

1
2 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
3 IN AND FOR THE COUNTY OF LOS ANGELES
4

5
6 ANDREW RUIZ,
7 Plaintiff,

8 -vs- CASE NUMBER 01131929/JCCP4286
9 ARCHDIOCESE OF L.A. EDUCATION
& WELFARE CORPORATION, et al.,

10
11 Defendants.
12 _____ /
13
14

15 VIDEOTAPED DEPOSITION OF [REDACTED]
16

17 DATE: March 6, 2007
18 TIME: 1:00 p.m.
19 LOCATION: Offices of Pulone & Stromberg
1550 The Alameda, Suite 150
20 San Jose, California
21
22 REPORTED BY: Carol Lehman
Certified Shorthand Reporter
23 License Number 3500
24
25

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2
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4
5
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23
24 Also present: Kevin McMahon, Legal Video
25 Specialist

--00o--

1 THE VIDEOGRAPHER: Good afternoon. We are
2 going on the record. Time on the screen is 1:11 p.m.
3 Today's date is March 6th, 2007. We are located at
4 Pulone & Stromberg, 1550 The Alameda, Suite 150,
5 San Jose, California, 95126.
6 This is DVD number one, the digital video
7 deposition of [REDACTED]. Case name Ruiz versus
8 Archdiocese of L.A. Education & Welfare Corporation,
9 et al., venued in the Superior Court of California,
10 County of Los Angeles. Case number 01131929/JCCP
11 4286.
12 My name is Kevin McMahon, a Legal Video
13 Specialist, representing McMahon & Associates, LLC, 97
14 East St. James Street, Suite 101, San Jose, California
15 95112.
16 The court reporting firm is Pulone &
17 Stromberg. The court reporter is Carol Lehman.
18 Counsel, please state your name, your office and whom
19 you represent in this action.
20 MR. HALE: Tim Hale for Nye, Peabody &
21 Stirling for the Plaintiffs.
22 MS. YOUNG: Bless Young, Hennigan, Bennett &
23 Dorman for the Roman Catholic Archbishop of Los
24 Angeles.
25 THE VIDEOGRAPHER: If there are no

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1 stipulations, will the court reporter please swear in
2 the witness.
3 [REDACTED]
4 called as a witness; after having been first
5 duly sworn by the Certified Shorthand Reporter to tell
6 the truth, the whole truth, and nothing but the truth,
7 testified as follows:
8 EXAMINATION BY MR. HALE
9 Q. Good afternoon, Mrs. [REDACTED]. For the record
10 my name is Tim Hale, I know we have already met off
11 the record. Could you state and spell your full name
12 for the record?
13 A. [REDACTED].
14 Q. Thanks. Have you ever gone by any other
15 names?
16 A. Yes.
17 Q. What other names?
18 A. Sister [REDACTED].
19 Q. Could you spell [REDACTED] for me?
20 A. [REDACTED].
21 Q. Have you ever had your deposition taken
22 before?
23 A. No.
24 Q. I'm going to go over a few of the ground
25 rules for you so that we are on the same page.

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1 As you can see, the court reporter is typing
 2 down everything that I say, she is typing down
 3 everything that you say. Although we are in the
 4 relatively informal setting of this office building,
 5 do you understand that your testimony today has the
 6 same force and effect as if we were in a court of law
 7 before a judge and a jury?
 8 A. Yes.
 9 Q. Do you understand you have been placed under
 10 oath by the court reporter?
 11 A. Yes.
 12 Q. Have you consumed any alcohol or drugs of
 13 any type in the last twenty-four hours that might
 14 somehow impair your testimony today?
 15 A. No.
 16 Q. Is there any reason you can't give your best
 17 testimony today?
 18 A. No.
 19 Q. As I mentioned earlier, you can see the
 20 court reporter is typing down everything that I say
 21 and everything that you say. In order to make her job
 22 as easy as possible, in order for us to have a clear
 23 record when this deposition is finished, it's
 24 important that we not speak over each other.
 25 You are doing a great job so far. Just keep

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1 doing what you're doing, which is wait until I finish
 2 my question before you answer. There is going to be
 3 times where you correctly anticipate the question I'm
 4 asking, but again, just for the sake of the record, if
 5 you wait until I finish and answer. By the same token
 6 I will try not to interrupt you when you are answering
 7 one of my questions and wait until you finish your
 8 answer before I ask another question, okay?
 9 A. Okay.
 10 Q. I'm going to be asking you, Ms. Young
 11 probably will have some questions for you as well,
 12 about events that took place a number of years ago.
 13 We don't want you to guess to the answer to any
 14 questions we ask you. We are entitled to your best
 15 estimate, if we ask for time frames, for that kind of
 16 thing.
 17 Do you understand the difference between a
 18 guess and an estimate?
 19 A. Yes.
 20 Q. If I ask you a question today and you answer
 21 it, I'm going to assume you understood what I meant by
 22 the question. So if the question I ask doesn't make
 23 sense or is confusing to you, ask me to rephrase it or
 24 ask me to clarify a certain point so we can have as
 25 clear a record as possible, okay?

