for the record.  
 12 A. Father [REDACTED], [REDACTED]  
 13 Q. Okay. And could you spell your first and  
 14 middle names.  
 15 A. [REDACTED]  
 16 Q. Okay. What's your date of birth?  
 17 A. 3-27-33.  
 18 Q. Okay, thanks. Have you ever had your  
 19 deposition taken before?  
 20 A. Not that I recall.  
 21 Q. Okay. I assume your attorney's had a chance to  
 22 explain the process to you.  
 23 A. Right.  
 24 Q. Just for clarity of the record I'm going to go  
 25 back over a few of the ground rules just to make sure

1 we're on the same page.  
 2 A. Sure.  
 3 Q. Do you understand that your testimony today has  
 4 the same force and effect as if we were in a court of  
 5 law before a judge and a jury?  
 6 A. I do.  
 7 Q. Great. And you understand you've been placed  
 8 under oath by the court reporter?  
 9 A. I do.  
 10 Q. Okay. You're doing a real good job so far of  
 11 waiting till I finish my question before you answer. As  
 12 you can see, the court reporter is taking down  
 13 everything you say and everything I say so it's  
 14 important so that we have a clear record and make her  
 15 job as easy as possible --  
 16 A. Uh-huh.  
 17 Q. -- that you continue to do that and by the same  
 18 token I will do my best to wait until you finish your  
 19 answer before I ask another question. Okay?  
 20 A. Good.  
 21 Q. Have you consumed any alcohol in the last 12  
 22 hours?  
 23 A. Only for mass.  
 24 Q. Okay. Have you consumed any drugs in the last  
 25 24 hours?

1 A. No.  
 2 Q. Is there any reason you can't give your best  
 3 deposition testimony today?  
 4 A. No.  
 5 Q. Any reason your memory would be impaired in any  
 6 way?  
 7 A. No.  
 8 Q. Okay. Obviously we're here to ask you some  
 9 questions. If I ask you a question and you don't know  
 10 the answer, please don't guess. We do not want you to  
 11 guess to any question --  
 12 A. Okay.  
 13 Q. -- that I ask you. If you're able to estimate,  
 14 for instance a time frame or something like that, we are  
 15 entitled to your best estimate. Do you understand the  
 16 difference --  
 17 A. Sure.  
 18 Q. -- between a guess and an estimate?  
 19 A. Uh-huh.  
 20 Q. Along those same lines, if I ask you a question  
 21 and you respond, I'm going to assume you understood what  
 22 I meant by the question. So, it's really important that  
 23 if I don't make sense to you or if you're not clear  
 24 about what I'm getting at, ask me to rephrase or ask me  
 25 to clarify and I'll do my best to do so. Okay?

1 A. Okay.  
 2 Q. At the end of your deposition your testimony is  
 3 going to be placed into a typed booklet form. You're  
 4 going to have a chance to review that testimony. You  
 5 can make any changes you think are necessary. But you  
 6 need to keep in mind that if you do make any changes  
 7 either myself or some other attorney in this matter  
 8 would be free to comment on those changes at the time of  
 9 trial. So, it's important that you give your best  
 10 testimony today. Do you understand that?  
 11 A. Yes.  
 12 Q. Great. You're also doing a good job of  
 13 avoiding responses that would include "uh-huhs" and  
 14 "huh-uhs" and shakings of the head and that kind of  
 15 thing. That's tougher for the reporter to get down, so,  
 16 just keep speaking the way you're speaking and we'll  
 17 have a nice clear record. Okay?  
 18 A. Yes.  
 19 Q. Do you have any questions?  
 20 A. No.  
 21 Q. If you need to take a break at any time today,  
 22 I'm not holding you prisoner here so just say the word  
 23 and I'll be happy to do so, okay?  
 24 A. Okay.  
 25 Q. Did you review any documents in preparation for

1 your deposition today?  
 2 A. The deposition document.  
 3 Q. Okay. Anything else?  
 4 A. No.  
 5 Q. Okay. Where were you born?  
 6 A. Los Angeles, California.  
 7 Q. Okay. And where did you go to high school?  
 8 A. Loyola High School.  
 9 Q. And what year did you graduate from Loyola?  
 10 A. 1951.  
 11 Q. Loyola is a private school; correct?  
 12 A. Yes, uh-huh.  
 13 Q. It's a private school but it's not a Minor  
 14 Seminary, is it?  
 15 A. No, no, no.  
 16 Q. And where did you go to school after Loyola?  
 17 A. I went to Loyola University one year, second  
 18 year of college the Junior Seminary, and then six years  
 19 at St. John's Seminary.  
 20 Q. So, for the one year at Loyola, was that the  
 21 '51/'52 school year?  
 22 A. Right, uh-huh.  
 23 Q. And then you said you went to the Junior  
 24 Seminary?  
 25 A. Yeah, for the second year of college.

1 Q. What was the name of that Junior Seminary?  
 2 A. It's, let's see, it was, it wasn't called St.  
 3 John's, they moved to another -- it was called the Minor  
 4 Seminary. I don't know if there's a special name for  
 5 it, just the Minor Seminary.  
 6 Q. And was that at the St. John's location?  
 7 A. No, no, that was in Los Angeles. Third and  
 8 Detroit Street.  
 9 Q. Okay. Was that only for one year?  
 10 A. One year. Second year of college.  
 11 Q. So, 1952 to '53?  
 12 A. Right.  
 13 Q. And after that you transferred to St. John's?  
 14 A. Right.  
 15 Q. And that was for six years?  
 16 A. Right, uh-huh.  
 17 Q. And so that included your Bachelor's?  
 18 A. Right.  
 19 Q. And also your study in the theologate?  
 20 A. Right.  
 21 Q. What year did you finish at St. John's?  
 22 A. 1959.  
 23 Q. Okay. So, your last school year was '58/'59?  
 24 A. Right, uh-huh.  
 25 Q. Okay. And what year were you ordained?

1 A. 1959.  
 2 Q. Do you remember the date?  
 3 A. April 30th.  
 4 Q. Great. During your, during your six years at  
 5 St. John's, did you do any parish work of any kind?  
 6 A. No.  
 7 Q. Okay. During your six years at St. John's, on  
 8 holiday breaks and on summer breaks did you, did you  
 9 stay at the campus or did go home for the summer?  
 10 A. Went home for the summer and I worked at camp.  
 11 Q. What camp?  
 12 A. Camp St. Vincent de Paul.  
 13 Q. Where was that at?  
 14 A. It was, one year we had up in the mountains,  
 15 Big Pines, and the rest was in San Fernando Valley. I  
 16 was a counselor there.  
 17 Q. For what ages was the camp held?  
 18 A. Let's see, I think they were about 8 to 14.  
 19 Q. And did you say that was only -- was that every  
 20 summer you did that?  
 21 A. I think it was about four or five summers for  
 22 about two months.  
 23 Q. Okay. And did your classmates work, some of  
 24 your classmates?  
 25 A. Some of them did, yes.

1 Q. Okay. And was that, was that just a  
 2 traditional summer camp type experience?  
 3 A. Yeah, it was poorer kids summer camp type  
 4 experience.  
 5 Q. Was it kids from all over the Archdiocese of  
 6 Los Angeles?  
 7 A. I think so, yeah, from poor areas.  
 8 Q. Okay. How do you know they were, they were  
 9 lower income or poor kids?  
 10 A. St. Vincent de Paul Society worked with lower  
 11 income people and they went through that particular  
 12 organization.  
 13 Q. Okay. And then was it, was it just your  
 14 classmates who served as counselors or were there other  
 15 people involved as counselors?  
 16 A. No, other people were there too.  
 17 Q. Were there any priests involved in the camp?  
 18 A. We had a chaplain.  
 19 Q. Who was that?  
 20 A. Father Daspit was one from the Junior Seminary.  
 21 I don't recall the names of any others particularly.  
 22 Q. Okay. And how long would the camp last for?  
 23 A. About two months, approximately.  
 24 Q. Can you estimate for me approximately on  
 25 average how many of your classmates would work as

1 counselors each summer?  
 2 MS. YOUNG: Objection; calls for speculation.  
 3 You can answer if you want.  
 4 THE WITNESS: Okay.  
 5 Maybe half of them or so I estimate, roughly.  
 6 Q. BY MR. HALE: Half of your classmates or half  
 7 of the people who were counselors?  
 8 A. No, no. My classmates, about half of them  
 9 maybe. Maybe six or seven, something like that.  
 10 Q. Okay, thanks. So, other than the St. Vincent's  
 11 camp and whatever time you spent at home during your  
 12 summers and holiday breaks from St. John's, did you  
 13 spend time anywhere else?  
 14 A. Traveling, but nothing else.  
 15 Q. Okay. What was your, your first assignment  
 16 after you were ordained in April of '59?  
 17 A. Our Lady Guadalupe.  
 18 Q. In Santa Barbara?  
 19 A. Santa Barbara.  
 20 Q. And how long did that assignment last for you?  
 21 A. Three years.  
 22 Q. And did you start right after you were ordained  
 23 or did you take a little time off before you started?  
 24 A. I think we had a week or something but pretty  
 25 soon after ordination.

- 1 Q. So, around May of '59 you started?
- 2 A. Yes, uh-huh.
- 3 Q. And I take it Father Kelly was the pastor there
- 4 when you started?
- 5 A. Right.
- 6 Q. And who were the assistants or the associate
- 7 pastors?
- 8 A. Father [REDACTED], he was the only assistant.
- 9 Q. Okay. And were there any other, were there any
- 10 priests in residence while you were at Our Lady?
- 11 A. We had a priest, Father [REDACTED] who was
- 12 there, I don't know, a year or two. He taught at Cal --
- 13 he was in France and he taught at Goleta.
- 14 MS. YOUNG: Just answer the questions. You
- 15 don't have to give his whole history.
- 16 Q. BY MR. HALE: Is his last name spelled or was
- 17 it spelled [REDACTED], does that sound right?
- 18 A. I think it was, yeah.
- 19 Q. Do you know if he's still alive?
- 20 A. I don't know.
- 21 Q. Do you know if he went back to France?
- 22 A. I don't know. I last track.
- 23 Q. When was the last time you spoke to him?
- 24 A. When I left, not since then.
- 25 Q. Okay. Was he there when you first arrived?

- 1 A. No, no, he came later.
- 2 Q. Do you think it was in your first year or
- 3 second year or third year?
- 4 A. I don't recall.
- 5 Q. How long -- do you remember him being there for
- 6 a year or more?
- 7 A. I don't recall.
- 8 Q. And was he in residence at Our Lady?
- 9 A. Yes.
- 10 Q. Did he, did he help out with mass?
- 11 A. Yes.
- 12 Q. Do you remember him at that time being a
- 13 younger man or older man or middle-aged man?
- 14 A. I'd say middle-aged.
- 15 Q. Okay. How old do you think he is now if you
- 16 have any idea?
- 17 MS. YOUNG: Objection; calls for speculation.
- 18 Q. BY MR. HALE: You can answer.
- 19 MS. YOUNG: Don't guess.
- 20 MR. HALE: She will clearly instruct you not to
- 21 answer when she doesn't want you to answer.
- 22 THE WITNESS: Yeah. As I say, if he was
- 23 middle-aged he'd be 80 or 90 probably now, so.
- 24 MR. HALE: Okay.
- 25 Want to go to France for a depo?

- 1 MS. YOUNG: Love to. Especially if he's in
- 2 Provence. Find him.
- 3 Q. BY MR. HALE: Were there any other priests in
- 4 residence there while you were at Our Lady?
- 5 A. No.
- 6 Q. Okay. Was there anyone else in residence there
- 7 while you were at Our Lady?
- 8 A. Not that I recall.
- 9 Q. What about any priest candidates?
- 10 A. Not that I recall.
- 11 Q. Okay. And did Father -- how do you pronounce
- 12 it, [REDACTED]?
- 13 A. [REDACTED]
- 14 Q. [REDACTED]
- 15 A. [REDACTED]
- 16 Q. Did he live upstairs or downstairs?
- 17 A. Downstairs.
- 18 Q. And was it you and Father Kelly and [REDACTED]
- 19 upstairs?
- 20 A. Upstairs.
- 21 Q. Okay. Did you, did anyone ever tell you how it
- 22 was that Father [REDACTED] came to be in residence at Our
- 23 Lady?
- 24 A. No.
- 25 Q. Did he seem to know Father Kelly or Father

- 1 [REDACTED]?
- 2 A. I don't know.
- 3 Q. Okay. And you mentioned he did some work out
- 4 in Goleta. Was that at St. Raphael's?
- 5 A. No, he was at the university. He taught.
- 6 Q. Okay. Do you know what department he taught
- 7 in?
- 8 A. I think it was -- I'm not positive.
- 9 Q. Do you know if it was a language department or
- 10 if it was a religious studies department?
- 11 MS. YOUNG: Don't guess.
- 12 THE WITNESS: I'm not positive.
- 13 Q. BY MR. HALE: Okay. Do you know if -- did he
- 14 teach the entire time at the university while he was in
- 15 residence with you?
- 16 MS. YOUNG: Objection; calls for speculation.
- 17 Q. BY MR. HALE: If you know.
- 18 A. I'm not sure.
- 19 Q. How did you become aware that he was teaching
- 20 at the university?
- 21 A. He would tell us.
- 22 Q. Okay. And as far as assisting with the parish
- 23 work, what kind of things do you remember him assisting
- 24 with?
- 25 A. Mass is all I recall.

1 Q. Okay. Anything -- were you aware of him doing  
2 any other work in Santa Barbara other than teaching and  
3 assisting with mass --  
4 A. No.  
5 Q. -- at Our Lady?  
6 He didn't do supply work at any of the other  
7 parishes?  
8 A. Not that I recall. No, I don't think so.  
9 Q. Did you do any supply work at any of the  
10 parishes around town?  
11 A. No.  
12 Q. Do you recall any other priests from around  
13 town doing supply work at Our Lady while you were there?  
14 A. We had Franciscans help at the parish.  
15 Q. Do you remember any Franciscans in particular?  
16 Perhaps Father [REDACTED]?  
17 A. No, not Father [REDACTED]. Father [REDACTED] I think.  
18 Q. Okay. Anyone else?  
19 A. I can't recall specifically anybody else.  
20 Q. Okay. And when you say helped at the parish,  
21 do you just mean helped with mass?  
22 A. Sunday mass, uh-huh.  
23 Q. Anything else?  
24 A. No.  
25 Q. Okay. Do you know who, who replaced you at Our

1 Lady?  
2 A. I'm not positive.  
3 Q. Okay. And so, did you leave exactly three  
4 years from the day you started in May of 1962?  
5 A. I believe it was in July of '62.  
6 MS. YOUNG: Let him finish his question before  
7 you start your answer.  
8 Q. BY MR. HALE: And what was your second  
9 assignment?  
10 A. Sacred Heart Covina.  
11 Q. And did that start in July of '62?  
12 A. Yeah. That was a temporary assignment.  
13 Q. How long were you there for?  
14 A. About six weeks.  
15 Q. And who was the pastor when you were there?  
16 A. Let's see, Father -- I can't recall his name.  
17 Q. Okay. Do you remember any associate or  
18 assistant pastors?  
19 A. No. There was a priest in residence, Father  
20 Sullivan, but there was no associate.  
21 Q. Okay. What was your third assignment?  
22 A. St. Joachim's, Costa Mesa.  
23 Q. How do you spell that?  
24 A. J-a, rather J-o-a-c-h-i-m.  
25 Q. And that's in Costa Mesa?

1 A. Costa Mesa.  
2 Q. Did you start there in August of '62?  
3 A. I think it was July. I think, let's see. No,  
4 I think it was, it was September. September I believe,  
5 yes.  
6 Q. And how long were you there for?  
7 A. Five years.  
8 Q. And do you recall who the pastor was?  
9 A. Father [REDACTED].  
10 Q. Okay. And associate or assistant?  
11 A. No, there was no one.  
12 Q. And did Father [REDACTED] remain the pastor the  
13 entire time you were there?  
14 A. Yes.  
15 Q. Was there anyone in residence there?  
16 A. No.  
17 Q. Okay, what was your second assignment?  
18 A. St. Monica's Santa Monica.  
19 Q. And so was that in September of '67?  
20 A. '67 to '72.  
21 Q. Who was the pastor there while you were there?  
22 A. Monsignor [REDACTED].  
23 Q. And any associates or assistants?  
24 A. We had three. Let's see. We had three.  
25 Q. Who were they?

1 A. Well now they changed because they weren't the  
2 same ones all the time.  
3 Q. Right.  
4 A. Do you want all I can remember?  
5 Q. You can remember, yes, please.  
6 A. Father [REDACTED].  
7 Q. Okay.  
8 A. Father [REDACTED], [REDACTED].  
9 Q. Okay.  
10 A. Let's see, Father -- let's see. I can't think  
11 of his name. Drawing a blank here.  
12 Q. If you don't recall it's okay. It's okay.  
13 A. Yeah.  
14 Q. Any other names you can recall?  
15 A. Can't recall the others offhand. There was a  
16 couple but I -- those are the ones I can remember.  
17 Q. Anyone in residence?  
18 A. We had Father [REDACTED]'s, Monsignor  
19 [REDACTED]'s brother was there for a while.  
20 Q. Okay. Anyone else?  
21 A. Not that I recall.  
22 Q. All right. What was your next assignment?  
23 A. Next assignment was teaching high school, St.  
24 Bernard High School, Playa del Rey, for eight years.  
25 Q. So, '72 to '80?

1 A. Right.  
 2 Q. What did you teach there?  
 3 A. Religion.  
 4 Q. And did you hold any other positions at the  
 5 high school other than as a faculty member?  
 6 A. Campus minister, chaplain.  
 7 Q. Did you ever hold a position with the  
 8 administration, principal or vice principal, anything  
 9 like that?  
 10 A. No.  
 11 Q. Do you remember who the principal was there?  
 12 A. We had Colonel [REDACTED] was the last principal.  
 13 Q. Okay.  
 14 A. Father [REDACTED], [REDACTED], was the first  
 15 principal and Colonel [REDACTED] was the second one.  
 16 Q. Okay. What was your next assignment? Well,  
 17 where were you in residence while you were at St.  
 18 Bernard's?  
 19 A. St. Mark's in Venice and St. Clement's in Santa  
 20 Monica, Ocean Park.  
 21 Q. Who was the pastor at St. Mark's?  
 22 A. St. Mark's, Monsignor Hobin.  
 23 Q. Okay. Any associates or assistants?  
 24 A. Yes, we had, we had Father [REDACTED], Father  
 25 [REDACTED], Father [REDACTED] and, let's see, there was another

1 one I can't recall. Father [REDACTED].  
 2 Q. Any other priests you recall being in residence  
 3 or serving as the pastor at St. Mark's while you were  
 4 there?  
 5 A. Not while I was there I don't recall.  
 6 Q. And who was it at St. Clement's?  
 7 MS. YOUNG: Who was what?  
 8 MR. HALE: The pastor.  
 9 THE WITNESS: Pastor at Clement's. Father  
 10 [REDACTED]. Father [REDACTED].  
 11 Q. BY MR. HALE: Anyone else assisting in St.  
 12 Clement's?  
 13 A. Yeah, Father [REDACTED].  
 14 Q. Go ahead.  
 15 A. Father [REDACTED].  
 16 Q. Okay. Anyone else?  
 17 A. Father, let's see, Father [REDACTED]. I can't think  
 18 of his last name. I can't think of his last name, the  
 19 other priest.  
 20 Q. Okay. What was your next assignment?  
 21 A. Next one was St. Anthony's Parish in Long  
 22 Beach.  
 23 Q. And how long did that last for?  
 24 A. Nine years.  
 25 Q. So, 19 --

1 A. '89. I was there in the school and the parish.  
 2 MS. YOUNG: Let him ask you the questions and  
 3 you'll give him the answers.  
 4 Q. BY MR. HALE: And were you the assistant pastor  
 5 or associate pastor there?  
 6 A. Yeah, one of the associate pastors.  
 7 Q. Who was the pastor?  
 8 A. Monsignor [REDACTED].  
 9 Q. Okay. Any other assistant or associate  
 10 pastors?  
 11 A. Uh-huh. We had a number. Let's see, Father  
 12 [REDACTED]. Let me see, we had Father [REDACTED]. Another  
 13 priest, I don't recall who he was. He was Indonesian or  
 14 something. Oh my gosh.  
 15 MS. YOUNG: You can't talk to yourself because,  
 16 just answer the questions.  
 17 THE WITNESS: Okay.  
 18 Q. BY MR. HALE: What were your duties at St.  
 19 Anthony's?  
 20 A. I was helping the parish and also the high  
 21 school.  
 22 Q. So, there was a high school attached to the  
 23 parish?  
 24 A. Uh-huh.  
 25 Q. What did you do at the high school?