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1 A. Okay.
 2 Q. At the end of your deposition today your
 3 testimony is going to be placed into a typed booklet
 4 form, and you will have a chance to review it and make
 5 corrections or any changes you think are necessary.
 6 But if you do make any changes, either
 7 myself or any other attorney in this matter would be
 8 free to comment on those changes at the time of trial.
 9 So it's important that you give your best testimony
 10 today. Do you understand that?
 11 A. Yes, I do.
 12 Q. Great. You are also doing a real good job
 13 of speaking audibly and affirmatively. Again, in
 14 order to have a clear record we want to avoid
 15 "uh-huhs" and "huh-uhs" and shakes of the head and
 16 that sort of thing. Do you understand that?
 17 A. I do.
 18 Q. Great. Do you have any questions?
 19 A. No, except that I would like to have a copy
 20 of that booklet, a second copy, would that be okay?
 21 Q. Yes. In fact, that leads to my next point,
 22 when your deposition is finished, it will be sent to
 23 you and you will have a chance to review the entire
 24 transcript.
 25 A. Do I get to keep it?

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1 Q. We can probably arrange for you to get a
 2 copy of that if you would like to have a permanent
 3 copy.
 4 A. I would like that.
 5 Q. Any other questions?
 6 A. No.
 7 Q. If you need to take a break at any time,
 8 just say the word, we are not holding you prisoner
 9 here, okay?
 10 A. Okay.
 11 Q. Let me show you your subpoena, let's go over
 12 this real quick. I just want you to take a quick look
 13 at it, once you have had a chance to review it let me
 14 know.
 15 MS. YOUNG: Are you marking it?
 16 MR. HALE: Yes, we will mark this as
 17 Exhibit 1.
 18 (Plaintiff's Exhibit 1 was marked for
 19 identification.)
 20 THE WITNESS: So this is -- this deposition
 21 is in place of having to go in person to a trial?
 22 Q. (BY MR. HALE): Not necessarily. If there
 23 was a health issue of some sort, that kind of thing,
 24 it could be used in lieu of trial testimony.
 25 A. But not necessarily?

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1 Q. Not necessarily.
 2 A. I am familiar with this because I have read
 3 it several times.
 4 Q. Great. Real quick question for you. If you
 5 could turn to page three that's labeled Attachment 3,
 6 it looks like this (indicating).
 7 Just want to go through the three categories
 8 of documents. The first category asks for any and all
 9 documents relating or referring to Father Matthew H.
 10 Kelly. Did you look for any documents in your
 11 possession related to Father Kelly?
 12 A. I have nothing. I had moved, I have been
 13 married, this has been a long time ago so --
 14 Q. What about related to Our Lady of Guadalupe
 15 Parish or Our Lady of Guadalupe School, anything
 16 related to either of those?
 17 A. No.
 18 Q. What about the third category which asks for
 19 any and all documents relating or referring to any
 20 current or former members of the Sisters of Notre Dame
 21 who were assigned to Our Lady of Guadalupe Parish or
 22 Our Lady of Guadalupe School?
 23 A. I haven't kept contact with people. Some
 24 people have left and moved away and --
 25 MS. YOUNG: They are only talking about

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1 documents.
 2 THE WITNESS: I thought it said persons.
 3 MS. YOUNG: No, no.
 4 THE WITNESS: No, I have no documents at
 5 all. I have nothing.
 6 Q. (BY MR. HALE): No directories or anything
 7 like that?
 8 A. No.
 9 Q. If you could just pass that over to the
 10 court reporter.
 11 Q. (BY MR. HALE): I just want to get some
 12 brief background information for you then I want to
 13 ask you some questions about your time in
 14 Santa Barbara. Where were you born?
 15 A. I was born in Milwaukee, Wisconsin.
 16 Q. When did you come to California?
 17 A. 1945.
 18 Q. Did you attend high school in Milwaukee?
 19 A. No. I attended high school in San Jose,
 20 California.
 21 Q. What high school did you attend?
 22 A. I attended Notre Dame High School.
 23 Q. Is that a private school?
 24 A. Yes.
 25 Q. What year did you graduate from Notre Dame