1 A. Taught religion, and campus minister also.  
 2 Q. Okay. Anyone else in residence at St.  
 3 Anthony's while you were there?  
 4 A. I don't recall anybody else in residence.  
 5 Q. Okay. I forgot to ask you, any education  
 6 beyond St. John's?  
 7 A. Yes. I got a Master's in Education.  
 8 Q. Where was that from?  
 9 A. Mount St. Mary's college.  
 10 Q. Was that a one-year program?  
 11 A. The Master's?  
 12 Q. Yes.  
 13 A. I think it was a year or two. Maybe a couple  
 14 years.  
 15 Q. What year did you receive your Master's?  
 16 A. I think it was '72, I believe.  
 17 Q. So, were you studying at St. Mary's during your  
 18 time when you were in residence at St. Monica?  
 19 A. Right. No, not St. Monica's, at St. Bernard's.  
 20 Q. Okay. Any other education beyond the Master's?  
 21 A. I got two credentials, pupil personnel and  
 22 secondary credential.  
 23 Q. Pupil personnel?  
 24 A. Yeah, pupil personnel.  
 25 Q. What's that about?

1 A. Kind of counseling.  
 2 Q. Where was that from?  
 3 A. Mount St. Mary's.  
 4 Q. And then you got a secondary credential?  
 5 A. Right.  
 6 Q. And that's from Mount St. Mary's too?  
 7 A. Uh-huh.  
 8 Q. Did you have to do a thesis for your Master's  
 9 in Education?  
 10 A. Yes.  
 11 Q. What was that on?  
 12 A. It was on community service work.  
 13 Q. Any particular kind of community service or was  
 14 it very broad?  
 15 A. It was broad as I recall.  
 16 Q. Any other education other than what we've  
 17 already talked about?  
 18 A. Continuing education at Long Beach City, Cal  
 19 State.  
 20 Q. Any other certificates or degrees?  
 21 A. No.  
 22 Q. Okay. All right. So, after your nine years at  
 23 St. Anthony's Parish, what was your next assignment?  
 24 A. Next assignment was St. Joseph High School.  
 25 Q. Where was that at?

1 A. In Lakewood.  
 2 Q. And how long did that last for?  
 3 A. Till 2002.  
 4 Q. So, 1989 till 2002?  
 5 A. Right.  
 6 Q. And were you just on the faculty at St.  
 7 Joseph's?  
 8 A. Yeah, faculty.  
 9 Q. What did you teach?  
 10 A. Religion.  
 11 Q. Anything else?  
 12 A. And chaplain.  
 13 Q. Were there any priests on the faculty with you?  
 14 A. We had one other priest.  
 15 Q. Who was that?  
 16 A. Father [REDACTED].  
 17 Q. Okay. Who was the principal?  
 18 A. We had Dr. [REDACTED].  
 19 Q. Okay.  
 20 A. All but one year. And the other principal, I  
 21 forget her name, but Dr. [REDACTED] was the main one.  
 22 Q. Okay. What was your next assignment?  
 23 A. Then I retired from teaching, went to live as I  
 24 had in residence at Our Lady of Refuge Parish in Long  
 25 Beach. I was living there.

1 Q. How long did that last for?  
 2 A. Presently there.  
 3 Q. Okay. So, 2002 until the present?  
 4 A. Right.  
 5 Q. And who's been the pastor while you were there?  
 6 A. Monsignor [REDACTED].  
 7 Q. And has he been the only pastor since you've  
 8 been there?  
 9 A. Right.  
 10 Q. Any other assistant or associate pastors while  
 11 you've been there?  
 12 A. I'm the only associate. We had, we had two or  
 13 three were living there, residents.  
 14 Q. Who was that?  
 15 A. One I don't recall. He left the priesthood. I  
 16 don't recall his name. Let's see, we had Father [REDACTED]  
 17 [REDACTED].  
 18 Q. Okay.  
 19 A. And, see if we had anybody else. He's the main  
 20 one I recall.  
 21 Q. Okay.  
 22 A. Oh, one more name. Father [REDACTED] -- Father  
 23 [REDACTED] Deceased.  
 24 Q. Okay. Over the course of your career, when you  
 25 were given a new assignment did that generally come from

1 the archbishop?  
 2 A. Yes.  
 3 Q. And when you would receive that new assignment,  
 4 did you have a practice of doing any, any research into  
 5 the new area you were going to live in?  
 6 A. No.  
 7 Q. What about the new parish you were going to be  
 8 assigned to?  
 9 A. No.  
 10 Q. What about the new pastor you were going to be  
 11 assigned with?  
 12 A. No.  
 13 Q. What about any other priests assigned there,  
 14 would you, would you look into who they were?  
 15 A. No.  
 16 Q. Okay. So, you received the assignment and you  
 17 go figure it all out once you got there?  
 18 A. Uh-huh.  
 19 Q. Is that a yes?  
 20 A. Yes.  
 21 MS. YOUNG: Try to answer yes or no.  
 22 MR. HALE: And you've been doing a great job so  
 23 far, so, I'll correct -- don't take it personally if I  
 24 correct you occasionally if that happens.  
 25 THE WITNESS: No.

1 Q. BY MR. HALE: During the period when you were  
 2 at Our Lady, my understanding is there was not a -- Our  
 3 Lady of Guadalupe. And for future reference, for the  
 4 remainder of this deposition if I refer to Our Lady will  
 5 you understand that I'm referring to Our Lady of  
 6 Guadalupe?  
 7 A. Okay.  
 8 Q. If I'm referring to some other parish I'll be  
 9 clear about the name. Okay?  
 10 A. (Witness nods head affirmatively.)  
 11 Q. Is that a yes?  
 12 A. Yes.  
 13 Q. Thanks. During your time at Our Lady there was  
 14 no deanery; correct?  
 15 A. No.  
 16 Q. Do you recall there being some kind of informal  
 17 gathering of priests from that area of the Archdiocese  
 18 while you were there?  
 19 A. No.  
 20 Q. Do you recall there being any kind of monthly,  
 21 or bimonthly meetings of Santa Barbara priests?  
 22 A. No.  
 23 Q. Have you ever been aware that there was a fire  
 24 at the parish at Our Lady?  
 25 A. No.

1 Q. Did you have any further contact with Father  
 2 Kelly after you left Our Lady?  
 3 A. I saw him once in Santa Paula and once when he  
 4 was in Nazareth House when he was very ill.  
 5 Q. Right. How was it you came to see him in Santa  
 6 Paula, was that at St. Sebastian?  
 7 A. St. Sebastian, right.  
 8 Q. And how was it you came --  
 9 A. Just having dinner with him, that was it. Just  
 10 a cordial visit with him, old times.  
 11 Q. Did he invite you to come visit there?  
 12 A. I think I called.  
 13 Q. Did you call him or did you call and talk to  
 14 Father Wempe or any other priests assigned there.  
 15 A. I didn't know who was there at the time.  
 16 Q. And did you go to Santa Paula specifically for  
 17 the purpose --  
 18 A. Yes.  
 19 Q. -- of having dinner with Father Kelly?  
 20 MS. YOUNG: Let him finish his question.  
 21 MR. HALE: You're correctly anticipating my  
 22 question, but for the reporter's sake, it will be easier  
 23 if you let me finish. But you were right on target.  
 24 Q. And that was, when do you think that was?  
 25 A. Oh, I don't remember.

1 Q. Had to have been into the late '70s or early  
 2 '80s?  
 3 A. Yeah, I don't recall.  
 4 Q. And was that the first contact you had with him  
 5 since you left Our Lady?  
 6 A. Yes, as far as I can recall.  
 7 Q. What prompted that?  
 8 A. I always liked Father Kelly and was happy to  
 9 see him and, you know, see how he was doing.  
 10 Q. Okay. How did you learn that he had been  
 11 assigned to Santa Paula?  
 12 A. Well, we had directories, we knew where people  
 13 were.  
 14 Q. Okay. And did you have dinner with Father  
 15 Kelly?  
 16 A. Yes.  
 17 Q. And did anyone else join you for dinner?  
 18 A. No.  
 19 Q. And was that at the rectory?  
 20 A. We went out.  
 21 Q. Okay. What did you guys talk about?  
 22 A. I don't recall.  
 23 Q. Did you spend the night at the rectory?  
 24 A. No.  
 25 Q. Just went up there for dinner and that's it?

1 A. Uh-huh.  
 2 Q. That's a yes?  
 3 A. Yes.  
 4 Q. Thanks. And then the second time was when you  
 5 went to see him at --  
 6 A. Nazareth House.  
 7 Q. -- the Nazareth House?  
 8 And when do you think that was?  
 9 A. Well, it was, I guess about -- several years  
 10 ago. I don't remember the exact year, but.  
 11 Q. Okay. And what prompted that?  
 12 A. I heard he was there and was not doing well and  
 13 because I really respected him and liked him a lot I  
 14 wanted to go just, you know, comfort him and see how he  
 15 was doing.  
 16 Q. Did you go by yourself or did you go with  
 17 anyone else?  
 18 A. By myself.  
 19 Q. And did you end up meeting with him?  
 20 A. Yes. We had a nice visit.  
 21 Q. Was there anyone else there?  
 22 A. No.  
 23 Q. And what did the two of you talk about?  
 24 A. Oh, we talked a little bit about he was  
 25 grateful what I had done, what I had done in the parish,

1 helped him so much, and said I was one of the best  
2 associates. And just kind of renewed a few memories of  
3 things briefly, so.

4 Q. Okay. Did you go to Father Kelly's funeral?

5 A. No.

6 Q. Why not?

7 A. I don't recall actually why I didn't go. I  
8 don't recall.

9 Q. Do you remember receiving notice of the  
10 funeral?

11 A. No. I think it was kind of a quiet funeral as  
12 I recall. I don't think it was a public funeral as far  
13 as I can remember.

14 Q. Have you ever talked to anyone who went to the  
15 funeral?

16 A. No.

17 Q. What makes you think it was a quiet, not a  
18 public --

19 A. Because I don't remember -- I'm sure I would  
20 have gone if I knew about it, but it was -- I don't  
21 recall any information about it.

22 Q. Okay.

23 A. Which is unusual.

24 Q. Okay. Why do you say it's unusual?

25 A. Well, we get notices when priests, you know,

1 that Father Kelly owned a cabin?

2 A. Not a -- I knew but I don't know when I knew.

3 But I heard he had one. He mentioned he had one.

4 Q. Okay. And did you become aware of that while  
5 you were at Our Lady?

6 A. Yes.

7 Q. Okay. And were you aware of him taking  
8 overnight trips to the cabin?

9 A. Yes.

10 Q. When do you think you first became aware of him  
11 taking overnight trips to the cabin?

12 A. I never paid attention to it. It was my first  
13 assignment, I didn't know what -- I wasn't aware of  
14 anything. Just, he went off occasionally, that was it.

15 Q. And how did you become aware of him taking  
16 overnight trips to the cabin?

17 A. He had mentioned.

18 Q. Would he tell you when he was going to go on  
19 such a trip?

20 A. I don't recall.

21 Q. Do you recall how often he would go on these  
22 overnight trips?

23 A. I don't recall, no.

24 Q. Do you think it was once a month or once every  
25 week or any memory of that?

1 so, I don't recall the specifics about it, but.

2 Q. Okay. While you were at Our Lady do you recall  
3 Father Kelly -- well, let me ask you this: At any of  
4 your, other than your assignment, your time at Our Lady,  
5 over the course of your career have you ever been aware  
6 of priests going on weekly or monthly overnight trips?

7 A. Yes.

8 MS. YOUNG: Objection; calls for speculation.

9 Go ahead.

10 Q. BY MR. HALE: Has that been a common or an  
11 uncommon occurrence?

12 MS. YOUNG: Objection; calls for speculation.

13 Q. BY MR. HALE: In your experience.

14 A. It's not uncommon.

15 Q. Can you, can you give me examples of some of  
16 these that you were aware of?

17 A. Well, I don't know how to answer that in terms  
18 of, you know, where they went you mean or what?  
19 Sometimes they had family, sometimes they had friends,  
20 sometimes they had a house someplace so they would go  
21 and spend a night or get a break from their work.

22 Q. Okay. When you say they had a house someplace,  
23 you mean like a house that they would own somewhere?

24 A. Yes. Some priests had houses.

25 Q. When you got to Our Lady did you become aware

1 A. I don't recall.

2 Q. Do you recall him taking just day trips up to  
3 the cabin?

4 A. Yes.

5 Q. Okay. And do you recall if the day trips were  
6 more frequent than the overnight trips?

7 A. I don't know.

8 Q. Okay. Did you ever go to the cabin?

9 A. No.

10 Q. Did you know anyone who had gone to the cabin?

11 A. No.

12 Q. Did Father ████████ ever tell you that he had  
13 gone to the cabin?

14 A. No.

15 Q. Were you aware of Father Kelly taking anyone to  
16 the cabin?

17 A. I wasn't aware of anyone being taken up there.

18 Q. Did he ever tell you what he did at the cabin?

19 A. No.

20 Q. Did you ever have any conversations with him  
21 about, about the cabin?

22 A. No.

23 Q. Did you ever have any conversations with anyone  
24 other than Father Kelly about the cabin?

25 A. No.

1 Q. Did you ever receive a phone call from Father  
2 Kelly from the cabin?  
3 A. No.  
4 Q. Did you ever call Father Kelly at the cabin?  
5 A. No.  
6 Q. Did you know what the phone number for the  
7 cabin was?  
8 A. No.  
9 Q. When he left for one of these overnight trips,  
10 would he give you any way to get in touch with him if  
11 there was some kind of parish problem or emergency?  
12 A. I don't recall because I wasn't the first  
13 associate. I wasn't, you know, the number one person.  
14 Q. That would be Father [REDACTED]?  
15 A. Yeah.  
16 Q. Okay. Did it strike you as unusual that Father  
17 Kelly was spending overnight trips --  
18 A. No.  
19 Q. -- at the cabin?  
20 Did he ever, to your knowledge, miss mass  
21 because he was over spending a night at the cabin?  
22 A. Not that I know of.  
23 Q. All right. How would you know when he was  
24 going to the cabin; would he simply tell you, "I'm going  
25 up to the cabin," or would he leave a note or --

1 A. I never paid any attention. I just, I --  
2 didn't concern me really.  
3 Q. But there were times when he wasn't there and  
4 you somehow figured out that he was at the cabin?  
5 MS. YOUNG: Objection; misstates the testimony.  
6 Q. BY MR. HALE: How did you know when he was gone  
7 that he was at the cabin?  
8 A. When he wasn't there, you know, at the parish,  
9 so, I think someone said he had gone to the cabin or  
10 something.  
11 Q. Okay. Was there a parish secretary while you  
12 were there?  
13 A. Yes.  
14 Q. Who was that?  
15 A. Mrs. [REDACTED].  
16 Q. Do you know if she's still alive?  
17 A. No, she died.  
18 Q. And would he leave a message with her if he was  
19 going to the cabin?  
20 A. I don't know.  
21 MS. YOUNG: Objection; speculation.  
22 Q. BY MR. HALE: Did she ever tell you that he had  
23 left a message saying he had gone to the cabin?  
24 A. I don't recall.  
25 Q. Other than at Our Lady, in your experience over

1 your career as a priest, do you have a recollection of,  
2 of any of your other pastors leaving for overnight trips  
3 without leaving contact information or anything like  
4 that?  
5 MS. YOUNG: Objection. Excuse me. Objection;  
6 calls for speculation, lacks foundation.  
7 THE WITNESS: I don't recall.  
8 Q. BY MR. HALE: Okay. Did you ever discuss the  
9 cabin with Father [REDACTED]?  
10 A. No.  
11 Q. Did you ever discuss the cabin with anyone?  
12 A. No.  
13 Q. And did Father Kelly's trips to the cabin  
14 continue up until the time that you left the parish?  
15 A. As far as I know.  
16 Q. Do you recall Father Kelly owning a camera?  
17 A. I don't recall.  
18 Q. Do you recall ever seeing any -- did Father  
19 Kelly ever show you any photographs he took?  
20 A. No.  
21 Q. Were you aware of Father Kelly taking any  
22 photographs?  
23 A. Huh-uh, no.  
24 Q. Did you ever see any photo albums in Father  
25 Kelly's room?

1 A. No.  
2 Q. Did he ever tell you he had any photo albums?  
3 A. No.  
4 Q. And just so I'm clear, as you sit here today  
5 you can't recall how often he would take these trips to  
6 the cabin?  
7 A. No, I don't remember.  
8 Q. Do you recall them ever being for more than one  
9 night?  
10 A. I don't recall.  
11 Q. Okay. Do you have any recollection of anyone  
12 ever complaining about Father Kelly being gone on an  
13 overnight trip away from the parish?  
14 A. No.  
15 Q. Aside from your attorneys, have you ever heard  
16 that Father Kelly has been accused of childhood sexual  
17 abuse?  
18 A. Someone told me, when I went to Santa Barbara,  
19 it was in the newspapers. But I don't know anything  
20 about it. That's all I know.  
21 Q. And when was it that you went to Santa Barbara  
22 and this person told you that it was in the newspapers?  
23 A. I think it was a couple years ago I believe.  
24 Q. And who was the person that told you?  
25 A. [REDACTED].