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1 High School?
 2 A. 1954.
 3 Q. Was that an all girls school or co-ed?
 4 A. Yes, an all girls school.
 5 Q. I want to get a little information on your
 6 education background. Where did you attend school
 7 after Notre Dame?
 8 A. College of Notre Dame in Belmont,
 9 California.
 10 Q. Did you start there in the school year of
 11 '54/'55?
 12 A. Actually I started the novitiate in '53, the
 13 year before I graduated, and then I continued on my
 14 education from then on.
 15 Q. When you started in novitiate were you in
 16 residence at Notre Dame High School or were you still
 17 living at home?
 18 A. No, I went to the novitiate away from
 19 home.
 20 Q. Where was the novitiate house at?
 21 A. It was in Saratoga, California.
 22 Q. Was that a one-year novitiate?
 23 A. No, it was two-and-a-half years.
 24 Q. While you were still a novitiate you began
 25 attending College of Notre Dame?

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1 A. Yes.
 2 Q. Did you graduate from College of Notre
 3 Dame?
 4 A. Yes, I did.
 5 Q. What year was that?
 6 A. I'm trying to remember. I think it might
 7 have been like 1962-ish, around there. I am not
 8 absolutely sure.
 9 Q. Okay.
 10 A. Because we continued schools even after
 11 we -- you know, after we got our degrees.
 12 Q. Did you receive a degree from College of
 13 Notre Dame?
 14 A. Yes, I did.
 15 Q. What was the degree in?
 16 A. Bachelor's.
 17 Q. Any particular area?
 18 A. Well, I had English with a minor in
 19 philosophy.
 20 Q. Okay. Any degrees beyond your Bachelor's?
 21 A. I have a California State Credential.
 22 Q. A teaching credential?
 23 A. Teaching credential.
 24 Q. Do you recall what year you received that?
 25 A. Pardon me?

1 Q. Do you recall what year you received that?
 2 A. I'm not good on this. It was probably
 3 around the same time I got my Bachelor's.
 4 Q. Was that from the College of Notre Dame as
 5 well?
 6 A. Yes.
 7 Q. Any education beyond your teaching
 8 credential?
 9 A. No.
 10 Q. Okay. What was your first assignment? Let
 11 me ask you this, so you joined the Sisters of
 12 Notre Dame in 1953 --
 13 A. Yes.
 14 Q. -- became a novitiate.
 15 A. Yes.
 16 Q. At some point did you become a nun?
 17 A. Yes. In 1956 I was professed, and my first
 18 assignment was Notre Dame School in Watsonville,
 19 California.
 20 Q. You said Notre Dame School?
 21 A. Mh-hmm.
 22 Q. Is that a "yes"?
 23 A. Yes, pardon me.
 24 Q. How long did that assignment last for?
 25 A. That assignment lasted for two-and-a-half

1 years.
 2 Q. What, were you a teacher?
 3 A. I was a teacher.
 4 Q. So it lasted '56/'57 school year, '57/'58,
 5 school year then half of the '59?
 6 A. No. What happened was it was half to begin
 7 with. I started teaching in January of 1956 and ended
 8 that year, then I was then two more years after
 9 that.
 10 Q. Okay.
 11 A. So I think would be '59.
 12 Q. What was your next assignment?
 13 A. My next assignment was Dolores School in
 14 Santa Barbara. That was 1959. First grade.
 15 Q. So you were a first grade teacher?
 16 A. I had all the grades.
 17 Q. Okay. How long did that assignment last
 18 for?
 19 A. That assignment was a year, I believe.
 20 Q. Just one school year?
 21 A. I think it may have been half a year.
 22 Trying to think. I got there in -- I think it might
 23 have been half of a year, then I was assigned to
 24 another place in the middle of the year.
 25 Q. Okay. Where was Dolores -- is Dolores

1 School still in existence?
 2 A. Yes, on Santa Barbara Street and
 3 Micheltorena. It's now called Notre Dame School
 4 because they combined the two schools.
 5 Q. Did you hold any kind of administrative
 6 position there --
 7 A. No.
 8 Q. What was your next assignment?
 9 A. Next assignment was -- it was in
 10 Washington State, Seahurst I think was the name of the
 11 city, Seahurst. I'm trying to think the name of the
 12 school but I can't remember -- can't remember the name
 13 of the school, but that's the town it was in, a little
 14 tiny town.
 15 Q. You were a teacher there as well?
 16 A. Yes.
 17 Q. How long did that assignment last for?
 18 A. About a year-and-a-half, I think.
 19 Q. Going back to the Dolores assignment, was
 20 that your first time you had ever been to
 21 Santa Barbara?
 22 A. Yes.
 23 Q. Where were you in residence when you were
 24 teaching at Dolores?
 25 A. Right -- it was an old house on