1 Q. Is she a Our Lady parishioner?  
 2 A. Parishioner at the Mesa chapel up there.  
 3 Q. How did you get to know her?  
 4 A. Oh, she was -- I've known her since I was there  
 5 in '59.  
 6 Q. Was she ever a parishioner at Our Lady?  
 7 A. Well, it was a mission parish. Same parish  
 8 actually. Holy Cross Chapel, that's the mission. She  
 9 lived right behind there, took care of the church.  
 10 Q. That was my next question actually.  
 11 A. Right.  
 12 Q. When you say a mission parish, what do you mean  
 13 by that?  
 14 A. Well, it's, the mother church is the main  
 15 church and the missionary -- because it was too far for  
 16 the people to come from the Mesa down to Guadalupe so  
 17 they had a second chapel. So we supplied them both.  
 18 Q. Okay. And so the priests, correct me if I'm  
 19 wrong, the priests who were assigned to Our Lady would  
 20 also perform mass at --  
 21 A. Right, right.  
 22 MS. YOUNG: Wait. Let him finish his question.  
 23 He didn't finish his question.  
 24 THE WITNESS: Okay, okay.  
 25 Q. BY MR. HALE: -- at Holy Cross? So, in other

1 A. No.  
 2 Q. Did you discuss the articles with her?  
 3 A. Not much, no.  
 4 Q. What did she say to you when she told you about  
 5 it?  
 6 A. She just mentioned that he was accused and that  
 7 was in the newspaper.  
 8 Q. And what did you say in response?  
 9 A. I was very surprised.  
 10 Q. Okay. And that was the first time you heard  
 11 any --  
 12 A. Right.  
 13 Q. -- kind of accusation against Father Kelly?  
 14 You're going to hear me at points in this  
 15 deposition refer to childhood sexual abuse. I want to  
 16 make sure we have a clear understanding of what I mean  
 17 when I say that. Do you understand that to mean abuse  
 18 of a child under the age of 18?  
 19 A. Yes.  
 20 Q. Okay. Do you draw any distinction between the  
 21 sexual abuse of an adolescent versus the sexual abuse of  
 22 a preadolescent or a younger child?  
 23 MS. YOUNG: Objection; vague and ambiguous.  
 24 THE WITNESS: It's wrong. Are you asking me if  
 25 it's -- I'm not quite sure what you mean.

1 words, the priests who were assigned to Our Lady would  
 2 also perform mass at the Holy Cross?  
 3 A. Yes.  
 4 Q. But there weren't any, any priests in residence  
 5 at Holy Cross while you were there; correct?  
 6 A. No.  
 7 Q. It was just kind of a satellite basically?  
 8 A. Right.  
 9 Q. Okay. And, sorry, what was the parishioner's  
 10 name, [REDACTED] what?  
 11 A. [REDACTED].  
 12 Q. How do you spell her last name?  
 13 A. [REDACTED].  
 14 Q. And you've known her since you were --  
 15 A. Yes.  
 16 Q. -- at Our Lady?  
 17 MS. YOUNG: Let him finish his question before  
 18 you answer.  
 19 Q. BY MR. HALE: Is she married?  
 20 MS. YOUNG: Calls for speculation.  
 21 THE WITNESS: A widow.  
 22 Q. BY MR. HALE: And she lives on the Mesa?  
 23 A. Right.  
 24 Q. Did she show you the articles about the Father  
 25 Kelly lawsuits?

1 Q. BY MR. HALE: Do you draw any distinction?  
 2 A. No. It's wrong.  
 3 Q. Okay. I just wanted to make sure we're on the  
 4 same page.  
 5 A. Right.  
 6 Q. And aside from your attorneys, have you ever  
 7 heard Father Kelly has been accused of engaging in  
 8 inappropriate conduct with a minor?  
 9 A. Never.  
 10 Q. Aside from those articles that you just talked  
 11 about?  
 12 A. Uh-huh.  
 13 Q. Is that a yes?  
 14 A. Yes.  
 15 Q. Thanks.  
 16 Are there any other parishioners you stayed in  
 17 touch with in Santa Barbara other than [REDACTED]?  
 18 A. Currently you're talking about now?  
 19 Q. Yes. Well, since you left Our Lady, that  
 20 you've maintained any kind of contact with.  
 21 A. I think they're dead now. There's only -- I  
 22 think she's the main one that really I'm in touch with.  
 23 Q. Okay. How often do you talk to her?  
 24 A. Oh, once or twice a year.  
 25 Q. Okay. And when was the last time you were at

1 Our Lady?  
 2 A. Now, you talking about Mesa chapel or Guadalupe  
 3 itself or the whole --  
 4 Q. Is the Mesa chapel --  
 5 A. The Mesa chapel is actually a separate parish  
 6 now.  
 7 Q. Now.  
 8 A. So, Our Lady of Guadalupe itself, the basic  
 9 church?  
 10 Q. Right.  
 11 A. I haven't been there for years. I think I  
 12 visited that church once for a visit but I haven't, you  
 13 know, I don't know anybody there or anything so I don't  
 14 go.  
 15 Q. When do you think the last time was you were at  
 16 Our Lady?  
 17 A. For a visit?  
 18 MS. YOUNG: Which was his original question.  
 19 THE WITNESS: When I was the last time to visit  
 20 there?  
 21 MR. HALE: Right. Well, for any reason.  
 22 THE WITNESS: Maybe five years ago. I'm  
 23 guessing. I don't know exactly.  
 24 Q. BY MR. HALE: Okay. And how many times do you  
 25 think you've been back to Our Lady since you left?

1 A. The total time of all those years?  
 2 Q. Yes.  
 3 A. Oh, maybe ten times.  
 4 Q. Okay. And what has been the purpose of those  
 5 visits?  
 6 A. Visiting an elder lady who used to be friends  
 7 of our family.  
 8 Q. Who was that?  
 9 A. [REDACTED].  
 10 Q. How do you spell her last name?  
 11 A. [REDACTED].  
 12 Q. Is she still alive?  
 13 A. No, deceased.  
 14 Q. Okay. Was she a parishioner while you were  
 15 there?  
 16 A. Parishioner, right.  
 17 Q. Does she still have family in Santa Barbara?  
 18 A. No.  
 19 Q. And then you said there were ten visits, what  
 20 about the other? Were all those visits to visit her or  
 21 were there --  
 22 A. Primarily.  
 23 Q. Okay. Did you spend the night at the rectory  
 24 when you would go visit?  
 25 A. No.

1 Q. Where would you spend the night?  
 2 A. Her house.  
 3 Q. Was there any other purpose for those ten  
 4 visits other than to visit her?  
 5 A. No.  
 6 MS. YOUNG: Objection; asked and answered.  
 7 Try to wait a minute so I have time to throw my  
 8 objection in there.  
 9 Q. BY MR. HALE: When was the first time you met  
 10 Father Kelly?  
 11 A. When I was assigned there in 1959.  
 12 Q. Had you ever heard his name before you were  
 13 assigned there?  
 14 A. No.  
 15 Q. Had you ever been to Our Lady before you were  
 16 assigned there?  
 17 A. No.  
 18 Q. Had you ever been to Santa Barbara before you  
 19 were assigned there?  
 20 A. Yes.  
 21 Q. When was that? For what purpose was that  
 22 visit?  
 23 A. I was ordained a deacon there in, I think it  
 24 was November of the preceding year, at the mission.  
 25 Q. Okay. And was that the only other time you had

1 been to --  
 2 A. Yeah, I don't recall any of the visits.  
 3 Q. Why did the ordination ceremony for the  
 4 deaconship take place at the --  
 5 A. Well, I was delayed in getting the deacon, so,  
 6 I was an unusual case. I was ordained with some other  
 7 people.  
 8 Q. But why in Santa Barbara, why not L.A.?  
 9 A. I don't know why. The bishop was there and  
 10 that was it.  
 11 Q. Okay. And did you replace someone when you  
 12 were assigned to Our Lady?  
 13 A. Yes.  
 14 Q. Who was that?  
 15 A. It was a Spanish priest, a priest from Mexico,  
 16 can't recall his name. I don't recall his name.  
 17 Q. Was it Father [REDACTED]?  
 18 A. [REDACTED].  
 19 Q. Was he still there when you moved in or had he  
 20 already moved out?  
 21 A. He was gone.  
 22 Q. Did you talk to him before he left?  
 23 A. No.  
 24 Q. Did you talk to him after he left?  
 25 A. I don't recall seeing him after he left.

1 Q. Did you ever discuss Father Kelly with him?  
 2 A. No.  
 3 Q. While you were there were you aware of how  
 4 documents, parish documents, were stored?  
 5 A. No.  
 6 Q. Do you know who was responsible for maintaining  
 7 parish documents?  
 8 A. No.  
 9 Q. And where was your, where was your room when  
 10 you were at Our Lady?  
 11 A. Second floor.  
 12 Q. Okay.  
 13 A. To the left, facing the street.  
 14 Q. The first door to the left?  
 15 A. Yeah. There was one room to the left, one to  
 16 the right.  
 17 Q. Okay. Was there ever three rooms upstairs?  
 18 A. Pastor's room and the two associates' rooms.  
 19 Q. Okay. And where was the second associate's  
 20 room?  
 21 A. To the right when you go up the stairway.  
 22 Q. And then where was the pastor's room?  
 23 A. To the backside of the house.  
 24 Q. So, you keep walking down the hallway or how  
 25 was it set up?

1 A. You have to come up the stairs into the  
 2 community room and then his room was in the back.  
 3 Q. Okay. So, we haven't seen the inside. Was it  
 4 set up in such a way so there was a communal living area  
 5 and at the door for each one of the rooms was accessible  
 6 through the communal living area so to speak?  
 7 A. Well, not exactly because as we came up the  
 8 stairway there was a room to the left, a room to the  
 9 right, and then you walked a little further and the  
 10 community room was over here, the pastor's room was  
 11 become over there.  
 12 Q. Okay. And so your window was facing Nopal?  
 13 A. Right.  
 14 Q. Did you stay in that room the entire time you  
 15 were at Our Lady?  
 16 A. Yes.  
 17 Q. And then Father Landreau's was across the  
 18 hallway from you basically?  
 19 A. Right.  
 20 Q. And did he stay in that room the entire time  
 21 you were there?  
 22 A. Yes.  
 23 Q. Okay.  
 24 MS. YOUNG: I'm going to object. Just so the  
 25 record is clear, you mean the entire time he was there

1 with Father Landreau I'm assuming.  
 2 MR. HALE: Yeah.  
 3 MS. YOUNG: Because they weren't there --  
 4 MR. HALE: Right.  
 5 MS. YOUNG: -- the same time.  
 6 Q. BY MR. HALE: Father ██████ left before you  
 7 left; correct?  
 8 A. No, he was with me for one year.  
 9 Q. But then he left?  
 10 A. Then he left, right.  
 11 Q. Okay. And, I'm sorry, who replaced him?  
 12 A. Father ██████.  
 13 Q. And did he live in Father ██████'s room?  
 14 A. Right.  
 15 Q. And was he there the remainder of your time at  
 16 Our Lady?  
 17 A. Yes.  
 18 Q. Was there anyone else in residence at Our Lady  
 19 while you were there other than ██████, ██████,  
 20 Kelly, Pro --  
 21 A. Yeah.  
 22 MS. YOUNG: Objection; asked and answered.  
 23 MR. HALE: Actually, it wasn't answered, Bless.  
 24 We just got a name that we didn't get before. I hadn't  
 25 heard ██████'s name before so I disagree with you there.

1 I think we're refreshing his recollection. There's  
 2 nothing inappropriate about this.  
 3 Q. Anyways --  
 4 MS. YOUNG: I didn't say there was anything  
 5 inappropriate. I'm just making my objection. You don't  
 6 have to comment on it. I didn't instruct him not to  
 7 answer.  
 8 Q. BY MR. HALE: Father ██████, was there anyone  
 9 other than Father ██████ in residence with you while you  
 10 were there?  
 11 A. Not that I recall. Father ██████, I mentioned  
 12 him before.  
 13 Q. Yes, yes, you did.  
 14 MS. YOUNG: And just for the record, he said  
 15 that -- never mind. I don't want to stoop to your  
 16 tactics.  
 17 MR. HALE: My tactics. What tactic would that  
 18 be, Bless? ██████'s name had not been mentioned in this  
 19 deposition before.  
 20 MS. YOUNG: The transcript will speak for  
 21 itself.  
 22 MR. HALE: It sure will. It sure will.  
 23 MS. YOUNG: Can you do a search on that, on the  
 24 word "█████"?  
 25 MR. HALE: Yeah, let's answer that question

1 right now. What the hell.  
 2 (A discussion was held off the record.)  
 3 Q. BY MR. HALE: I know you identified the parish  
 4 secretary. Was she the only secretary during the entire  
 5 time for the parish?  
 6 A. As far as I recall.  
 7 Q. Did she have an assistant?  
 8 A. No.  
 9 Q. Was there a janitor for the parish while you  
 10 were there?  
 11 A. Yes.  
 12 Q. Who was that?  
 13 A. [REDACTED].  
 14 Q. [REDACTED]?  
 15 A. I don't know his last name.  
 16 Q. Anyone else?  
 17 A. Not someone I recall.  
 18 Q. Do you remember a young man named [REDACTED]?  
 19 A. No.  
 20 Q. Do you remember there being, around 1959 or  
 21 1960, a man around, or, boy around the age of 16, 17,  
 22 who would help out with the janitor's work and the  
 23 maintenance work in the rectory?  
 24 A. I don't recall.  
 25 Q. Was there a cook or a housekeeper?

1 A. Yes.  
 2 Q. Who was that?  
 3 A. [REDACTED].  
 4 Q. Anyone other than [REDACTED]?  
 5 A. [REDACTED]. She used to help her on her day  
 6 off.  
 7 Q. How do you spell her last name?  
 8 A. [REDACTED].  
 9 Q. Do you know if she's still alive?  
 10 A. She was -- I don't know for sure. I don't  
 11 know.  
 12 Q. How old do you think she was when you were  
 13 there?  
 14 A. Well, she was probably in her forties or  
 15 fifties when I was there, so, she'd be...  
 16 Q. Anyone else other than [REDACTED] and [REDACTED]?  
 17 A. No.  
 18 Q. Was there any kind of maintenance person?  
 19 MS. YOUNG: Asked and answered. I thought  
 20 janitor.  
 21 THE WITNESS: [REDACTED] as far as I know was the  
 22 only one.  
 23 Q. BY MR. HALE: Okay. Was there a Director of  
 24 Religious Education while you were there?  
 25 A. Yes. What was her name. There was a Director

1 of Education. A lay woman. I can't think of her name  
 2 but she ran the religious ed. program.  
 3 Q. Okay. What about a Director of Youth Ministry?  
 4 A. I don't recall a formal Director of Youth  
 5 Ministry.  
 6 Q. Okay. Do you remember if there was somebody  
 7 who was in charge of supervising CCD classes?  
 8 A. Well, she was the one that, you know, took care  
 9 of everything. I didn't work with them that much so I  
 10 don't know.  
 11 Q. Okay. Do you remember any, any volunteers who  
 12 stand out to you in your memory as you were, during your  
 13 three years at Our Lady?  
 14 A. In the religious ed. program?  
 15 Q. Just in general at the parish. Any kind of  
 16 pillars of the community so to speak?  
 17 A. [REDACTED].  
 18 Q. Okay.  
 19 A. Worked with the scouts.  
 20 Q. Okay.  
 21 A. Legion of Mary people who did the census work  
 22 in the parish. I was working with them.  
 23 Q. Do you remember any of their names?  
 24 A. Let's see, we had, what's her name, [REDACTED] was  
 25 her -- [REDACTED] was one of the group's, [REDACTED]

1 [REDACTED].  
 2 Q. Okay.  
 3 A. Ramona was another one.  
 4 Q. Okay.  
 5 A. Her sister was, [REDACTED] or [REDACTED] I think. We  
 6 had the, what do you call, there was -- I can't remember  
 7 the names of the other people.  
 8 Q. Did [REDACTED] express anger to you when she showed  
 9 you those newspaper articles about Kelly?  
 10 A. She was very disappointed.  
 11 Q. How so?  
 12 A. She seemed shocked. She didn't, she couldn't  
 13 understand it.  
 14 Q. Do you remember an [REDACTED]?  
 15 A. Yes.  
 16 Q. How do you remember him?  
 17 A. [REDACTED] lived about two blocks away and I  
 18 just -- he used to -- I don't know whether he ushered or  
 19 what but he lived on the corner over there and I used to  
 20 see him a lot. His family was active in the church.  
 21 Q. Did he assist at the parish in any way?  
 22 A. I don't know if he assisted at all. I know he  
 23 was around a lot but I don't know what he did  
 24 particularly.  
 25 Q. What about [REDACTED], did he assist at the

1 parish?  
 2 A. The Scouts.  
 3 Q. You mean the Boy Scouts?  
 4 A. Boy Scouts.  
 5 Q. How were the Boy Scouts, if they were,  
 6 connected to the parish?  
 7 A. Again, I never worked with them so I just -- he  
 8 was there a lot with the uniform and they had meetings  
 9 but I never went to them so I didn't know much about it  
 10 at all.  
 11 Q. Did they meet in the parish hall?  
 12 A. As far as I know they did.  
 13 Q. Did you ever see Father Kelly participate in  
 14 any Boy Scout meetings?  
 15 A. I never went to them so I don't know.  
 16 Q. Were you ever aware of him participating in any  
 17 Boy Scout meetings?  
 18 A. No.  
 19 MR. HALE: Been going for an hour. You guys  
 20 want to keep going? Do you want to take a break? You  
 21 tell me.  
 22 MS. YOUNG: No, why don't we take a quick  
 23 break.  
 24 MR. HALE: Sure.  
 25 MS. YOUNG: I can go to the ladies room.

1 MR. HALE: Sure.  
 2 THE VIDEOGRAPHER: We're off the record at  
 3 2:04.  
 4 (A recess was taken.)  
 5 THE VIDEOGRAPHER: We're back on the record at  
 6 2:17.  
 7 Q. BY MR. HALE: Father, before you went and had  
 8 dinner with Father Kelly in Santa Paula, did anyone ask  
 9 you to contact him?  
 10 A. No.  
 11 Q. We've talked about your assignment history in  
 12 the Archdiocese but I skipped a couple points actually.  
 13 Have you ever served on any committees in the  
 14 Archdiocese?  
 15 A. Liturgical Committee.  
 16 Q. Okay. When was that?  
 17 A. 19, probably '72 to '76, approximately.  
 18 Q. Who else was on the committee with you?  
 19 A. Sister [REDACTED].  
 20 Q. Okay.  
 21 A. CSJ.  
 22 Q. Okay.  
 23 A. Cardinal Manning.  
 24 Q. Okay.  
 25 A. [REDACTED].

1 Q. Anyone else?  
 2 A. Those are the main ones I recall.  
 3 Q. Did you ever discuss Father Kelly with Cardinal  
 4 Manning?  
 5 A. No.  
 6 Q. And what was the purpose of the Liturgical  
 7 Committee?  
 8 A. Set guidelines for the Archdiocese, you know,  
 9 to make sure we were in track with the current  
 10 guidelines we're supposed to be using.  
 11 Q. Guidelines for liturgy?  
 12 A. Yeah, uh-huh.  
 13 Q. Any other committees that you served on the  
 14 Archdiocese?  
 15 A. No. The main one.  
 16 Q. Okay. Any boards you've been on in the  
 17 Archdiocese?  
 18 A. You mean through the -- I was on the home, The  
 19 Good Shepherd Shelter, the board for there. You want  
 20 the connection with that, or, that's not archdiocese,  
 21 so.  
 22 Q. What is The Good Shepherd Shelter?  
 23 A. It's a home for battered wives and children.  
 24 Q. Okay. Any others?  
 25 A. I was on the board of the men's 12-step house

1 in Long Beach.  
 2 Q. Okay. Any others?  
 3 A. The main ones I can think of.  
 4 Q. Are there any other positions you've held in  
 5 the Archdiocese that we haven't already talked about?  
 6 A. No.  
 7 Q. Any kind of elected positions or appointed  
 8 positions?  
 9 A. No.  
 10 Q. While you were at Our Lady were there any  
 11 committees for parishioners?  
 12 A. The Legion of Mary. I worked the Legion of  
 13 Mary.  
 14 Q. Okay. And what was the purpose of the Legion  
 15 of Mary; was that just census work or was there more to  
 16 it?  
 17 A. Well, weekly meeting visiting the sick, census  
 18 work.  
 19 Q. Okay. And was that parishioners only involved  
 20 in the Legion of Mary?  
 21 A. Yes, just parishioners.  
 22 Q. Were there any nuns involved in the Legion of  
 23 Mary?  
 24 A. No.  
 25 Q. And what was the nature of your involvement in

1 the work of the Legion of Mary?  
 2 MS. YOUNG: Objection; asked and answered.  
 3 THE WITNESS: I followed up on their census  
 4 calls, visiting people who were fallen-away Catholics,  
 5 helped get their marriage validated, bringing them back  
 6 to the sacraments to church.  
 7 Q. Okay. Anything else?  
 8 A. No.  
 9 Q. While you were at Our Lady was there, was there  
 10 a priest responsible for supervising the altar boys?  
 11 A. I don't recall the particular. I did work with  
 12 the altar boys but I think Father ██████ and Father  
 13 ██████ did also. But I did work with them too.  
 14 Q. Okay.  
 15 A. One of the sisters I think trained them but I  
 16 think I, you know, as much as anybody else.  
 17 Q. I'm sorry, you said some of the sisters did  
 18 that as well?  
 19 A. No, I think, I'm not sure if the principal did  
 20 or not, I don't recall.  
 21 Q. As far as helping train them to be altar boys?  
 22 A. Yeah.  
 23 Q. And when you say the sisters, are you talking  
 24 about the Sisters of Notre Dame?  
 25 A. Yes.