1 Santa Barbara Street up by Mission, in that area,
 2 close to the Mission, maybe Pueblo or in that area.
 3 Q. Was the Poor Claires house there while you
 4 were still there?
 5 A. It was close by, walking to -- like a block
 6 away.
 7 Q. Was this a Convent for the Sisters of
 8 Notre Dame?
 9 A. Yes, for both staffs.
 10 Q. When you say both staffs do you mean --
 11 A. For Guadalupe staff and for Dolores staff,
 12 but I wasn't at Guadalupe then.
 13 Q. Okay. How many other sisters were there at
 14 the -- was there a name for the Convent?
 15 A. I imagine it was just Convent of Notre Dame,
 16 Sisters of Notre Dame.
 17 Q. How many other sisters were living there
 18 when you were --
 19 A. When I was there at that old house?
 20 Q. Right.
 21 A. There were two staffs of us, I would say at
 22 least ten or twelve.
 23 Q. Do you recall approximately how many of
 24 those ten to twelve were assigned to Our Lady of
 25 Guadalupe?

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1 A. Probably half. I don't know.
 2 Q. Did you ever, during that 1959 year, did you
 3 ever talk to any of your housemates who were assigned
 4 to Our Lady about what life was like teaching at Our
 5 Lady or working with Father Matthew Kelly?
 6 A. No.
 7 Q. Did you ever hear any of them complain about
 8 anything about Our Lady of Guadalupe?
 9 A. No.
 10 Q. Where did you attend mass when you were
 11 assigned to Dolores?
 12 A. We would go to the Mission or -- usually we
 13 would go to the Mission because it was close,
 14 sometimes we would go to the Poor Claires.
 15 Q. Would you attend mass at the Mission parish
 16 or the St. Anthony's chapel parish?
 17 A. I think -- I don't know about the chapel,
 18 no, we would be in the church.
 19 Q. What was your next assignment after the one
 20 in Washington State?
 21 A. Then I went back to Washington State -- wait
 22 a minute. Let me check this out. I hope I didn't
 23 give you the wrong information. First I was in
 24 Watsonville, Santa Barbara -- oh, then I went to
 25 Chico.

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1 Q. That was after the Washington State
 2 assignment?
 3 A. Yes, Chico. The St. John the Baptist School
 4 I think the name of it was.
 5 Q. Was that around 1961?
 6 A. It would be 1960, yeah, '60, '61, I was
 7 there for two years, into '62 probably.
 8 Q. So you left in 1962?
 9 A. Yes.
 10 Q. And again, were you a teacher?
 11 A. Yes.
 12 Q. Any administrative positions?
 13 A. No.
 14 Q. What was your next assignment?
 15 A. My next assignment was Sacred Heart School
 16 in Saratoga, California.
 17 Q. How long did that last for?
 18 A. Four years.
 19 Q. So 1962 to '66?
 20 A. Exactly.
 21 Q. Again, just a teacher?
 22 A. I was the principal there for two of those
 23 years.
 24 Q. Was that the first time you held any kind of
 25 administrative position?

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1 A. Yes.
 2 Q. And was the next assignment Our Lady of
 3 Guadalupe in Santa Barbara?
 4 A. It was --
 5 Q. That started in 1966?
 6 A. '66, yes.
 7 Q. What that a two-year assignment also?
 8 A. Yes, it was.
 9 Q. Were you the principal the entire two years
 10 you were there?
 11 A. Yes.
 12 Q. Where were you in residence while you were
 13 assigned to Our Lady of Guadalupe?
 14 A. I was in the Convent next to the school, the
 15 Dolores school on Micheltorena.
 16 Q. Is this the same Convent that you had been
 17 in '59?
 18 A. No.
 19 Q. A different one?
 20 A. It's a different one.
 21 Q. I take it there were other Sisters of
 22 Notre Dame who were assigned with you at Our Lady of
 23 Guadalupe at that time?
 24 A. Mh-hmm.
 25 Q. Is that yes?

Page 21

1 A. Yes, it is.
 2 Q. Were they all in residence with you as
 3 well?
 4 A. They were all in residence with me.
 5 Q. Did that convent have a name?
 6 A. No. We only had one convent, we were both
 7 staffs in one Convent.
 8 Q. Okay.
 9 A. I don't know if it was just Sisters of
 10 Notre Dame Convent, I think.
 11 Q. What was your next assignment?
 12 A. My next assignment was Seattle again, this
 13 time north Seattle, St. Mark's.
 14 Q. Was that as a principal?
 15 A. No.
 16 Q. Just a teacher?
 17 A. Just a teacher.
 18 Q. How long did that last for?
 19 A. One year.
 20 Q. So the '68/'69 school year?
 21 A. Mh-hmm.
 22 Q. Is that yes?
 23 A. Yes.
 24 Q. What was your next assignment after that?
 25 A. The year of '69 I left the Sisters of

1 Notre Dame and I went and taught in the Cupertino
 2 School District. I was there for thirty years.
 3 Q. Did you teach at the same school?
 4 A. In Cupertino?
 5 Q. Right.
 6 A. No. I had about three different schools, I
 7 believe.
 8 Q. At those three schools were you just a
 9 teacher or --
 10 A. I was just a teacher.
 11 Q. You were not a principal again?
 12 A. No.
 13 Q. When a nun leaves an order is there any kind
 14 of, I know, for instance, when a priest leaves a
 15 diocese he is ex-cardinated or something like, is
 16 there anything equivalent when a nun leaves?
 17 MS. YOUNG: Objection, assumes facts not in
 18 evidence.
 19 THE WITNESS: No.
 20 Q. (BY MR. HALE): No?
 21 A. No.
 22 Q. But you ceased to be a nun from that point
 23 forward?
 24 A. Yes, but I mean, I did it through Rome, I
 25 didn't just leave and --

1 MS. YOUNG: Just answer his question. You
 2 don't have to volunteer any information.
 3 THE WITNESS: I just didn't want him to get
 4 the wrong idea.
 5 MS. YOUNG: It's all right. He'll ask you
 6 more questions if he wants more information.
 7 THE WITNESS: Okay.
 8 Q. (BY MR. HALE): While you were assigned at
 9 Our Lady of Guadalupe in Santa Barbara where did you
 10 attend mass during that time?
 11 A. In the convent or that -- Our Lady of
 12 Sorrow's (phonetic) church.
 13 Q. Did you ever attend mass at Our Lady of
 14 Guadalupe?
 15 A. No.
 16 Q. While you were assigned to Our Lady of
 17 Guadalupe in Santa Barbara was there a deanery, do you
 18 know what deanery, is?
 19 A. Group of priests from different parishes.
 20 Q. Do you know if there was a deanery while you
 21 were there?
 22 A. I have no idea.
 23 MS. YOUNG: Objection, speculation.
 24 Q. (BY MR. HALE): Do you recall there being a
 25 fire at the Our Lady of Guadalupe church while you

1 were assigned to Our Lady of Guadalupe?
 2 A. I heard of it.
 3 Q. How did you hear of it?
 4 A. Just by hearsay.
 5 Q. What did you hear about it?
 6 A. I just heard that there was a fire and
 7 that -- I don't know if it was an alter boy that did
 8 it but it's just -- I didn't see anything, I don't
 9 really know who did it.
 10 Q. Who did you hear about it from?
 11 A. Probably the parishioners, one or two of the
 12 parishioners.
 13 Q. Do you remember which parishioners?
 14 A. No.
 15 Q. Did you hear anything about an alter boy
 16 being accused of starting the fire?
 17 A. No -- I'm not sure.
 18 Q. Do you remember the church being closed for
 19 a while while repairs were going on?
 20 MS. YOUNG: Objection, assumes facts not in
 21 evidence.
 22 THE WITNESS: I don't recall.
 23 Q. (BY MR. HALE): Okay. When you were
 24 assigned Our Lady of Guadalupe was that the first time
 25 you had ever been to Our Lady of Guadalupe? I'm

1 talking about the 1966 to '68 time period.
 2 A. That was the first time I had been there,
 3 yes.
 4 Q. And when you first arrived for your first
 5 day of work at Our Lady of Guadalupe School, was that
 6 the first time that you had met Father Kelly?
 7 MS. YOUNG: Objection, assumes facts not in
 8 evidence. Lacks foundation.
 9 THE WITNESS: No.
 10 Q. (BY MR. HALE): When did you first meet
 11 Father Kelly?
 12 A. I have no recollection of when I first met
 13 him.
 14 Q. Do you think you met him while you were
 15 assigned at Dolores in Santa Barbara?
 16 A. No.
 17 Q. Do you remember how you first met Father
 18 Kelly?
 19 A. I don't.
 20 Q. Okay. How were you notified that you were
 21 being assigned to Our Lady of Guadalupe?
 22 A. When a superior provincial will give --
 23 gives all the sisters their assignments, and you just
 24 read them and you go there.
 25 Q. So would she give you a letter of some