1 Q. Were the Sisters of Bethany involved in  
 2 training the altar boys?  
 3 A. No, no, not Sisters of Bethany.  
 4 Q. Are you familiar with the Sisters of Bethany?  
 5 A. Yes.  
 6 Q. How are you familiar with the Sisters of  
 7 Bethany?  
 8 A. They worked at Catholic charities and lived in  
 9 the convent nextdoor to the church.  
 10 Q. If you were facing the church, to the left of  
 11 the church?  
 12 A. Left of the church, right.  
 13 Q. Any other employees of the parish, not talking  
 14 about the school yet but just of the parish, that we  
 15 haven't already talked about while you were there?  
 16 A. Not that I recall.  
 17 Q. Okay. Do you recall how many entrances the  
 18 rectory had at Our Lady?  
 19 A. Well, there's the main door and then the  
 20 backdoor, the kitchen door.  
 21 Q. Okay. Just those two?  
 22 A. Uh-huh, yes.  
 23 Q. Thanks.  
 24 Can we break just one second. I just want to  
 25 make sure this isn't anything important.

1 MS. YOUNG: Sure.  
 2 THE VIDEOGRAPHER: We're off the record at  
 3 2:22.  
 4 (A recess was taken.)  
 5 THE VIDEOGRAPHER: We're back on the record at  
 6 2:23.  
 7 MR. HALE: Sorry about that. You just never  
 8 know, you know.  
 9 Q. Where was the, was there a secretary at the  
 10 parish when you first arrived or did she start working  
 11 at the parish later?  
 12 A. As far as I recall she was there when I  
 13 arrived.  
 14 Q. Okay. And where was her working area located  
 15 in the -- was it in the rectory?  
 16 A. In the rectory, nextdoor to the living room.  
 17 Q. Okay. And where that was in relationship to  
 18 the front door?  
 19 A. It would be the second room over.  
 20 Q. Okay.  
 21 A. The living room and nextdoor the office.  
 22 Q. Would it be possible for someone to walk in  
 23 through the front door without the secretary, assuming  
 24 she was sitting at her work area, seeing that?  
 25 A. I don't think so because there was a stairway

1 going up and I think she would have seen.  
 2 Q. Do you recall, was the front door usually  
 3 locked or unlocked?  
 4 A. I don't recall.  
 5 Q. Do you recall, if someone wanted to enter into  
 6 the rectory had to knock first or be buzzed in?  
 7 A. Well, there was a buzzer, a bell to ring.  
 8 Q. Okay. And then, did the priest sometimes  
 9 answer that or did she answer that to your knowledge?  
 10 MS. YOUNG: Objection; calls for speculation.  
 11 THE WITNESS: Anybody who was there would  
 12 answer it.  
 13 Q. BY MR. HALE: Okay. Were you ever aware of  
 14 someone simply just walking in through the front door  
 15 without knocking or buzzing?  
 16 A. No.  
 17 Q. It was kind of verboten?  
 18 A. Yes.  
 19 MS. YOUNG: Objection; argumentative.  
 20 Q. BY MR. HALE: And what about the backdoor, was  
 21 the backdoor kept locked?  
 22 A. As I recall it was locked.  
 23 Q. Okay. And did you ever go in and out through  
 24 the backdoor?  
 25 A. Sometimes.

- 1 Q. For any particular reason?  
 2 A. No. Going to the backyard or something.  
 3 Q. Were you ever aware of -- did you ever use the  
 4 backdoor to walk over to the parish hall?  
 5 A. I think I did probably.  
 6 Q. And you recall who, do you recall who bought  
 7 groceries for the rectory?  
 8 A. The cook.  
 9 Q. And what about wine for communion?  
 10 A. I don't know who took care of that.  
 11 Q. Do you recall there being orders placed by  
 12 someone from within the parish?  
 13 A. I don't know. I don't recall.  
 14 Q. But you never did that?  
 15 A. No, I never did that.  
 16 Q. Was there a, was there any kind of written  
 17 schedule for mass, who would be assigned to mass in the  
 18 rectory?  
 19 A. I believe there was a paper put up of our  
 20 assignments.  
 21 Q. And was that upstairs or downstairs?  
 22 A. I don't recall.  
 23 Q. And do you recall who was responsible for  
 24 filling in who was assigned what?  
 25 A. Father Kelly must have been because he was the

- 1 pastor.  
 2 Q. Okay. And do you recall there ever being times  
 3 where someone's name would be crossed out because they  
 4 couldn't handle a certain mass?  
 5 A. I don't recall that.  
 6 Q. Okay. I know, I think you mentioned Jean  
 7 Moulton as one of the Legion of Mary people. Do you  
 8 remember any other names of the people who part of the  
 9 Legion of Mary?  
 10 A. [REDACTED].  
 11 Q. How do you spell her last name?  
 12 A. [REDACTED], I think, [REDACTED].  
 13 Q. Do you know if she's still alive?  
 14 A. No, she died.  
 15 Q. Okay. Anyone else?  
 16 A. There was the [REDACTED]. I don't recall their  
 17 first names, husband and wife.  
 18 Q. Do you know if they're still alive?  
 19 MS. YOUNG: Calls for speculation.  
 20 THE WITNESS: He died. He died and I think  
 21 she's in a home or something. And [REDACTED]. As far as  
 22 that's all. I don't remember any others. There were  
 23 people but I don't recall the other people.  
 24 Q. BY MR. HALE: Did you say [REDACTED]?  
 25 A. No, just [REDACTED].

- 1 Q. [REDACTED]. You don't remember [REDACTED]'s last name?  
 2 A. Sutphin.  
 3 Q. Is that [REDACTED]'s mother?  
 4 A. Right.  
 5 Q. Is she still alive?  
 6 A. She's, I think she is.  
 7 Q. Did you ever request any changes be made to the  
 8 mass schedule, ask someone to take your place or  
 9 anything like that?  
 10 A. No.  
 11 Q. Do you recall Father Kelly ever asking for,  
 12 that someone cover for him on the mass schedule?  
 13 A. No.  
 14 Q. Do you recall anyone ever asking for coverage  
 15 on the mass schedule?  
 16 A. No.  
 17 Q. Do you ever remember seeing any alcohol in the  
 18 rectory?  
 19 A. I don't recall.  
 20 Q. Did the rectory have any kind of bar?  
 21 A. Not formally that I recall.  
 22 Q. Do you recall there being any bottles of  
 23 alcohol in the kitchen?  
 24 A. I don't recall seeing them.  
 25 Q. Do you recall people having drinks in the

- 1 rectory?  
 2 A. Not that I recall because I don't drink, so, I  
 3 don't recall.  
 4 Q. What about in the priests' living quarters, do  
 5 you remember seeing any alcohol in the priests' living  
 6 quarters?  
 7 A. I don't recall seeing any.  
 8 Q. Are you aware of anyone saying they saw alcohol  
 9 in the priests' living quarters?  
 10 A. No.  
 11 Q. Just about just in the rectory in general?  
 12 A. No.  
 13 Q. When, when mail came in -- well, let me ask you  
 14 this: Did you ever go out and get the mail from, was  
 15 there a mailbox at the rectory?  
 16 A. There was a mailbox.  
 17 Q. Did you ever go out and get the mail?  
 18 A. I don't recall who got the mail.  
 19 Q. You don't know who was -- was there someone  
 20 responsible to your knowledge?  
 21 A. No, I don't remember.  
 22 Q. Do you remember how you received your mail?  
 23 Did someone deliver it to you or did you have a mail  
 24 slot?  
 25 A. I don't recall.

- 1 Q. Do you recall if you would sometimes walk into  
2 your living quarters and your mail would be waiting for  
3 you?  
4 A. I don't recall.  
5 Q. Did you ever see any of Father Kelly's mail?  
6 A. No.  
7 Q. Did you ever see any packages arrive for Father  
8 Kelly?  
9 A. Not that I recall.  
10 Q. Never saw any packages with Father Kelly's name  
11 on them?  
12 A. Not that I recall.  
13 Q. Ever aware of anyone saying they'd seen child  
14 pornography in any mail addressed to Father Kelly?  
15 A. No.  
16 Q. Ever aware of anyone saying they had seen  
17 photographs of partially-clothed adolescent boys in mail  
18 addressed to Father Kelly?  
19 A. No.  
20 Q. Ever see anything like what I've just described  
21 in Father Kelly's room?  
22 A. No.  
23 Q. Ever aware of anyone saying that they'd seen  
24 such photographs in Father Kelly's room?  
25 A. No.

- 1 Q. Did you have a vehicle while you were at Our  
2 Lady?  
3 A. Yes.  
4 Q. Did you share one with Father [REDACTED] or was  
5 it just yours?  
6 A. No, we each had our own.  
7 Q. So, there were you and Father Kelly and Father  
8 [REDACTED]?  
9 A. Yeah, there were three cars.  
10 Q. Okay. And were there three garages, garage  
11 spots?  
12 A. Yes.  
13 Q. Okay. And the garage is next to the rectory,  
14 kind of behind it sort of?  
15 A. Behind it.  
16 Q. Okay. And then they opened out onto Nopal?  
17 A. Yeah. Yeah. Let's see. Nopal is across the  
18 street from the school. I guess that was Nopal Street,  
19 yeah, uh-huh.  
20 Q. Okay. And of the three slots, where was  
21 your -- what kind of car did you have?  
22 A. I don't remember. I don't recall what it was.  
23 Q. Do you remember what kind of car Father Kelly  
24 had?  
25 A. I don't recall.

- 1 Q. Do you remember where you parked in the three  
2 garages?  
3 A. I don't recall.  
4 Q. Do you remember where Father Kelly parked in  
5 the three garages?  
6 A. I don't recall.  
7 Q. Do you recall ever seeing adolescent boys  
8 hanging out in front of the garage?  
9 A. No.  
10 Q. Do you recall ever seeing adolescent boys in  
11 Father Kelly's car?  
12 A. No.  
13 Q. You never saw that?  
14 A. No.  
15 Q. Did anyone ever, have you ever been aware of  
16 anyone saying they saw adolescent boys in Father Kelly's  
17 car?  
18 A. No.  
19 Q. Are you familiar with the Blue Jackets Club?  
20 A. I've heard the name but I don't know anything  
21 about them.  
22 Q. How did you hear the name other than --  
23 A. When I was there, I don't recall who even told  
24 me about it.  
25 Q. Do you recall, were you ever aware of meetings

- 1 of the Blue Jackets Club?  
2 A. No.  
3 Q. Did you ever talk to Father [REDACTED] about the  
4 Blue Jackets Club?  
5 A. Not that I recall.  
6 Q. What about Father Kelly?  
7 A. No, not that I recall.  
8 Q. Did you ever see boys wearing blue jackets  
9 around the parish?  
10 A. Not that I recall.  
11 Q. Okay. What about the St. Mary's Boys Club,  
12 have you ever heard of that?  
13 A. I heard of that.  
14 Q. How did you hear of that?  
15 A. People would talk about what Father Kelly did  
16 with the Club when he arrived.  
17 Q. And what would they say about that?  
18 A. Good things. He helped a lot of young people.  
19 Q. What was your understanding of the purpose of  
20 the Club?  
21 A. Kind of get young people from getting into  
22 trouble and helping them on with their lives.  
23 Q. Did Father Kelly have a reputation while you  
24 were there for helping young people stay out of trouble?  
25 A. When I was there?

1 Q. Yes, while you were there.  
 2 A. Not that I recall particularly.  
 3 Q. Okay. But had you ever heard that he had done  
 4 stuff like that?  
 5 A. In the past, yes.  
 6 Q. Okay. Did you ever talk to him about his work  
 7 in that regard?  
 8 A. Not that I recall. Not specific.  
 9 Q. Okay. Were you ever aware of Father Kelly  
 10 hanging out with, for lack of a better term, troubled  
 11 youth?  
 12 MS. YOUNG: Objection; vague and ambiguous as  
 13 to time frame.  
 14 Q. BY MR. HALE: While you were there.  
 15 A. I was aware sometimes of seeing a few around.  
 16 Q. Okay. In the company of Father Kelly or just  
 17 around the parish?  
 18 A. I suppose both.  
 19 Q. Okay. And when you would see them around  
 20 without Father Kelly, where would you see these boys?  
 21 A. I don't recall.  
 22 Q. Do you mean just kind of hanging around the  
 23 parish vicinity?  
 24 A. Yeah, as far as I recall.  
 25 Q. And when you would see them with Father Kelly,

1 where would you see that?  
 2 A. I suppose talking to them and...  
 3 Q. Would you see that on the sidewalk in front of  
 4 the rectory? Would you see that in the rectory, inside  
 5 the rectory?  
 6 A. Not in the rectory that I recall. More  
 7 outside. I don't recall them in the rectory.  
 8 Q. Do you recall any specific boys?  
 9 A. No.  
 10 Q. Were you aware of Father Kelly or Father  
 11 Landreau counseling boys inside the rectory?  
 12 A. I was aware of Father Landreau counseling but I  
 13 don't know if it was in the rectory or outside the  
 14 rectory. I don't recall.  
 15 Q. How were you aware of Father [REDACTED]  
 16 counseling the boys?  
 17 A. Because he used to, you know, I could see him  
 18 with some of the people that were in trouble and start  
 19 talking to them and he would say something to me about  
 20 him working with them.  
 21 Q. How did you know the young people were in  
 22 trouble?  
 23 A. He seemed to try to help those people and, you  
 24 know, that's what I gathered from him, that they were in  
 25 trouble.

1 Q. So, he told you that they were --  
 2 A. Yeah.  
 3 Q. -- in trouble.  
 4 Do you remember him identifying any of them?  
 5 A. No. By name.  
 6 Q. Do you remember him saying what kind of trouble  
 7 they had gotten in?  
 8 A. No, I don't recall.  
 9 Q. Did you have an office at the rectory?  
 10 A. Not specifically an office, no. We had the  
 11 living room and the secretary's space.  
 12 Q. Did Father Kelly have an office in the rectory?  
 13 A. No. No, he didn't have an office in the  
 14 rectory.  
 15 Q. Was there, on the first floor was there some  
 16 kind of space where you could use, that the priests  
 17 could use to --  
 18 A. The dining, either the dining room or the  
 19 living room.  
 20 MS. YOUNG: Let him finish his question before  
 21 you answer.  
 22 Q. BY MR. HALE: Was there somewhere they could go  
 23 if they wanted to counsel someone? Was there a space  
 24 they could use?  
 25 A. Dining room or the living room.

1 Q. Was that an area where the door could be closed  
 2 and they could have privacy with that person?  
 3 A. Yes.  
 4 Q. Were you ever aware of that happening?  
 5 A. Not particularly.  
 6 Q. So, on the first floor of the rectory there was  
 7 the living room, the dining room, was there a kitchen?  
 8 A. A kitchen and secretary's office.  
 9 Q. Secretary's office. What else was there?  
 10 A. And then the guest room in the back.  
 11 Q. Okay. And that was where Father - I'm going to  
 12 mispronounce the name again - [REDACTED] --  
 13 A. Right.  
 14 Q. [REDACTED]?  
 15 A. Right.  
 16 Q. -- lived.  
 17 And you don't recall anyone other than him  
 18 living there in that guest room?  
 19 A. Not that I can recall specifically.  
 20 Q. Okay. Was the, the school was still open while  
 21 you were there; right?  
 22 A. Right.  
 23 Q. What responsibilities, if any, did you have  
 24 with the school?  
 25 A. I went into the classroom and talked to the

1 kids sometimes. Worked with the alter boys.  
 2 Q. Okay. Just kind of helped train the alter  
 3 boys?  
 4 A. Yeah, yeah, yes.  
 5 Q. What did you do when you went in to talk to the  
 6 kids in the classroom, what kind of --  
 7 A. Religion topics.  
 8 Q. Did you teach a class?  
 9 A. Not a formal class, no.  
 10 Q. Any other responsibilities that you had at the  
 11 school?  
 12 A. No.  
 13 Q. Do you remember who the principal was while you  
 14 were there?  
 15 A. There was Sister [REDACTED].  
 16 Q. Sister what?  
 17 A. [REDACTED].  
 18 Q. Sister [REDACTED].  
 19 A. She was the first one. And Sister [REDACTED] was  
 20 the second one.  
 21 Q. Do you know how to spell Sister [REDACTED]? --  
 22 A. [REDACTED].  
 23 Q. And do you know, it was Sister [REDACTED], is  
 24 that her real name?  
 25 A. That was her given name. I don't know what her

1 name is now.  
 2 Q. Do you know if she's still a sister?  
 3 A. She's still alive.  
 4 Q. When was the last time you spoke with her?  
 5 A. Oh, not since I left Our Lady of Guadalupe.  
 6 Q. But you don't know if she's still with the  
 7 Sisters of Notre Dame?  
 8 A. Yes. I saw her name in the paper celebrating  
 9 the --  
 10 MS. YOUNG: That's a yes or no question.  
 11 THE WITNESS: Yes. Okay.  
 12 Q. BY MR. HALE: Where did you see her name in the  
 13 paper?  
 14 A. Tidings or some Catholic newspaper.  
 15 Q. And do you know where she's assigned?  
 16 A. I don't.  
 17 Q. Did it say where she was celebrating?  
 18 A. No. I don't remember.  
 19 Q. And so she was the principal when you first got  
 20 there?  
 21 A. Right.  
 22 Q. And Sister [REDACTED] took her spot after that?  
 23 A. Right.  
 24 Q. Do you know what her real name is, Sister  
 25 [REDACTED]?

1 A. No.  
 2 Q. Do you know if she's still alive?  
 3 A. Deceased.  
 4 Q. Do you remember the names of any of the other  
 5 Sisters of Notre Dame while you were there?  
 6 A. There's Sister [REDACTED].  
 7 Q. Do you know if she's still alive?  
 8 A. Deceased.  
 9 Q. Okay. Anyone else?  
 10 A. Sister [REDACTED]; deceased.  
 11 Q. Okay. Anyone else?  
 12 A. Sister [REDACTED].  
 13 Q. Alive or --  
 14 A. Deceased.  
 15 Q. Okay. Anyone else?  
 16 A. I think there was a Sister [REDACTED] or something  
 17 but I don't, I don't know where she is.  
 18 Q. Do you think she's still alive?  
 19 A. I don't have no idea.  
 20 Q. Don't know. Any other of the Sisters of Notre  
 21 Dame you recall?  
 22 A. Those are the main ones I recall.  
 23 Q. Any lay faculty that you recall while you were  
 24 there?  
 25 A. I don't know their names.