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1 sort?
 2 A. Yes.
 3 Q. Did you receive any kind of notice from the
 4 archbishop's office that you were being assigned to
 5 Our Lady?
 6 A. No.
 7 Q. What about from the archdiocese?
 8 A. No.
 9 Q. What about from the chancery?
 10 A. No.
 11 Q. Was there any description given to you about
 12 the assignment?
 13 A. No.
 14 Q. It was simply a matter of you're going to be
 15 the principal and a teacher at Our Lady of Guadalupe
 16 School in Santa Barbara?
 17 A. Exactly.
 18 Q. Was there any description of what your
 19 duties would be?
 20 A. I was assigned a classroom and the fact that
 21 I would be the principal. Other than that just -- you
 22 just take on from whoever the person was that left
 23 off.
 24 Q. When you say you were assigned a
 25 classroom --

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1 A. Yes.
 2 Q. -- do you mean a class grade?
 3 A. Yes.
 4 Q. What grade did you teach?
 5 A. Eighth.
 6 Q. Was that for both years you were at Our Lady
 7 of Guadalupe?
 8 A. Yes.
 9 Q. Did you start your assignment at Our Lady of
 10 Guadalupe in August of 1966 or earlier than that?
 11 A. No. Actually the school started in
 12 September in those days after Labor Day.
 13 Q. When in 1968 did your assignment end?
 14 A. June.
 15 Q. Before you started working at Our Lady of
 16 Guadalupe did you ask any of your -- did you ask
 17 anyone about what it was like to work at Our Lady of
 18 Guadalupe?
 19 A. No.
 20 Q. Did you ask anyone what it was like to work
 21 for Father Kelly?
 22 A. No.
 23 Q. Did you know you were going to be working
 24 with Father Kelly?
 25 A. No.

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1 Q. Who did you replace?
 2 A. I don't know.
 3 Q. Did you have any kind of discussion with
 4 your predecessor about what your responsibilities
 5 would be as principal or any kind of continuing
 6 issues?
 7 A. No.
 8 Q. Was there any kind of transitional memo
 9 given to you?
 10 A. Not that I recall.
 11 Q. While you were at Our Lady of Guadalupe was
 12 there any kind of storage facility for the school for
 13 documents?
 14 A. We had a permanent record files.
 15 Q. Where were those maintained?
 16 A. In the office.
 17 Q. Were they in your office?
 18 A. Mh-hmm -- yes.
 19 Q. Thanks. Did you have a secretary while you
 20 were there?
 21 A. A part-time secretary.
 22 Q. Who was that?
 23 A. Her name was ██████████.
 24 Q. Did anyone else assist you with secretarial
 25 work while you were there?

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1 A. No.
 2 Q. Were you ever aware of any Sisters of
 3 Notre Dame living at the Our Lady of Guadalupe
 4 parish?
 5 A. Nobody lived there from our convent.
 6 Q. Were you ever aware of any Sisters of
 7 Notre Dame doing any work for the parish other than
 8 working at the school?
 9 A. No, they didn't.
 10 Q. What were your hours generally?
 11 A. Probably got to school around 7:30 in the
 12 morning and probably ended by 4:00 or 4:30.
 13 Q. That was a typical day Monday through
 14 Friday?
 15 A. Monday through Friday, yes.
 16 Q. How did you get to work?
 17 A. The parish provided a Volkswagen bus, and so
 18 we drove from Micheltorena Convent to Our Lady of
 19 Guadalupe and back.
 20 Q. How did you know that the parish was
 21 providing a Volkswagen bus?
 22 A. Somebody told me, it was their parish, it
 23 belonged to Our Lady of Guadalupe.
 24 Q. Okay. Did you pay for insurance for the
 25 Volkswagen bus?

1 A. No, the parish did.
 2 Q. How do you know that?
 3 A. Because I didn't pay for it, must have been
 4 the parish. Maybe they didn't pay for it, but I
 5 didn't pay for it.
 6 MS. YOUNG: Belatedly, speculation.
 7 Q. (BY MR. HALE): When you arrived at Our Lady
 8 of Guadalupe was the bus already in use by your fellow
 9 sisters to transport them to and from work?
 10 A. Yes.
 11 Q. How many of your fellow Sisters of Notre
 12 Dame were on the faculty while you were there?
 13 A. Five or six.
 14 Q. Okay. And was there any change in
 15 assignments during your two years you were there as
 16 far as did some sisters leave and new ones come in?
 17 A. I don't remember.
 18 Q. Do you recall the names of the five or six
 19 who were on the faculty with you?
 20 A. I don't remember them all. I know that
 21 Sister [REDACTED] had the first grade.
 22 Q. Okay.
 23 A. There was a Sister [REDACTED], but she
 24 left the order and I don't know where she is.
 25 MS. YOUNG: He is not asking you where they

1 are, he was just asking who was on the faculty at the
 2 time you were there.
 3 THE WITNESS: And --
 4 Q. (BY MR. HALE): He is going to ask you where
 5 they are so if you want to answer where they are,
 6 that's fine
 7 A. I'm trying to think of their names. I know
 8 there was a few lay people on the staff. I had the
 9 8th grade.
 10 Q. You said Sister [REDACTED]?
 11 A. [REDACTED].
 12 Q. Got it.
 13 A. There was a sister [REDACTED], and I
 14 don't remember who else was on the staff.
 15 Q. What did Sister [REDACTED] teach?
 16 A. What grade?
 17 Q. Yes.
 18 A. Fourth.
 19 Q. What about Sister [REDACTED]?
 20 A. Fifth. And I don't recall any more.
 21 Q. A question I should know the answer to, but
 22 what is the -- you went by Sister [REDACTED]?
 23 A. I did.
 24 Q. Is that called your religious name?
 25 A. Yes.

1 Q. And is Miss [REDACTED], for instance, is that
 2 your lay name or how do you --
 3 A. That's my married name.
 4 Q. Married name, okay. What if a sister leaves
 5 the order but doesn't get married?
 6 A. She will go by her baptismal name, her
 7 family name.
 8 Q. Do you know Sister [REDACTED]'s
 9 non-religious name?
 10 A. No.
 11 Q. What about sister [REDACTED]?
 12 A. [REDACTED] or something like that.
 13 Q. [REDACTED], it is?
 14 A. It's a long name.
 15 Q. When was the last time you spoke to her?
 16 A. Sister [REDACTED]?
 17 Q. Sister [REDACTED].
 18 A. [REDACTED]? 1968. I don't know.
 19 Q. What about Sister [REDACTED]?
 20 A. I might have spoken to her last year
 21 maybe.
 22 Q. Where did you speak to her at?
 23 A. In San Jose.
 24 Q. Does she live in San Jose?
 25 A. Yes.

1 Q. Was there a certain event that you spoke to
 2 her at or was it a holiday perhaps or --
 3 A. No, no special event.
 4 Q. Did you talk to her on the phone or in
 5 person?
 6 A. Probably in person.
 7 Q. Did you talk to her at your house or at her
 8 house?
 9 A. Her house.
 10 Q. Have you maintained contact with her over
 11 the years?
 12 A. Not all of the years. Some of the years.
 13 Q. Do you know what her phone number is?
 14 A. No.
 15 Q. But she lives in the City of San Jose?
 16 A. Yes.
 17 Q. Do you know if she is married?
 18 A. No, she is not married.
 19 Q. She is still a nun?
 20 A. Yes.
 21 Q. Is she living at a Convent in San Jose?
 22 A. No.
 23 Q. Is she assigned to a school in San Jose?
 24 A. No.
 25 Q. Is she working at a parish in San Jose?

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1 A. No.
 2 Q. Do you know where she lives in San Jose? In
 3 other words, is she living in a private residence in
 4 San Jose?
 5 A. Yes.
 6 Q. Like an apartment perhaps?
 7 A. Right.
 8 Q. Does she still do work as a Sister of
 9 Notre Dame?
 10 A. She is retired.
 11 Q. But it is your understanding she is still
 12 affiliated with the order, though?
 13 A. Yes.
 14 Q. What about Sister ██████████, when was the last
 15 time you spoke with her?
 16 A. Maybe -- couple months ago maybe, last month
 17 or the month before.
 18 Q. Did you speak with her in person or over the
 19 phone?
 20 A. Over the phone.
 21 Q. Have you ever discussed Father Kelly with
 22 Sister ██████████ or Sister ██████████?
 23 A. Not with Sister ██████████.
 24 Q. What about with Sister ██████████?
 25 A. Sister ██████████ I mentioned to her that I was

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1 coming to this thing.
 2 Q. The deposition?
 3 A. The deposition.
 4 Q. What did you tell her about the deposition?
 5 A. I didn't know anything about it.
 6 Q. What did she say?
 7 A. She didn't know anything either. It has
 8 been a long time.
 9 Q. Did you talk about your time at Our Lady of
 10 Guadalupe?
 11 A. No, not really.
 12 Q. Did you talk about allegations of sexual
 13 abuse involving Father Kelly?
 14 A. We said this is what happened, but we
 15 didn't -- neither one of us knew anything about it.
 16 Q. Okay. Did she say anything to you about her
 17 memories of Father Kelly?
 18 A. She didn't have any.
 19 Q. Did you share with her any of your
 20 recollections of Father Kelly?
 21 A. I have very few myself.
 22 Q. What did you tell her?
 23 A. What did I tell her? I don't know what I
 24 told her.
 25 Q. So there was Sister ██████████, Sister ██████████ and