1 Q. What about, was there a secretary for the  
 2 school?  
 3 A. I don't recall.  
 4 Q. And just so I'm clear, sister [REDACTED] is  
 5 [REDACTED]?  
 6 A. Yeah, yes, uh-huh.  
 7 Q. And [REDACTED] is [REDACTED]?  
 8 A. Right.  
 9 Q. Was anyone hired or fired from the school while  
 10 you were there?  
 11 A. I think there was a lay teacher but I don't  
 12 remember his name. I don't remember who it was.  
 13 Q. He was terminated?  
 14 A. I think he was.  
 15 Q. Do you know why he was terminated?  
 16 A. He wasn't too qualified.  
 17 Q. Do you know who terminated him?  
 18 A. I don't know. I'm not sure which principal was  
 19 there.  
 20 Q. Any other employees of the school you can  
 21 recall?  
 22 A. No, I don't recall anybody else.  
 23 Q. Do you remember there was a secretary there?  
 24 A. I don't recall.  
 25 MS. YOUNG: Asked and answered.

1 Q. BY MR. HALE: How about [REDACTED], does  
2 that ring any bells to you?  
3 A. Yes.  
4 Q. Was she the secretary?  
5 A. I don't know.  
6 Q. How do you remember her name?  
7 A. She was in the parish.  
8 Q. Okay. But you're not sure if she was an  
9 employee?  
10 A. I don't recall if she was or not.  
11 Q. Okay. Do you remember any of the other  
12 priests, Kelly, [REDACTED], or [REDACTED], or [REDACTED], being  
13 involved in the school?  
14 A. I think, Father, again, I'm not positive but  
15 occasionally Father [REDACTED] and Father [REDACTED] would go  
16 to the school to visit.  
17 Q. Okay. And when you say "visit," what do you  
18 mean?  
19 A. Oh, to drop in the classrooms and pay a visit,  
20 you know. Maybe teach a little bit but not regularly.  
21 Q. Okay. What about Father Kelly, did you ever  
22 see him at the school?  
23 A. No.  
24 Q. During your time at Our Lady, did you ever see  
25 boys under the age of 18 in the rectory?

1 MS. YOUNG: Objection; calls for speculation.  
2 You can answer.  
3 THE WITNESS: I can't specifically recall. I  
4 wouldn't know their ages anyway, so, if I did know I  
5 didn't know them, so.  
6 Q. BY MR. HALE: Do you recall ever seeing boys  
7 who appeared to you possibly to be under the age of 18  
8 in the rectory?  
9 MS. YOUNG: Same objection.  
10 THE WITNESS: It's a conjecture. I really  
11 don't know because I wasn't paying attention to them. I  
12 can't say for sure.  
13 Q. BY MR. HALE: But, so, you have some  
14 recollection of seeing males within the rectory, young  
15 males within the rectory?  
16 MS. YOUNG: Objection; misstates his testimony.  
17 Q. BY MR. HALE: Father, feel free to correct me.  
18 I'm just trying to understand who it is, who you saw.  
19 A. I can't specifically recall young boys in the  
20 rectory. I can't specifically recall.  
21 Q. Not necessarily young boys, but anyone under  
22 the age of 18.  
23 A. Again, I can't specifically recall.  
24 Q. Do you recall seeing anyone in the rectory who  
25 could have been between the age of 15 and 25?

1 A. Yes.  
2 Q. How often would that happen?  
3 A. Occasionally.  
4 Q. Where would you see them, on the first floor or  
5 the second floor?  
6 A. I never saw anyone on the second floor.  
7 Q. Okay.  
8 A. First floor.  
9 Q. Other than the priests; correct?  
10 A. Right.  
11 Q. So, the only people you saw on the second floor  
12 were your fellow priests?  
13 A. Right. I don't recall seeing anyone else up  
14 there. My family or people like that, but I didn't see  
15 any young people up there.  
16 Q. And where on the first floor would you see  
17 these boys or men, whatever they were?  
18 A. The living room, the front living room when you  
19 came in.  
20 Q. Okay. And what would they be doing?  
21 A. I don't recall.  
22 Q. Was this a regular occurrence or unusual  
23 occurrence?  
24 A. I would say unusual. I don't remember them  
25 coming regularly.

1 Q. And what would they be doing in the living  
2 room?  
3 MS. YOUNG: Objection; asked and answered.  
4 THE WITNESS: Talking to whoever was there,  
5 Father [REDACTED] or myself or Father [REDACTED] or whoever.  
6 I don't recall any specifics.  
7 Q. BY MR. HALE: Do you have a recollection of  
8 talking to anyone like that?  
9 A. I didn't work with that, you know, I was  
10 working more with other types of people in the parish,  
11 so, I didn't do that.  
12 Q. Do you remember ever seeing Father Kelly talk  
13 to any of these persons who may have been between the  
14 age of 15 and 25?  
15 A. I don't recall.  
16 Q. Do you remember ever hearing any voices on the  
17 second floor that did not sound to you like they  
18 belonged to one of the priests?  
19 A. No.  
20 Q. What about outside the rectory, did you ever  
21 see individual, males who might have been under the age  
22 of 18 in the company of Father Kelly?  
23 A. Occasionally.  
24 Q. And where would you see that?  
25 A. I don't remember specifically.

1 Q. When you say "occasionally"; once a month?  
 2 Once a week?  
 3 A. Could be at church, could be after church, I  
 4 don't remember specifically.  
 5 Q. Do you ever recall observing that anywhere  
 6 outside of or before or after mass?  
 7 MS. YOUNG: Objection; vague and ambiguous.  
 8 Q. BY MR. HALE: In other words, some time other  
 9 than surrounding the mass.  
 10 A. I don't recall specifically.  
 11 MS. YOUNG: Same objection.  
 12 Give me time to object.  
 13 Q. BY MR. HALE: What about, do you remember a [REDACTED]  
 14 [REDACTED]?  
 15 A. [REDACTED]?  
 16 Q. Yeah.  
 17 A. No.  
 18 Q. Do you remember any priests from Our Lady --  
 19 have you ever been aware of any priests who were  
 20 assigned to Our Lady leaving the priesthood to get  
 21 married?  
 22 MS. YOUNG: Objection; vague and ambiguous as  
 23 to time frame. While he was there?  
 24 MR. HALE: No.  
 25 Q. Ever aware of any priests from Our Lady

1 leaving.  
 2 A. Father --  
 3 Q. Go ahead.  
 4 A. Father [REDACTED].  
 5 Q. Okay. And how did you become aware of that?  
 6 A. I don't recall whether it was just when priests  
 7 leave they, word gets around. That's all I recall.  
 8 Q. What was your understanding of the  
 9 circumstances regarding him leaving Our Lady?  
 10 A. I never heard.  
 11 Q. Who told you that he had left?  
 12 A. I don't recall.  
 13 Q. Did you ever talk to him after he left?  
 14 A. No. I never saw him.  
 15 Q. Other than these overnight trips to the cabin,  
 16 do you recall Father Kelly ever leaving the parish for  
 17 longer trips while you were there?  
 18 A. No.  
 19 Q. Did you ever hear about him doing that?  
 20 A. No.  
 21 Q. Ever recall him seeking medical treatment while  
 22 you were at Our Lady?  
 23 A. No.  
 24 Q. Aside from what you knew, what you heard about  
 25 the Sisters of Nazareth, have you ever been aware of

1 Father Kelly seeking any kind of medical treatment?  
 2 A. No.  
 3 Q. When you were, when you received your  
 4 assignment -- strike that.  
 5 When you left Our Lady, how did that come  
 6 about?  
 7 A. I got a call from the Chancellor saying you've  
 8 been assigned to a new parish.  
 9 Q. Okay. Had you requested a transfer?  
 10 A. No, I loved it there. I'd like to have stayed.  
 11 Very happy there.  
 12 Q. Did you ask the Chancellor's Office if you  
 13 could stay?  
 14 A. In those days you didn't ask. They sent you.  
 15 Q. Have you ever been aware of anyone requesting a  
 16 transfer from Our Lady in Santa Barbara?  
 17 A. Not that I recall specifically.  
 18 Q. Were you involved in any of the athletic teams  
 19 at Our Lady?  
 20 A. No.  
 21 Q. Were you aware of any of the priests being  
 22 involved with any of the athletic teams at Our Lady?  
 23 A. Not specifically.  
 24 Q. Do you remember if -- I know we already talked  
 25 about the Legions of Mary. Do you remember if Irene

1 Perez was involved in the Legions of Mary, does that  
 2 name sound familiar?  
 3 A. I don't recall her.  
 4 Q. What about [REDACTED]?  
 5 A. I don't recall her.  
 6 Q. No. Were you -- I know we talked about the  
 7 school athletic teams. Were you ever aware of the  
 8 parish having any athletic teams?  
 9 A. No.  
 10 Q. Who replaced you when you were transferred?  
 11 MS. YOUNG: Asked and answered.  
 12 THE WITNESS: I don't recall who did.  
 13 Q. BY MR. HALE: Was it Father [REDACTED]?  
 14 A. I knew -- Father [REDACTED]?  
 15 Q. Yes.  
 16 A. It could have been.  
 17 Q. Do you recall still being there when Father  
 18 [REDACTED] moved in?  
 19 A. No.  
 20 Q. Did you ever talk with Father [REDACTED] about what  
 21 life was like at Our Lady?  
 22 A. No.  
 23 Q. Did Father [REDACTED] tell you why he was leaving  
 24 Our Lady?  
 25 A. His term was up as far as I know.

1 Q. Did you ever talk with him about why he was  
2 leaving?  
3 A. No. His term was up.  
4 Q. Did he tell you whether he was happy or sad to  
5 be leaving?  
6 A. He liked it as far as I know.  
7 Q. But you don't recall ever discussing with him?  
8 A. No.  
9 Q. I know we talked about the Sisters of Bethany.  
10 Do you have an understanding of what a religious  
11 institute of pontifical right is versus a diocese  
12 institute of consecrated life?  
13 MS. YOUNG: Objection; calls for expert  
14 testimony and irrelevant and I'm going to instruct the  
15 witness not to answer.  
16 MR. HALE: I'm asking for his understanding --  
17 your -- it's coming down. The tape is coming off.  
18 MS. YOUNG: Your thing, backdrop.  
19 MR. HALE: Are we okay?  
20 THE VIDEOGRAPHER: We're still on the record.  
21 MR. HALE: You wanted to say something?  
22 MS. YOUNG: Objection; calls for expert  
23 testimony. I'm going to instruct the witness not to  
24 answer.  
25 MR. HALE: Based on what?

1 MS. YOUNG: Based on just what I said. Calls  
2 for expert testimony. He's not here in that capacity.  
3 His understanding is irrelevant to this case. You'll  
4 have your opportunity to question experts when we  
5 designate them. We haven't designated any yet.  
6 MR. HALE: I'm just asking for his  
7 understanding.  
8 MS. YOUNG: I understand what you're asking for  
9 and I'm instructing him not to answer.  
10 MR. HALE: It's proper discovery.  
11 MS. YOUNG: And I've read enough other  
12 deposition transcripts that it's a fair instruction.  
13 MR. HALE: It's a proper question.  
14 MS. YOUNG: You can do whatever you like, Tim.  
15 I'm instructing him not to answer. I'm not going to sit  
16 here and argue with you about it.  
17 MR. HALE: Are you going to stipulate right now  
18 then that you're not going to take the position that the  
19 notice to the Sisters of Bethany does not constitute  
20 notice to your clients?  
21 MS. YOUNG: I'm not here to argue with you on  
22 those matters right now. I'm instructing the witness  
23 not to answer the question.  
24 MR. HALE: We're not arguing.  
25 MS. YOUNG: He is not an expert witness and I'm

1 instructing him not to answer the question. And we will  
2 designate an expert and you can ask all those questions  
3 that you want at that time.  
4 MR. HALE: Once again, I want to make sure we  
5 have a clear record so when this is presented to Judge  
6 Fromholz he understands where I'm coming from.  
7 MS. YOUNG: That's right.  
8 MR. HALE: So, the question is, are you going  
9 to stipulate that --  
10 MS. YOUNG: I'm not stipulating to anything.  
11 What I'm stipulating to is that this witness is not an  
12 expert on the question that you asked and I am  
13 instructing him not to answer that question.  
14 MR. HALE: This is not expert testimony. I'm  
15 asking for his understanding.  
16 MS. YOUNG: His understanding is irrelevant.  
17 MR. HALE: It's not irrelevant.  
18 MS. YOUNG: Your question calls for expert  
19 testimony. I'm instructing him not to answer.  
20 MR. HALE: It's an inappropriate instruction.  
21 There's no privilege you've cited, it's a completely  
22 inappropriate instruction. You're obstructing  
23 legitimate discovery.  
24 MS. YOUNG: I understand your position. I'm  
25 instructing him not to answer. I don't agree with your

1 position.  
2 MR. HALE: What is it you read on the  
3 transcript that tells you your instruction --  
4 MS. YOUNG: I'm not here as a witness, Tim,  
5 move on.  
6 MR. HALE: Well, you said that.  
7 MS. YOUNG: Tim, move on.  
8 MR. HALE: You said that. I'd like to know.  
9 Let's show the judge we tried to meet and confer and  
10 resolve this. You just said you read it on the  
11 transcript.  
12 MS. YOUNG: We're not meeting and conferring  
13 right here. Move on.  
14 MR. HALE: Why would we not meet and confer  
15 right here?  
16 MS. YOUNG: Move on, Tim.  
17 MR. HALE: Judge Fromholz will be much happier  
18 if we try and resolve this ourselves than place it in  
19 front of him.  
20 MS. YOUNG: Tim, I'm instructing him not to  
21 answer. I'm not going to change my instruction. His  
22 understanding of the question you asked is totally  
23 irrelevant, it calls for expert testimony, move on.  
24 MR. HALE: I understand. I'm just trying to  
25 prevent this from going in front of Judge Fromholz. I'm

1 trying to stop that from happening. That's all I'm  
 2 doing.  
 3 MS. YOUNG: Move on, Tim.  
 4 MR. HALE: One of us tried.  
 5 Q. With regard to the Sisters of Bethany, do you  
 6 recall them being involved in any parish activities?  
 7 A. No.  
 8 Q. Do you recall ever seeing them attending mass?  
 9 A. Yes.  
 10 Q. Okay. Do you recall ever seeing them  
 11 participate in mass?  
 12 A. Could you explain what participation means?  
 13 Q. Actually assist the priests in conducting mass.  
 14 A. No.  
 15 Q. What about in cleaning up some sort of --  
 16 A. No.  
 17 Q. Nothing like that?  
 18 A. No.  
 19 Q. Do you recall them participating in any kind  
 20 parish activity outside of mass?  
 21 MS. YOUNG: Objection; vague and ambiguous.  
 22 THE WITNESS: Catholic charities they worked  
 23 with but that, people from the parish would go there,  
 24 but that's as far as I know.  
 25 Q. BY MR. HALE: Okay. What about with the

1 school?  
 2 A. No.  
 3 Q. Would you ever see the Sisters of Nazareth  
 4 anywhere other than --  
 5 MS. YOUNG: Nazareth?  
 6 MR. HALE: Sorry.  
 7 Q. -- Sisters of Bethany anywhere other than at  
 8 mass?  
 9 A. I'd see them in town sometimes driving around  
 10 working their, you know, visiting and so on. Go down to  
 11 the Catholic church, I saw them down there.  
 12 Q. Okay. Anywhere else?  
 13 A. No.  
 14 Q. Did you ever spend any time inside their  
 15 convent?  
 16 A. I used to pray there.  
 17 Q. Okay. Did you do anything there other than  
 18 pray?  
 19 A. Occasionally I think I said a mass there.  
 20 Q. Okay. Anything else?  
 21 A. No.  
 22 Q. Did you ever see any other priests inside the  
 23 convent?  
 24 A. No.  
 25 Q. Were you ever aware of any other priests being

1 inside the convent?  
 2 A. No.  
 3 Q. Were you ever aware of any of the Sisters of  
 4 Bethany helping with any of the work inside the rectory?  
 5 A. No.  
 6 Q. Did you ever have, ever have dinner inside the  
 7 convent?  
 8 A. No.  
 9 Q. Or any meal inside the convent?  
 10 A. No.  
 11 Q. Okay. Did you ever see Father Kelly riding  
 12 bikes with boys who might have been under the age of 18?  
 13 A. No.  
 14 Q. Did you ever see Father Kelly consuming alcohol  
 15 anywhere?  
 16 A. When we went to dinner, my parents came, he  
 17 went out to dinner with us, he had something to drink  
 18 then. I don't recall other times.  
 19 Q. When you say when we went to dinner, are you  
 20 talking about when you were at Our Lady?  
 21 A. No. When my parents came we went out to dinner  
 22 at a restaurant. I don't recall other times.  
 23 Q. And this is during the time you were assigned  
 24 to Our Lady?  
 25 A. Yes, when I was there.

1 Q. And what would you see him drink?  
 2 A. I have no idea.  
 3 Q. Did this happen more than once?  
 4 A. Well, they had dinner with us at least a few  
 5 times, but I don't remember, you know, any specifics.  
 6 Q. Okay. And would he generally have, would it be  
 7 hard alcohol or would it be wine?  
 8 A. I have no idea. I don't drink so I don't know.  
 9 MS. YOUNG: Objection; asked and answered.  
 10 Q. BY MR. HALE: I mean, you know what red wine  
 11 looks like?  
 12 A. Oh, yeah. Sure.  
 13 Q. Do you recall if he was drinking red wine?  
 14 MS. YOUNG: Objection; asked and answered.  
 15 THE WITNESS: I don't remember.  
 16 Q. BY MR. HALE: Do recall seeing or hearing ice  
 17 cubes in his glass?  
 18 MS. YOUNG: Same objection.  
 19 THE WITNESS: I don't remember.  
 20 MS. YOUNG: Do you mean to ask him if 50 years  
 21 ago Father Kelly had ice cubes in his glass?  
 22 THE WITNESS: I don't remember.  
 23 MR. HALE: Okay. I think Father's memory has  
 24 been quite remarkable today.  
 25 Q. Did you ever smell alcohol on his breath?

1 A. No.  
 2 Q. Have you ever been aware or heard that he had  
 3 an affinity for expensive scotch?  
 4 A. No.  
 5 Q. Ever aware of him spending a day or days in his  
 6 room in the rectory drinking?  
 7 A. I was not aware of that.  
 8 Q. Ever aware of anyone complaining about him  
 9 spending days or a day in his room in the rectory  
 10 drinking?  
 11 A. I was unaware of that.  
 12 Q. Ever aware, ever aware of Kelly locking himself  
 13 in his room in the rectory?  
 14 A. I'm not aware of that.  
 15 Q. Ever aware of anyone saying that Father Kelly  
 16 was locking himself in his room in the rectory?  
 17 A. I'm not aware of that.  
 18 Q. Did you ever hear him appearing to slur his  
 19 speech?  
 20 A. No.  
 21 Q. Ever aware of anyone saying they heard him  
 22 slurring his speech?  
 23 A. No.  
 24 Q. Do you ever recall him unexpectedly missing a  
 25 mass?

1 A. No.  
 2 MS. YOUNG: Asked and answered.  
 3 Q. BY MR. HALE: In your experience as a priest  
 4 has it been unusual for parishioners to complain about  
 5 the way a priest conducts mass or performs his ministry  
 6 or is every parish you've been at had some kind of  
 7 continually disgruntled parishioners who are all going  
 8 to be complaining?  
 9 MS. YOUNG: Objection; vague and ambiguous,  
 10 overly broad.  
 11 You can answer if you understand the question.  
 12 THE WITNESS: Every parish I've been in there's  
 13 always been some complaints about pastors. It's not  
 14 unusual.  
 15 Q. BY MR. HALE: Okay. Did you attend Father  
 16 Kelly's 25th anniversary?  
 17 A. No.  
 18 Q. Did you hear about that?  
 19 A. I don't remember hearing about it, no.  
 20 Q. Ever hear about -- do you know Father [REDACTED]  
 21 [REDACTED]?  
 22 A. Yes.  
 23 Q. How did you know him? Or how do you know him?  
 24 A. We were, I think we were in the seminary  
 25 together. I, but, we were never close friends but I

1 certainly know him.  
 2 Q. Okay. Have you ever been aware of him  
 3 preparing a history of Father Kelly's work?  
 4 A. No.  
 5 Q. Ever aware of anyone preparing a history  
 6 regarding Father Kelly's assignment history?  
 7 A. No.  
 8 Q. Or his work history?  
 9 A. No.  
 10 Q. Did you know a Father [REDACTED]:  
 11 [REDACTED]?  
 12 A. [REDACTED].  
 13 Q. [REDACTED] or [REDACTED]?  
 14 A. No.  
 15 Q. How about [REDACTED]?  
 16 A. No.  
 17 Q. [REDACTED]?  
 18 A. No. Are you asking if I knew them or heard of  
 19 them?  
 20 Q. Either one.  
 21 A. I think I've heard names but I don't know them.  
 22 Q. How about [REDACTED]?  
 23 A. Yes.  
 24 Q. How do you know, how did you know him?  
 25 A. He was a previous, I think he was a previous

1 associate there or maybe pastor. I don't know, pastor  
 2 or associate there, I don't know which.  
 3 Q. Do you know if he's still alive?  
 4 A. No, deceased.  
 5 Q. What about [REDACTED]?  
 6 A. Yes, I knew of him.  
 7 Q. Do you know if he's still alive?  
 8 A. I believe he's deceased also. Quite sure he  
 9 is.  
 10 MS. YOUNG: Don't guess. So, if you don't  
 11 know. We wouldn't want you to say somebody's dead who's  
 12 really alive.  
 13 Q. BY MR. HALE: And you mentioned Father [REDACTED]  
 14 previously, didn't you?  
 15 A. Right.  
 16 Q. And is he dead?  
 17 A. I don't know.  
 18 Q. When was the last time you spoke to him?  
 19 A. Maybe after I left the parish. I don't -- it's  
 20 been years.  
 21 Q. Do you recall where you spoke to him after --  
 22 A. No.  
 23 Q. -- after you left the parish?  
 24 A. No.  
 25 Q. When was the last time you spoke to Father

1 [REDACTED]?

2 A. Oh, I think it was October, last year.

3 Q. What did you guys talk about?

4 A. Oh, just say hello, you know, because we worked

5 together and -- nothing, no big conversation or

6 anything.

7 Q. Where did you encounter him?

8 A. At a Clergy conference.

9 Q. Do you consider him a friend?

10 A. Yes. Very good person.

11 Q. Do you talk to him on a annual basis or just

12 kind of whenever you run into him?

13 A. When I run into him, that's all.

14 Q. Is that usually once a year? Once every two

15 years?

16 A. Oh, once a year.

17 Q. Do you guys ever get together and have dinner

18 or play golf or socialize in some way?

19 A. No.

20 Q. Have you ever discussed Father Kelly with him?

21 A. I always, when I spoke I always spoke very

22 favorably of Father Kelly and I, nothing negative about

23 him.

24 Q. Do you recall how Father Kelly would come up?

25 A. No. I just mentioned I enjoyed my stay there

1 very much and that's basically it.

2 Q. Have you ever discussed the allegations of

3 childhood sexual abuse of Father Kelly --

4 A. No.

5 Q. -- with Father [REDACTED]?

6 A. No.

7 MS. YOUNG: Let him finish his question before

8 you answer.

9 Q. BY MR. HALE: What about Father [REDACTED], when

10 was the last time you spoke with him?

11 A. I think it was at the same meeting, the Clergy

12 meeting in October.

13 Q. And do you consider yourself friends with

14 Father [REDACTED]?

15 A. Yes.

16 Q. How often do you see or talk to him?

17 A. Oh, once or twice a year at gatherings.

18 Q. And have you ever discussed Father Kelly with

19 him?

20 A. In about the same terms as with Father

21 [REDACTED]. Nothing...

22 Q. Have you ever discussed the allegations of

23 childhood sexual abuse of Father Kelly with Father

24 [REDACTED]?

25 A. No.

1 Q. Have you ever discussed the fact you or they

2 were going to be deposed with either of these two

3 gentlemen?

4 A. What was that again?

5 Q. Have you ever discussed the fact that these

6 depositions are taking place with Father [REDACTED] or

7 Father [REDACTED]?

8 A. No.

9 Q. What about Father [REDACTED], is he still alive?

10 A. No, deceased.

11 Q. Did you ever talk with him about Father Kelly?

12 A. No.

13 Q. Did you know a [REDACTED]?

14 A. No.

15 Q. Did you know a [REDACTED], Father [REDACTED]?

16 A. Yes.

17 Q. [REDACTED]?

18 A. Yes.

19 Q. How did you know him?

20 A. He was the Regional Dean of our San Pedro

21 region and I've known him just over the years. Because

22 he was at Our Lady of Guadalupe, so, we shared some

23 happy memories of things there.

24 Q. Are you friends with him?

25 A. A friend. Not close friend.

1 Q. Did you ever discuss Father Kelly with him?

2 A. Yes.

3 Q. How many times has that happened?

4 A. You mean the past years or, oh, very

5 occasionally or maybe we'd mention something about [REDACTED]

6 the cook up there, things like that, small talk. But

7 nothing of any --

8 Q. When was the last -- sorry. I didn't mean to

9 interrupt you. When was the last time you spoke with

10 him?

11 A. Saw him, he had dinner at our rectory about a

12 week ago.

13 Q. And did you discuss this litigation with him?

14 A. Yeah. Yes. I mentioned that I was receiving

15 this and so he said he was going to be interviewed also.

16 Q. And did you talk about the allegations against

17 Father Kelly?

18 A. Well, he knew the allegations. We knew them.

19 Q. Were they discussed at all though?

20 A. No. I just said I don't know, I'm totally

21 unaware of it. I said I know nothing about it at all.

22 Q. And what did he say to you?

23 A. He didn't confirm that either. He didn't

24 say -- he just said -- they weren't the best of friends

25 but there was nothing mentioned about anything further

1 about any allegations or anything.  
 2 Q. Was there any discussion regarding the voracity  
 3 of the allegations?  
 4 A. Not, I just said I just don't believe it. I  
 5 said I have no, I was unaware of it totally when I was  
 6 there. Nothing ever came up to give a hint of anything.  
 7 That's what I told him.  
 8 Q. What did he say in response?  
 9 A. He confirmed that. He didn't have anything to  
 10 say that yes, those things happened. It was just  
 11 very...  
 12 Q. And you said they weren't the best of friends.  
 13 What did you mean by that?  
 14 A. I think personality problems.  
 15 Q. What kind of personality problems did they  
 16 have?  
 17 A. I don't really know because I didn't go into  
 18 detail. I think they were just two different kind of  
 19 people.  
 20 Q. Did he ever tell you what kind of personality  
 21 problems he had with Father Kelly?  
 22 A. I don't recall specifically what he said  
 23 about -- I can't recall specifically what they -- they  
 24 were just a different type of people, that was  
 25 basically, but I don't recall specifics.

1 Q. When did you first hear from him that there was  
 2 some kind of personality problems?  
 3 A. That was the first time I heard about it  
 4 actually.  
 5 Q. At this dinner?  
 6 A. At the dinner.  
 7 Q. How did that come up?  
 8 A. I was saying how happy I was there and he said,  
 9 "Well, you were lucky. You got along fine." He said,  
 10 "I didn't. We didn't see eye to eye on things." And  
 11 that was about it.  
 12 Q. Did he say he had any personality problems with  
 13 any of the other priests at Our Lady?  
 14 A. No.  
 15 Q. Just Father Kelly?  
 16 A. Uh-huh.  
 17 Q. Is that a yes?  
 18 A. Yes.  
 19 Q. Did he tell you if he ever complained to anyone  
 20 about these personality problems he had with Father  
 21 Kelly?  
 22 A. I don't recall him saying anything  
 23 specifically.  
 24 Q. Did you ask him what he meant by these  
 25 personality problems he said he had with Father Kelly?

1 A. I didn't go into great detail, no. It was very  
 2 brief. It wasn't a long conversation.  
 3 Q. Were you surprised to hear he had personality  
 4 problems with Father Kelly?  
 5 A. Sort of. Somewhat.  
 6 Q. Had you ever heard anyone else say they had  
 7 personality problems with Father Kelly?  
 8 A. No.  
 9 Q. Did he tell you that he asked for a transfer  
 10 from Our Lady because of these personality problems with  
 11 Father Kelly?  
 12 A. No.  
 13 Q. Did he say he had any problems with the way  
 14 Kelly interacted with male parishioners?  
 15 A. No.  
 16 Q. Or with males in general?  
 17 A. I don't recall that.  
 18 Q. Did he tell you if he ever reported to anyone  
 19 in the hierarchy these problems he had with Father  
 20 Kelly's personality?  
 21 A. I don't recall that.  
 22 Q. Did he tell you if he and Father Kelly ever had  
 23 any arguments?  
 24 A. I can't recall specifics. I can't recall  
 25 specifics in that.

1 Q. Who else was at this dinner?  
 2 A. We had about, there were three, three or four  
 3 other priests that were there.  
 4 MR. HALE: All right, let's, our video is about  
 5 to go so why don't we take a break here and let her  
 6 change the tape and you guys can...  
 7 THE VIDEOGRAPHER: We're off the record at  
 8 3:12.  
 9 (A recess was taken.)  
 10 THE VIDEOGRAPHER: This marks the beginning of  
 11 Videotape No. 2 in the deposition of Father [REDACTED]  
 12 [REDACTED]. The time is 3:25 p.m. We are back on the  
 13 record.  
 14 Q. BY MR. HALE: Father, we were just talking  
 15 about the dinner and you said there were other priests  
 16 present. Who were the other priests that were present?  
 17 A. Father [REDACTED].  
 18 Q. How do you spell his --  
 19 A. [REDACTED].  
 20 Q. Okay.  
 21 A. Father [REDACTED].  
 22 Q. Okay.  
 23 A. And pastor from, former pastor, I can't think  
 24 of his last name, from the next parish over. I can't  
 25 think of his name.

1 Q. And what is Father [REDACTED]'s first name?  
 2 A. [REDACTED].  
 3 Q. What about Father [REDACTED]?  
 4 A. Father [REDACTED].  
 5 Q. And was this at the --  
 6 A. At our church.  
 7 Q. At the rectory where you're in residence?  
 8 A. Right.  
 9 Q. So, it was you and Father [REDACTED], Father [REDACTED],  
 10 Father [REDACTED] and one other priest?  
 11 A. Yeah. Father from the next parish over,  
 12 retired priest.  
 13 Q. Anyone else present?  
 14 A. No. Total of five.  
 15 Q. And did you have this conversation with Father  
 16 [REDACTED] about Father Kelly in the presence of Father  
 17 [REDACTED] and Father [REDACTED] and this other priest?  
 18 A. No, privately.  
 19 Q. Where did you have the conversation?  
 20 A. In one of the offices.  
 21 Q. Okay. And did you go into that office  
 22 specifically to talk about --  
 23 A. Right.  
 24 Q. -- the lawsuit?  
 25 A. (Witness nods head affirmatively.)

1 Q. Was it your idea or his idea?  
 2 A. Mine.  
 3 Q. Did you talk about anything else related to  
 4 Father Kelly while you were in that office?  
 5 A. No.  
 6 Q. How long did the conversation last for?  
 7 A. Few moments. Very brief.  
 8 Q. Have you ever been aware of Father Kelly being  
 9 so intoxicated he needed someone to help him get up the  
 10 rectory stairs?  
 11 A. No.  
 12 Q. Have you ever been aware of Father Kelly being  
 13 so intoxicated he passed out?  
 14 A. No.  
 15 Q. Correct me if I misunderstood you, but in your  
 16 work with the Legion of Mary part of what you did was go  
 17 into the homes of people who had stopped attending  
 18 church and help kind of bring them back into the flock?  
 19 A. Right.  
 20 Q. Okay. Did you ever go into [REDACTED]'s house  
 21 and try and do that?  
 22 A. I don't recall [REDACTED].  
 23 Q. What about [REDACTED]'s house, did you  
 24 ever try to do that with her?  
 25 A. I don't recall [REDACTED].

1 Q. In doing this work with the Legion of Mary did  
 2 anyone ever tell you they had left the church or stopped  
 3 going to the church because of Father Kelly?  
 4 A. Not that I can recall.  
 5 Q. Do you know John Ward?  
 6 A. Yes.  
 7 Q. Do you recall him ever coming to visit Our Lady  
 8 while you were assigned there?  
 9 A. Not specifically.  
 10 Q. Do you have a vague recollection of him  
 11 visiting Our Lady?  
 12 A. Bishops give confirmation and he may have come  
 13 for confirmation. I don't recall specifically though.  
 14 Q. Okay. Do you recall any bishops spending the  
 15 night at Our Lady while you were there?  
 16 A. I don't recall.  
 17 Q. Any Monsignors spending the night at Our Lady  
 18 while you were there?  
 19 A. I don't recall.  
 20 Q. Any other priests spending the night at Our  
 21 Lady while you were there?  
 22 A. I don't recall.  
 23 Q. Okay. Did Father [REDACTED] ever tell you that  
 24 anyone had ever told him that Father Kelly was sexually  
 25 abusing boys?

1 A. Never.  
 2 Q. Do you know [REDACTED]?  
 3 A. Yes, I vaguely remember him.  
 4 Q. From where or how?  
 5 A. I think he was at the seminary. I'm not sure.  
 6 I don't recall specifically.  
 7 Q. Were you ever assigned anywhere with him?  
 8 A. No.  
 9 Q. Do you recall when you last spoke with him?  
 10 A. No.  
 11 Q. Do you know [REDACTED]?  
 12 A. No.  
 13 Q. [REDACTED]?  
 14 A. No.  
 15 Q. [REDACTED]?  
 16 A. No.  
 17 Q. [REDACTED]?  
 18 A. No.  
 19 Q. [REDACTED]?  
 20 A. No.  
 21 Q. [REDACTED]?  
 22 A. No.  
 23 Q. [REDACTED]?  
 24 A. No.  
 25 Q. Do you know a Bishop Curry?

1 A. Yes.  
 2 Q. When did you first meet Bishop Curry?  
 3 A. He was superintendent of schools and when I  
 4 taught school he was my superintendent.  
 5 Q. Did you ever discuss Father Kelly with Bishop  
 6 Curry?  
 7 A. No.  
 8 Q. Did you know Monsignor [REDACTED]?  
 9 A. Yes.  
 10 Q. Is he still alive?  
 11 A. Died.  
 12 Q. Did you ever discuss Father Kelly with  
 13 Monsignor [REDACTED]?  
 14 A. No.  
 15 Q. What about [REDACTED], do you know him?  
 16 A. Yes.  
 17 Q. Ever discuss Father Kelly with him?  
 18 A. No.  
 19 Q. How about [REDACTED], do you know him?  
 20 A. Yes.  
 21 Q. Ever discuss Father Kelly with him?  
 22 A. No.  
 23 Q. Do you know [REDACTED] from Oxnard?  
 24 A. I met him, that's all. I don't know him.  
 25 Q. Ever discuss Father Kelly with him?

1 A. No.  
 2 Q. How about Monsignor [REDACTED], do  
 3 you know him?  
 4 A. I know who he is, talked to him briefly, but I  
 5 don't really know him.  
 6 Q. Did you ever talk with him about Father Kelly?  
 7 A. No.  
 8 Q. And you reference knowing Father [REDACTED]  
 9 [REDACTED]?  
 10 A. Right.  
 11 Q. And did you know him as [REDACTED] ever or  
 12 just [REDACTED]?  
 13 A. I don't recall which. I called him [REDACTED] or  
 14 [REDACTED], I don't remember.  
 15 Q. Okay. When did you first meet him?  
 16 A. I think he was in the seminary when I was  
 17 there, I believe.  
 18 Q. Okay. Do you recall him ever spending summers  
 19 at Our Lady while you were there?  
 20 A. I can't recall specifically. I know he visited  
 21 but I can't recall specifics.  
 22 Q. You don't recall him spending the night?  
 23 A. I can't recall specifics.  
 24 Q. What about, what about holiday breaks, do you  
 25 recall him ever spending the night at Our Lady on

1 holiday breaks when you were there?  
 2 A. Again, I can't recall specifics. I know he was  
 3 around but I can't recall specifics.  
 4 Q. And when was the last time you spoke with him?  
 5 A. Oh, 40 or more years ago probably. I haven't  
 6 seen him.  
 7 Q. Do you ever recall any priest candidates other  
 8 than Mr. [REDACTED] spending the night at Our Lady while  
 9 you were there?  
 10 A. No.  
 11 Q. How well did you know him at the seminary?  
 12 A. Just --  
 13 MS. YOUNG: Objection; vague and ambiguous.  
 14 You can answer.  
 15 THE WITNESS: Just in passing. We weren't best  
 16 friends or anything.  
 17 Q. BY MR. HALE: And did you stay in contact with  
 18 him after the seminary?  
 19 MS. YOUNG: Asked and answered.  
 20 You can answer.  
 21 THE WITNESS: No.  
 22 Q. BY MR. HALE: Did you ever talk with him about  
 23 his time at Our Lady?  
 24 A. No.  
 25 Q. Were you ever aware he was assigned to Our

1 Lady?  
 2 A. Yes.  
 3 Q. How did you become aware of that?  
 4 A. We have Clergy, you know, assignments, so, we  
 5 knew.  
 6 Q. Okay. Did you know Mr. [REDACTED] to be an honest  
 7 person?  
 8 MS. YOUNG: Objection; calls for speculation.  
 9 THE WITNESS: I really can't say one way or the  
 10 other, I don't know.  
 11 Q. BY MR. HALE: Were you ever aware of him having  
 12 any kind of reputation for dishonesty?  
 13 A. No.  
 14 Q. Did you ever have any kind of argument or  
 15 falling out with him of any sort?  
 16 A. No.  
 17 Q. Do you have any reason to believe he would want  
 18 to lie for any reason about something he claims you may  
 19 have said to him?  
 20 MS. YOUNG: Objection; calls for speculation.  
 21 THE WITNESS: Should I answer that?  
 22 MS. YOUNG: I don't know how you can answer  
 23 what was in someone else's head.  
 24 Q. BY MR. HALE: I'm just asking if you had any  
 25 reason to believe.

1 A. No.  
 2 Q. Did Mr. [REDACTED] ever tell you that he had  
 3 replaced Father [REDACTED] because Father [REDACTED] was not  
 4 getting along with Father Kelly?  
 5 MS. YOUNG: Objection; vague and ambiguous.  
 6 That who had replaced Father [REDACTED]?  
 7 MR. HALE: [REDACTED].  
 8 MS. YOUNG: Do you understand the question?  
 9 THE WITNESS: Yeah.  
 10 No, we never discussed it.  
 11 Q. BY MR. HALE: Have you ever been aware of Mr.  
 12 [REDACTED] saying that he had replaced Father [REDACTED]  
 13 because Father [REDACTED] was not getting along with Father  
 14 Kelly?  
 15 A. No.  
 16 Q. Did Father [REDACTED] ever tell you that he left  
 17 Our Lady because he was not getting along with Father  
 18 Kelly?  
 19 A. No.  
 20 Q. Are you ever aware of anyone saying that they  
 21 had heard that [REDACTED] had left Our Lady because he was  
 22 not getting along with Father Kelly?  
 23 A. No.  
 24 Q. While you were at Our Lady do you recall anyone  
 25 having any kind of arguments or disagreements with

1 Father Kelly?  
 2 MS. YOUNG: Objection; overly broad.  
 3 THE WITNESS: No specific situation comes to  
 4 mind.  
 5 Q. BY MR. HALE: Do you recall any priests having  
 6 disagreements with Father Kelly while you were there?  
 7 MS. YOUNG: Asked and answered.  
 8 THE WITNESS: No.  
 9 Q. BY MR. HALE: When you say "no specific," do  
 10 you have any non-specific memory of some kind of dispute  
 11 taking place involving Father Kelly?  
 12 A. No more than the ordinary parish situation with  
 13 priests and pastor. Nothing that I can recall.  
 14 Q. What do you mean by the ordinary situation of  
 15 priests and pastors?  
 16 A. Well, some people don't like sermons, they  
 17 don't like something or other, but there's nothing  
 18 concrete that I could say that I can remember.  
 19 Q. Okay. Were you ever aware of any of the nuns,  
 20 either the Sisters of Bethany or the Sisters of Notre  
 21 Dame, having any kind of disputes with Father Kelly?  
 22 A. No.  
 23 Q. What about any parishioners having disputes  
 24 with Father Kelly, ever aware of any parishioners having  
 25 any disputes with Father Kelly?

1 A. Nothing that I can recall.  
 2 Q. Ever aware of anyone having any kind of  
 3 disputes with Father Kelly?  
 4 MS. YOUNG: Asked and answered.  
 5 THE WITNESS: As I say, I just repeat what I  
 6 said before, that, you know, I can't recall any specific  
 7 case.  
 8 Q. BY MR. HALE: Okay. Do you have any  
 9 recollection of Father Kelly complaining about any of  
 10 the priests at Our Lady?  
 11 A. No.  
 12 Q. Do you have any recollection of Father Kelly  
 13 ever complaining about any of nuns, either the Sisters  
 14 of Bethany or the Sisters of Notre Dame?  
 15 A. No.  
 16 Q. Do you recall Father Kelly ever complaining  
 17 about any of the parishioners at Our Lady?  
 18 A. No.  
 19 Q. Do you recall Father Kelly ever complaining  
 20 about anyone in Santa Barbara?  
 21 MS. YOUNG: Objection; overly broad.  
 22 THE WITNESS: Again, I can't recall any  
 23 specifics.  
 24 Q. BY MR. HALE: Do you have a recollection of  
 25 there being some kind of complaints though, you just

1 can't recall the specifics?  
 2 MS. YOUNG: Objection; asked and answered,  
 3 misstates his testimony.  
 4 THE WITNESS: No, I don't have any.  
 5 Q. BY MR. HALE: Okay. Has anyone ever told you  
 6 they were, they heard of Father Kelly complaining about  
 7 any of the priests or the nuns or the parishioners at  
 8 Our Lady?  
 9 A. No.  
 10 Q. Have you ever been aware of Father [REDACTED]  
 11 complaining to Timothy Manning about Father Kelly?  
 12 A. No.  
 13 Q. Have you ever been aware of Father [REDACTED]  
 14 complaining to anyone about Father Kelly?  
 15 MS. YOUNG: Objection; lacks foundation.  
 16 THE WITNESS: No.  
 17 Q. BY MR. HALE: Have you ever been aware that, of  
 18 Father [REDACTED] saying Kelly, Father Kelly, was not  
 19 normal?  
 20 A. No.  
 21 Q. Ever aware of anyone saying Father Kelly was  
 22 not normal?  
 23 A. No.  
 24 Q. Did you ever personally tell Mr. [REDACTED] that  
 25 you had problems with Father Kelly?

1 A. No. I had no problems.  
 2 Q. Did you ever tell anyone that you had problems  
 3 with Father Kelly?  
 4 A. No. We got along very very well.  
 5 Q. Did you ever tell Mr. [REDACTED] you had problems  
 6 with Father Kelly's drinking?  
 7 A. No.  
 8 Q. Did you ever tell anyone you had problems with  
 9 Father Kelly's drinking?  
 10 A. No.  
 11 Q. Have you ever been aware of Father [REDACTED]  
 12 saying that Our Lady was a very difficult place to work  
 13 because of Father Kelly?  
 14 A. No.  
 15 Q. Have you ever been aware of anyone saying that  
 16 Our Lady was a difficult place to work because of Father  
 17 Kelly?  
 18 A. No.  
 19 Q. Did Mr. [REDACTED] ever tell you that he thought  
 20 Father Kelly was very strange?  
 21 A. No.  
 22 Q. Ever aware of anyone saying that Father Kelly  
 23 was very strange?  
 24 MS. YOUNG: Objection; asked and answered.  
 25 THE WITNESS: Answer?

1 No.  
 2 Q. BY MR. HALE: Did you ever tell Mr. [REDACTED]  
 3 that Father Kelly had problems?  
 4 A. No.  
 5 Q. Did you ever tell anyone that?  
 6 A. No.  
 7 Q. Ever been aware of anyone saying that Father  
 8 Kelly had problems?  
 9 A. No.  
 10 Q. Did you ever tell Mr. [REDACTED] that you left Our  
 11 Lady because of your problems with Father Kelly?  
 12 A. No.  
 13 Q. Did you ever tell anyone that?  
 14 A. No. I never had problems.  
 15 Q. Okay. Have you ever been aware of anyone  
 16 saying they left Our Lady because of problems with  
 17 Father Kelly?  
 18 MS. YOUNG: Objection; asked and answered three  
 19 times.  
 20 You can answer.  
 21 THE WITNESS: I'm not aware of anyone telling  
 22 me that.  
 23 Q. BY MR. HALE: Did you ever ask anyone if they  
 24 were aware of or suspected inappropriate behavior with  
 25 persons under the age of 18 by Father Kelly?

1 A. No.  
 2 Q. Have you ever been aware of anyone asking that  
 3 question about Father Kelly?  
 4 MS. YOUNG: Objection; speculation.  
 5 THE WITNESS: No.  
 6 Q. BY MR. HALE: Ever aware of anyone saying that  
 7 Father Kelly was engaging in inappropriate behavior with  
 8 persons under the age of 18?  
 9 A. No.  
 10 Q. When Mr. [REDACTED] left the priesthood you said  
 11 it was your, correct me if I'm wrong, but you said it  
 12 was your understanding he left because he was going to  
 13 get married?  
 14 A. Uh-huh.  
 15 MS. YOUNG: Objection; misstates testimony.  
 16 Q. BY MR. HALE: Did I misstate your testimony?  
 17 A. That's what I was told.  
 18 Q. And was that scandalous?  
 19 A. When a priest leaves it's out of the ordinary  
 20 to say the least, yes. It's scandalous, yes.  
 21 Q. Is it especially scandalous if the priest is  
 22 leaving to get married?  
 23 A. Yes.  
 24 Q. Did you hear anything about the circumstances  
 25 that led Mr. [REDACTED] to leave the priesthood to get

1 married?  
 2 A. No.  
 3 Q. Did you ever talk to Father Kelly about the  
 4 circumstances that led Mr. [REDACTED] to leave the  
 5 priesthood?  
 6 A. No.  
 7 Q. Did you ever tell Mr. [REDACTED] you simply did  
 8 not like Father Kelly?  
 9 MS. YOUNG: Objection; asked and answered.  
 10 THE WITNESS: No.  
 11 Q. BY MR. HALE: Did you ever tell anyone that?  
 12 A. No.  
 13 Q. Have you ever been aware of anyone saying,  
 14 other than Father [REDACTED]'s personality problems, that  
 15 they did not like Father Kelly?  
 16 A. People or priests or who?  
 17 Q. Anyone.  
 18 A. He seemed to be rather quiet and not as mixing  
 19 with people as they would like. That's the only  
 20 objection that I heard. He was kind of aloof.  
 21 Q. Who did you hear that from?  
 22 A. Oh, here and there. I mean, it wasn't one  
 23 specific particular person.  
 24 Q. Did you hear that while you were in Santa  
 25 Barbara?

1 A. Yes.  
 2 Q. Did you hear that after you left Santa Barbara?  
 3 A. I didn't have much contact when I left.  
 4 Q. Did you hear that from parishioners or from  
 5 other priests or from who?  
 6 A. More from parishioners I think.  
 7 Q. Did you hear it at all from other priests?  
 8 A. Not specifically.  
 9 Q. Do you recall when the subject would come up;  
 10 would it come up after mass or would the person come and  
 11 see you?  
 12 A. No, it was --  
 13 MS. YOUNG: Objection; assumes facts not in  
 14 evidence.  
 15 THE WITNESS: No, there was no specific  
 16 occasion.  
 17 Q. BY MR. HALE: Do you recall where any of these  
 18 conversations took place?  
 19 A. No.  
 20 Q. Do you recall if the person that communicated  
 21 these things to you was male or female?  
 22 A. I don't know.  
 23 Q. Did you take any action in response to these  
 24 complaints?  
 25 A. No.

1 Q. Did you tell anyone that whatever number of  
 2 people were saying this were saying they didn't like  
 3 Father Kelly?  
 4 MS. YOUNG: Objection; misstates his testimony,  
 5 lacks foundation.  
 6 THE WITNESS: No.  
 7 Q. BY MR. HALE: Did you talk to Father Kelly  
 8 about it?  
 9 A. No.  
 10 Q. Why not?  
 11 A. It was my first assignment, I was new, I just  
 12 said that's the way he is. So, I didn't have any reason  
 13 to go and say anything more to him.  
 14 Q. Was Father Kelly intimidating?  
 15 A. Not at all to me. He was wonderful. Half his  
 16 parish was there.  
 17 Q. How tall was he?  
 18 A. How tall?  
 19 Q. Yeah.  
 20 A. He was pretty tall. I don't know, maybe six  
 21 feet or something. I don't know.  
 22 MS. YOUNG: Don't guess.  
 23 THE WITNESS: I don't know. I never measured  
 24 him, so, I don't know.  
 25 Q. BY MR. HALE: Okay. And have you ever

1 discussed Father Kelly with Mr. [REDACTED] for any reason?  
 2 A. No.  
 3 Q. Have you ever been aware that Mr. [REDACTED]  
 4 complained to Timothy Manning about Father Kelly?  
 5 A. No.  
 6 MS. YOUNG: Objection; asked and answered.  
 7 Q. BY MR. HALE: Have you ever been aware that Mr.  
 8 [REDACTED] told -- strike that.  
 9 Well, have you ever been aware that Mr. [REDACTED]  
 10 told Timothy Manning that, in referring to Father Kelly,  
 11 "that man is not normal"?  
 12 MS. YOUNG: Same objection.  
 13 THE WITNESS: No.  
 14 Q. BY MR. HALE: Ever aware of anyone saying they  
 15 had complained to Timothy Manning about Father Kelly?  
 16 MS. YOUNG: Same objection.  
 17 THE WITNESS: No.  
 18 Q. BY MR. HALE: Ever aware of anyone saying that  
 19 Father Kelly was not normal?  
 20 MS. YOUNG: Same objection.  
 21 THE WITNESS: No.  
 22 Q. BY MR. HALE: Did you know a boy named [REDACTED]  
 23 [REDACTED] while you were at Our Lady?  
 24 A. No.  
 25 Q. Were you ever aware of Father [REDACTED]

1 testifying on a boy's behalf at a juvenile hearing  
 2 about, about anything?  
 3 A. No.  
 4 Q. Ever aware of Father [REDACTED] telling a judge  
 5 about -- strike that.  
 6 Have you ever been aware of Father [REDACTED]  
 7 speaking to a judge in a juvenile proceeding on behalf  
 8 of a boy?  
 9 A. No.  
 10 Q. Have you ever been aware of Father [REDACTED]  
 11 testifying on someone's behalf at a criminal hearing?  
 12 A. No.  
 13 Q. Did you ever, have you ever done anything like  
 14 that in your career, gone and spoken on a parishioner's  
 15 or someone's behalf at a --  
 16 A. I've written letters and I think once I went,  
 17 once or twice.  
 18 Q. Have you ever head of any other priests from  
 19 Our Lady of Guadalupe doing anything like that, speaking  
 20 on behalf of a parishioner to a judge?  
 21 A. No.  
 22 Q. Did you know a boy named [REDACTED]?  
 23 A. No.  
 24 Q. [REDACTED]?  
 25 A. No.

1 Q. Do you recall ever seeing any boys with Father  
 2 Kelly whose names you knew?  
 3 A. No.  
 4 MS. YOUNG: Objection; vague and ambiguous,  
 5 belatedly.  
 6 Q. BY MR. HALE: Did Father [REDACTED] ever tell you  
 7 that a boy had told him that Father Kelly was taking  
 8 boys to the cabin?  
 9 A. No.  
 10 Q. Have you ever been aware of anyone saying that?  
 11 A. No.  
 12 Q. Did Father [REDACTED] ever tell you that a boy  
 13 had told him that Father Kelly was touching boys he took  
 14 to the cabin inappropriately?  
 15 MS. YOUNG: Objection; asked and answered.  
 16 THE WITNESS: No.  
 17 Q. BY MR. HALE: Were you ever aware of anyone  
 18 saying, saying that?  
 19 A. No.  
 20 Q. Did Father [REDACTED] ever tell you that a boy  
 21 had told him that Father Kelly was sexually abusing boys  
 22 that he took to the cabin?  
 23 A. No.  
 24 Q. Ever aware of anyone saying that?  
 25 A. No.

1 Q. Did Father [REDACTED] ever tell you -- well,  
 2 strike that.  
 3 Did Father [REDACTED] ever tell you that a boy  
 4 said he had stopped attending church because he knew  
 5 what Father Kelly was doing to boys he took to the  
 6 cabin?  
 7 A. No.  
 8 Q. Are you ever aware of anyone saying that?  
 9 A. No.  
 10 Q. Did Father [REDACTED] ever tell you that a boy  
 11 had told him he stopped being an altar boy because he  
 12 knew what Father Kelly was doing to these other boys?  
 13 A. No.  
 14 Q. Are you ever aware of anyone saying that?  
 15 A. No.  
 16 Q. Has anyone from the Archdiocese ever  
 17 interviewed you with regards to what your time with  
 18 Father Kelly was like at Our Lady?  
 19 A. No.  
 20 Q. Has anyone ever simply spoken with you about  
 21 what your time, anyone from the Archdiocese, ever spoken  
 22 to you about what your time was like with Father Kelly  
 23 at Our Lady?  
 24 A. No.  
 25 Q. Were you ever aware of Father Kelly taking boys

1 from the parish or from the neighborhood to the beach?  
 2 A. No.  
 3 Q. Were you ever aware of Father Kelly having  
 4 anyone, any boys from the parish or the neighborhood, in  
 5 his car?  
 6 A. No.  
 7 Q. In your career as a priest have you ever seen a  
 8 priest who did not have faculties from the Archdiocese  
 9 perform mass in the Archdiocese?  
 10 A. Not that I'm aware of.  
 11 Q. Were you ever aware of this happening?  
 12 A. I'm not -- you're saying currently if I know of  
 13 anybody who did?  
 14 Q. Over the course of your career have you ever  
 15 been aware of that happening?  
 16 A. Only I think one time.  
 17 Q. Where was that?  
 18 A. This was unknown. It was at the VA Hospital.  
 19 It was unknown to the Protestant chaplain apparently and  
 20 when it was found out it was stopped.  
 21 Q. So, it was a Protestant chaplain who came in  
 22 and said mass?  
 23 A. No, no, it was a priest who they thought he had  
 24 faculties and apparently he didn't have them or  
 25 something.

1 Q. How did they find out he didn't have faculties?  
 2 MS. YOUNG: Objection; calls for speculation.  
 3 Q. BY MR. HALE: If you know.  
 4 A. I don't know specific. I don't know him that  
 5 well.  
 6 Q. And do you know what happened when they found  
 7 out?  
 8 A. He was stopped right away.  
 9 Q. Do you know who stopped him?  
 10 A. They stopped him. The Protestant chaplain  
 11 can't say mass there anymore.  
 12 Q. Other than that one instance are you aware of  
 13 any other examples?  
 14 A. I don't know of any others.  
 15 Q. Is there such a thing as temporary faculties?  
 16 A. I don't know. I don't, how they deal with  
 17 that, I don't know.  
 18 Q. What about maybe emergency faculties.  
 19 MS. YOUNG: Again, objection. You're asking  
 20 the wrong witness.  
 21 THE WITNESS: Yeah, I don't know much about  
 22 that really.  
 23 Q. BY MR. HALE: Okay. Are you familiar with the  
 24 concept of priests coming to a parish and giving  
 25 missions?

1 A. A council of priests?  
 2 Q. No, with the concept of a priest coming to a  
 3 parish and giving something called missions.  
 4 A. Oh, yes, yes.  
 5 Q. What are missions?  
 6 A. A mission would be maybe three or four days  
 7 where a priest comes in and gives spiritual talks, hears  
 8 confessions and tries to get the people spiritually  
 9 motivated.  
 10 Q. Okay. And is it usually a priest from outside  
 11 the parish?  
 12 A. Yes, uh-huh.  
 13 Q. Have you had any experience with that  
 14 happening? Have you seen that happen?  
 15 A. Oh, yeah, many parishes I've been in have had  
 16 missions, yes.  
 17 Q. Did it ever happen while you were at Our Lady  
 18 of Guadalupe?  
 19 A. I don't recall there. I don't remember.  
 20 Q. Do you remember a priest from Mexico named  
 21 Father [REDACTED]?  
 22 A. No.  
 23 Q. Did Father [REDACTED] ever tell you that he had  
 24 discussed Father Kelly with a boy named [REDACTED]?  
 25 A. I never heard of that, no.

1 MS. YOUNG: Do you know how much longer you're  
 2 going to be? I'm just wondering if we should take  
 3 another break. I mean, I can wait.  
 4 MR. HALE: I might, might, be able to finish in  
 5 30. You tell me.  
 6 MS. YOUNG: Okay. Tell me when it would be a  
 7 good time.  
 8 MR. HALE: Let me get through this line, I  
 9 think I'm about to skip over a big chunk.  
 10 MS. YOUNG: That's fine. I have to make a  
 11 phone call at some point shortly.  
 12 MR. HALE: Let's go six more minutes and see  
 13 where we're at.  
 14 MS. YOUNG: That's fine, that's fine.  
 15 Q. BY MR. HALE: Did Father [REDACTED] ever tell you  
 16 that [REDACTED] had accused Father Kelly of  
 17 childhood sexual abuse?  
 18 A. No.  
 19 Q. Did Father [REDACTED] ever tell you that anyone  
 20 had ever accused Father Kelly of childhood sexual abuse?  
 21 MS. YOUNG: Objection; asked and answered.  
 22 THE WITNESS: No.  
 23 Q. BY MR. HALE: Did Father [REDACTED] ever tell you  
 24 that anyone had ever accused Father Kelly of, of --  
 25 well, strike that.

1 Has anyone ever told you that they had accused  
 2 Father Kelly of childhood sexual abuse?  
 3 A. No.  
 4 Q. Has anyone ever told you that they had accused  
 5 Father Kelly of touching boys inappropriately?  
 6 A. No.  
 7 Q. Has anyone ever told you that they heard Father  
 8 Kelly had been accused of childhood sexual abuse?  
 9 A. No.  
 10 Q. And that would be accepting your friend in  
 11 Santa Barbara obviously.  
 12 A. Right.  
 13 Q. And has anyone ever told you that they had  
 14 heard that Father Kelly had been accused of touching  
 15 boys inappropriately?  
 16 A. No.  
 17 MS. YOUNG: Just to have a clear record, his  
 18 friend in Santa Barbara was the testimony relating to  
 19 the newspaper --  
 20 MR. HALE: News press article.  
 21 MS. YOUNG: -- article that she saw and told  
 22 him about in the newspaper.  
 23 MR. HALE: Right.  
 24 Q. Are you familiar with the Bishop's Committee  
 25 for the Spanish Speaking?

1 A. Yes.  
 2 MS. YOUNG: Objection; vague and ambiguous as  
 3 to "familiar."  
 4 You can answer the question.  
 5 THE WITNESS: I know of it.  
 6 Q. BY MR. HALE: How are you familiar with it?  
 7 A. I just heard about it. I don't have any  
 8 contact with them at all.  
 9 Q. Do you know any priests who have been sent to  
 10 it or assigned to it?  
 11 A. You mean currently or past?  
 12 Q. Ever.  
 13 A. I believe Father Kelly was involved with them  
 14 after he left Guadalupe.  
 15 Q. Did you ever discuss that with Father Kelly?  
 16 A. Never. No, I don't remember.  
 17 Q. Did you ever discuss with Father Kelly his  
 18 first assignment at Our Lady of Guadalupe and then his  
 19 returning to Our Lady of Guadalupe?  
 20 MS. YOUNG: Objection; vague and ambiguous.  
 21 THE WITNESS: He was, pastor was there who was,  
 22 yes. In a certain sense, yes.  
 23 Q. BY MR. HALE: What do you mean in a certain  
 24 sense?  
 25 A. Well, the pastor that was there was a very

1 unusually holy person who was the priest at my parish,  
2 so, we would share experiences of how this priest was so  
3 good and everything, you know. And from the commonality  
4 of positive, you know, priestly example, that was the  
5 key thing we talked about.

6 Q. Were you aware that Father Kelly had been  
7 assigned to Our Lady in the late '40s and into the early  
8 '50s and then had returned --

9 A. Right.

10 Q. -- in the late '50s?

11 A. Yes. I knew that.

12 Q. How did you become aware of that?

13 A. Oh, I don't remember. I guess, I don't know  
14 specifically. I heard about it but I don't know where.

15 Q. Did you ever discuss that with anyone?

16 A. No.

17 Q. Did Father Kelly ever tell you why he left and  
18 then came back?

19 A. No.

20 MR. HALE: Why don't we stop and you can make a  
21 phone call here. I'm close though.

22 THE VIDEOGRAPHER: We're off the record at  
23 3:59.

24 (A recess was taken.)

25 THE VIDEOGRAPHER: We're back on the record at

1 at that location?

2 MS. YOUNG: Objection.

3 MR. HALE: I should say childhood sexual abuse.

4 MS. YOUNG: Objection; assumes facts not in  
5 evidence.

6 THE WITNESS: No.

7 Q. BY MR. HALE: Okay. Have you ever initiated or  
8 heard any discussions regarding whether the Archdiocese  
9 should take any such actions, in other words, warning  
10 about the presence of such a priest?

11 A. You mean if that happened?

12 Q. Yes.

13 A. Yes, they would take action, definitely.

14 Q. But have you ever heard any discussions about  
15 whether they would take such actions?

16 MS. YOUNG: Objection; vague and ambiguous.

17 THE WITNESS: If there was a case they would  
18 definitely take action.

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

20 A. From what we've been told and read and  
21 everything else. You know, our communications with the  
22 Archdiocese.

23 Q. When was the first time you heard that such  
24 action would be taken?

25 A. I don't recall. I don't remember.

1 4:12.

2 Q. BY MR. HALE: Father, did you know any of  
3 Father Kelly's relatives? Father ██████████ for  
4 instance?

5 A. Father ██████████?

6 Q. Right.

7 A. Yes.

8 Q. How do you know Father ██████████?

9 A. He was an associate at the neighboring parish.

10 Q. Which neighboring parish?

11 A. St. Joseph in Long Beach.

12 Q. In Long Beach. When was the last -- are you  
13 friends with him?

14 A. No.

15 Q. When was the last time you spoke with him?

16 A. Few years ago.

17 Q. Have you ever talked to him about the  
18 allegations against his uncle?

19 A. No.

20 Q. What about, did you know ██████████?

21 A. No.

22 Q. Have you ever been aware of any member of the  
23 Archdiocese warning a member or members of a parish or a  
24 community that a priest who had been accused of sexual  
25 abuse was assigned or in residence or doing supply work

1 Q. Is that a recent development or has it been  
2 around, something that's been known for a long time?

3 A. At least the last few years but I don't have  
4 any dates when that took place.

5 Q. Do you think it went any farther back than the  
6 last few years though?

7 MS. YOUNG: Objection; calls for speculation.

8 THE WITNESS: I really don't have any specifics  
9 on that.

10 Q. BY MR. HALE: Okay. Have you ever drafted or  
11 seen any written communications regarding whether the  
12 Archdiocese should take such actions? Again, I'm  
13 talking about warning a member or members of a parish or  
14 community where a priest who has been accused of  
15 childhood sexual abuse has been assigned or is in  
16 residence or is doing supply work.

17 MS. YOUNG: Objection; vague and ambiguous.

18 THE WITNESS: Yeah, you mean if he was assigned  
19 there?

20 MS. YOUNG: Do you understand the question?

21 THE WITNESS: I don't understand too well,  
22 yeah.

23 Q. BY MR. HALE: Either way. If he's assigned  
24 there or if he's been transferred from there because of  
25 such accusations.

1 MS. YOUNG: Objection; vague and ambiguous,  
 2 calls for speculation.  
 3 THE WITNESS: Can you rephrase the question  
 4 again?  
 5 MR. HALE: Sure, sure.  
 6 Q. Have you ever been aware of any member of the  
 7 Archdiocese warning a member or members of a parish or a  
 8 community that a priest who had been accused of  
 9 childhood sexual abuse was assigned or was in residence  
 10 or was doing supply work at that location?  
 11 MS. YOUNG: Asked and answered. That was your  
 12 last question. I think this question had to do with  
 13 whether he's ever drafted anything or seen drafts of  
 14 anything.  
 15 MR. HALE: Right. But I just want to make sure  
 16 he understood what the foundation is for the question.  
 17 THE WITNESS: No.  
 18 Q. BY MR. HALE: Okay. And you've never seen  
 19 anything drafted or any written communications with  
 20 regard to that issue?  
 21 A. Well, --  
 22 MS. YOUNG: Same objection.  
 23 THE WITNESS: Yeah, it's, I'm not quite sure  
 24 exactly still what you're trying to get out of the  
 25 question. Shall I -- I'm kind of --

1 MR. HALE: I'll try and put it in simpler  
 2 terms.  
 3 THE WITNESS: Okay.  
 4 Q. BY MR. HALE: Priest is transferred into the  
 5 parish. That priest has a history of allegations  
 6 against him.  
 7 A. Right.  
 8 Q. Have you ever seen any written or drafted any  
 9 written communications stating whether or not that  
 10 parish or that community in that parish should be warned  
 11 about that priest's prior allegations?  
 12 MS. YOUNG: Objection; incomplete hypothetical,  
 13 assumes facts not in evidence, lacks foundation.  
 14 THE WITNESS: Because I have no evidence, I  
 15 have no evidence of anything.  
 16 MS. YOUNG: He's really not asking you that.  
 17 He's asking you if you've ever drafted anything or seen  
 18 any --  
 19 Q. BY MR. HALE: Or seen anything in writing  
 20 referencing whether or not a warning should be given to  
 21 the parish or to the community.  
 22 A. No. Um --  
 23 MS. YOUNG: The answer is no. Don't...  
 24 Q. BY MR. HALE: Have you ever discussed the fact  
 25 you were going to be deposed with anyone other than your

1 counsel and other than Father [redacted] ?  
 2 A. No.  
 3 Q. Did you know Father Michael Harris?  
 4 A. Yes.  
 5 Q. How did you know Father Harris?  
 6 A. From, I was on in Costa Mesa and he was  
 7 principal of Mater Dei. I didn't know him well.  
 8 Q. Did you socialize with him?  
 9 A. No.  
 10 Q. Did you ever spend time at his house?  
 11 A. No.  
 12 Q. Did you ever visit him at Mater Dei?  
 13 A. No.  
 14 Q. How was it you knew him?  
 15 A. Just because --  
 16 MS. YOUNG: Asked and answered.  
 17 Go ahead.  
 18 THE WITNESS: Students went to school there and  
 19 I heard about him and I'd seen him at functions but  
 20 that's all.  
 21 Q. BY MR. HALE: Have you heard he's been accused  
 22 of childhood sexual abuse?  
 23 A. Have I heard what?  
 24 Q. That he's been accused of childhood sexual  
 25 abuse?

1 A. Yes.  
 2 Q. When was the first time you heard that?  
 3 A. I guess when it first came out in the papers.  
 4 Q. So, the first time you heard it was through the  
 5 papers though?  
 6 A. Yeah, uh-huh.  
 7 Q. That's a yes?  
 8 A. Yes.  
 9 Q. And have you ever had any conversations with  
 10 him about accusations against him?  
 11 A. No. We were never really, just, I knew him,  
 12 acquaintance, but that was it.  
 13 Q. While you were at Our Lady were you aware of  
 14 Father Kelly owning a hand massager like the ones that a  
 15 barber uses when he's massaging a person's shoulders?  
 16 A. No.  
 17 Q. Have you ever been aware of anyone saying they  
 18 knew Father Kelly had such a device?  
 19 A. No.  
 20 Q. Still got a shot.  
 21 Have you ever discussed with anyone whether or  
 22 not there was a high turnover rate for associate pastors  
 23 at Our Lady of Guadalupe?  
 24 A. No.  
 25 Q. Do you think there was a high turnover rate for

1 associate pastors at Our Lady of Guadalupe?

2 A. I never paid any attention to it.

3 Q. Okay.

4 MS. YOUNG: Belatedly lacks foundation.

5 Q. BY MR. HALE: Have you ever heard or become  
6 aware of allegations of Father Kelly providing alcohol  
7 to minors?

8 A. No.

9 Q. Have you ever heard of or become aware of  
10 allegations of Father Kelly taking minors on overnight  
11 trips?

12 MS. YOUNG: Asked and answered.

13 THE WITNESS: No.

14 Q. BY MR. HALE: Have you ever heard or become  
15 aware of Father Kelly, allegations of Father Kelly  
16 taking minors out to dinner?

17 A. No.

18 Q. You weren't ever aware of that happening at any  
19 time?

20 A. No.

21 Q. Okay. While you were at Our Lady was there any  
22 rule prohibiting minors in the rectory? Just leave it  
23 at that.

24 A. No.

25 Q. Was there any rule prohibiting minors on the

1 second floor of the rectory?

2 A. No.

3 Q. Was there any rule prohibiting minors in a  
4 priest's living quarters at Our Lady while you were  
5 there?

6 A. No.

7 Q. Did you ever talk to any of Father Kelly's  
8 neighbors at the cabin?

9 A. I never knew who the neighbors were, no.

10 Q. Ever aware of anyone talking to neighbors of  
11 Father Kelly's cabin?

12 A. No.

13 MR. HALE: Close. Definitely going to make  
14 your 4:30.

15 Q. While you were in the seminary did you study  
16 the Doctrine of Mental Reservation?

17 MS. YOUNG: Objection. I don't want to get  
18 into this again. I'm going to instruct him not to  
19 answer any questions about the doctrines, including  
20 Mental Reservation.

21 MR. HALE: That certainly goes to his  
22 credibility as a witness.

23 MS. YOUNG: He has sworn to tell the truth and,  
24 you know, my understanding is that you cannot ask him  
25 about doctrines, he's not here as an expert witness.

1 There have been rulings on that and I'm going to  
2 instruct him not to answer. And he's sworn to tell the  
3 truth. If you want to ask him, I mean, he already told  
4 the court reporter who swore him that he's going to tell  
5 the truth and that's all that's important here.

6 MR. HALE: I disagree with you that that's all  
7 that's important here. If there's a key component of  
8 his education that says your first loyalty is to the  
9 church, to protect the reputation of the church, I think  
10 that's --

11 THE WITNESS: Am I allowed to give an answer?

12 MR. HALE: -- separate and apart from the oath.

13 THE WITNESS: Not to be, but, I have told you  
14 the truth.

15 MS. YOUNG: Okay. That's good enough.

16 THE WITNESS: Exactly as I can recall it.

17 MR. HALE: I just want to be clear, Bless.

18 You're instructing him not to answer --

19 MS. YOUNG: I'm instructing him not to answer

20 questions on any doctrines, Catholic doctrines,

21 religious doctrines.

22 MR. HALE: And that is based on?

23 MS. YOUNG: That's based on the fact that he's  
24 not here to answer those questions. He's not an expert  
25 witness. And as to the doctrine you're asking him

1 about, he's sworn to tell the truth and you can ask him  
2 questions on secular terms, not about Catholic  
3 doctrines.

4 MR. HALE: Well, I disagree. I think if  
5 there's a doctrine that's telling him he's got a right  
6 to twist the truth or be dishonest about it, --

7 MS. YOUNG: That may be your view.

8 MR. HALE: -- that's something that a jury  
9 should be able to hear. If he's got an understanding  
10 from his education, and that's what the last witness  
11 testified to, Bless, that he studied in a seminary, he  
12 had a clear understanding of it. It's not an expert,  
13 it's just asking for his understanding based on his  
14 education. How is that expert testimony?

15 MS. YOUNG: I'm instructing him not to answer  
16 the question. I'm instructing him not to answer the  
17 question.

18 MR. HALE: But if he can say that he studied in  
19 his educational background --

20 MS. YOUNG: Look, why don't you read the order  
21 of January 2006. Manley got sanctions for asking  
22 questions about Catholic doctrines.

23 MR. HALE: Yeah, but not about the Doctrine of  
24 Mental Reservation.

25 MS. YOUNG: I'm not going to argue with you

1 about it. I'm instructing him not to answer. There's  
2 been other depositions we've instructed them not to  
3 answer.

4 MR. HALE: And Manley didn't get sanctioned for  
5 asking the questions, Manley got sanctioned for a lot  
6 more than asking those questions. A lot more.

7 MS. YOUNG: He was ordered not to ask questions  
8 about Catholic doctrines. You want to ask questions,  
9 put it in secular terms. That's exactly what Fromholz  
10 said.

11 MR. HALE: I think your instruction is  
12 inappropriate.

13 MS. YOUNG: I understand that you think that.

14 MR. HALE: I'm going to ask three more  
15 questions. You can instruct him not to answer and we  
16 can figure it out when we figure it out.

17 Q. What is your understanding of the Doctrine of  
18 Mental Reservation?

19 MS. YOUNG: I'm going to instruct him not to  
20 answer. Objection; calls for expert testimony.

21 Q. BY MR. HALE: And did you invoke the Doctrine  
22 today?

23 MS. YOUNG: I'm going to instruct him not to  
24 answer.

25 Q. BY MR. HALE: And would you be able to tell us

1 Q. And how would you communicate to them when you  
2 were there?

3 A. Well, I had --

4 MS. YOUNG: Objection; assumes facts not in  
5 evidence.

6 Q. BY MR. HALE: If you did. Did you try and  
7 communicate to them?

8 A. I had a little Spanish confessors guide that  
9 had Spanish on one side, English on the other.

10 Q. Okay.

11 A. So, I managed. Few basic words; "padre cito  
12 si."

13 MS. YOUNG: Okay.

14 THE WITNESS: Give more explanation if you'd  
15 like.

16 MR. HALE: No. That's just going to make it  
17 more difficult for the court reporter.

18 Q. Did you ever give a mass in Spanish?

19 A. I read the mass in Spanish and read a sermon in  
20 Spanish, but I didn't write it. I couldn't write  
21 Spanish.

22 Q. Was there ever anyone in the parish who would  
23 translate a mass in Spanish while it was given?

24 A. No, not that I, I don't know anyone that did  
25 that.

1 if you did invoke the Doctrine today?

2 MS. YOUNG: I'm going to instruct him not to  
3 answer. Same objection.

4 Q. BY MR. HALE: All right. I'm done.

5 MS. YOUNG: I have one question.

6 MR. HALE: Sure

7 EXAMINATION

8 BY MS. YOUNG:

9 Q. Do you speak Spanish?

10 A. Very limited.

11 MS. YOUNG: I have no further questions.

12 FURTHER EXAMINATION

13 BY MR. HALE:

14 Q. Did the Sisters of Bethany ever serve as  
15 translators for you in communicating with parishioners?

16 A. No.

17 Q. Did anyone serve as a translator for you in  
18 communicating with parishioners?

19 A. No. Basic few words I could speak, but I can't  
20 preach or anything like that, carry on a conversation  
21 with people.

22 Q. Is it fair to say that there were a number of  
23 Spanish-speaking-only parishioners when you were at Our  
24 Lady?

25 A. Many, many.

1 MR. HALE: Okay. All right, that's all I have.  
2 Same stipulation?

3 MS. YOUNG: Same stipulation.

4 MR. HALE: That will work.

5 Thank you, Father.

6 THE WITNESS: You mean we're finished?

7 MR. HALE: Yep.

8 THE WITNESS: Not lodging in a hotel nearby.

9 THE VIDEOGRAPHER: This concludes today's  
10 proceedings in the deposition of Father ██████████.

11 The number of videotapes used was two. The time is 4:26  
12 p.m. We are off the record.

13 (The deposition was adjourned at 4:26 p.m.)  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

DEPONENT'S DECLARATION

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

I, FATHER [REDACTED], hereby declare:

I have read the foregoing deposition transcript and identify it as my own and approve same.

I declare under penalty of perjury under the laws of the State of California that the foregoing testimony is true and correct.

Dated this \_\_\_\_\_ day of

\_\_\_\_\_, 2007 at \_\_\_\_\_,

California.

\_\_\_\_\_  
FATHER [REDACTED]

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

STATE OF CALIFORNIA )

) ss.

COUNTY OF VENTURA )

I, SUSAN E. LANSING, C.S.R. No. 6355, a Certified Shorthand Reporter for the State of California, do hereby certify:

That, prior to being examined, FATHER [REDACTED] was by me duly administered an oath to tell 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 therein named and thereafter reduced to typewriting by computer-aided transcription under my direction.

I further certify that I am neither counsel for nor related to any party to said action nor in any way interested in the outcome thereof.

WITNESS my hand this 12th day of February, 2007, at Ventura, California.

\_\_\_\_\_  
Certified Shorthand Reporter  
State of California  
C.S.R. No. 6355