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1 Sister ██████████. Any other sisters that you
 2 recall? You think there were five or six, are you
 3 counting yourself within that five or six?
 4 A. Yes.
 5 Q. Maybe there was one or two more sisters?
 6 A. Might be one or two more, but I don't
 7 remember who they are.
 8 Q. What about lay faculty while you were
 9 there?
 10 A. There was a Mrs. ██████████.
 11 Q. What did she teach?
 12 A. I think she had sixth. There was another
 13 third grade teacher, but I can't remember her name.
 14 Q. Any other lay people on the faculty?
 15 A. No.
 16 Q. Do you remember who taught second grade?
 17 A. I think it was -- no, ██████████ had fourth -- I
 18 don't remember who had second grade.
 19 Q. What about seventh grade?
 20 A. I don't remember that either.
 21 Q. What about just staff at the school, not
 22 faculty but janitors or other administrators?
 23 MS. YOUNG: Are you asking their names or --
 24 MR. HALE: Yes.
 25 MS. YOUNG: -- or if there were any?

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1 Q. (BY MR. HALE): Do you remember any of their
 2 names?
 3 A. I don't, no.
 4 Q. Any other employees of the school that you
 5 can recall?
 6 A. No. There were no librarians or anything
 7 like that.
 8 Q. Did you know any of the -- let me ask you
 9 this. Was there an athletic director for the school?
 10 A. Not that I recall.
 11 Q. Was there any coaches for the school?
 12 A. Not that I recall.
 13 Q. Do you recall there being athletic teams for
 14 the school?
 15 A. There were teams, but I don't know -- I
 16 don't remember who coached them to tell you the
 17 truth.
 18 Q. Do you recall any of the priests from the
 19 parish coaching any of the teams?
 20 A. No.
 21 Q. Do you recall any of the priests from the
 22 parish being involved with any of the teams?
 23 A. No, they weren't involved. If it was anyone
 24 it would have been a parent that was coaching, because
 25 we didn't have the money to hire a coach.

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1 Q. Do you remember there being athletic events,
 2 games at the school?
 3 A. I do recall there being games.
 4 Q. For what sports?
 5 A. Basketball maybe or volleyball. But to tell
 6 you the truth, I don't know who coached them but I --
 7 would have been a parent perhaps, but it wasn't a paid
 8 person.
 9 Q. What about do you remember the school having
 10 a football team?
 11 A. I don't recall.
 12 Q. Do you remember there ever being football
 13 games at Cabrillo Field?
 14 A. I don't remember.
 15 Q. Do you remember Cabrillo Field?
 16 A. Is that the one on Cabrillo Boulevard, that
 17 street? Yeah. I never attended any of those things
 18 so I don't have any recollection of that.
 19 Q. Do you ever remember there being school
 20 events of some sort at Cabrillo Field?
 21 A. No, I don't.
 22 Q. Did you know any of the -- any of the parish
 23 staff?
 24 A. No.
 25 Q. Who were the -- other than Father Kelly do

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1 you recall who the priests were while you were
 2 assigned Our Lady of Guadalupe?
 3 A. Father [REDACTED] was there, [REDACTED].
 4 Q. Okay.
 5 A. And I can't remember, was it -- I can't
 6 remember the name of the other priest. There was
 7 another one, too.
 8 Q. Father [REDACTED]?
 9 A. No.
 10 Q. Father [REDACTED]?
 11 A. No.
 12 Q. What about Father [REDACTED]?
 13 A. No.
 14 Q. How about Father [REDACTED]?
 15 A. No.
 16 Q. How about Father [REDACTED]?
 17 A. That's the one that was there then.
 18 Q. Do you recall ever seeing them at the
 19 school?
 20 A. I'm not sure.
 21 Q. Did you ever spend any time in Father
 22 Kelly -- did you ever spend any time in the rectory?
 23 A. No.
 24 Q. Did you ever meet with Father Kelly
 25 anywhere?

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1 A. He had a 25th anniversary and I remember
 2 being in the hall with a group of parishioners
 3 celebrating that, I was with him in there. But I
 4 don't remember having conversations with him in any
 5 room or privately at all.
 6 Q. Were you ever aware of him having an office
 7 in the rectory?
 8 A. No.
 9 Q. Were you ever aware there being a parish --
 10 a secretary that worked in the rectory?
 11 A. I don't remember --
 12 MS. YOUNG: Speculation.
 13 THE WITNESS: I don't remember. Probably
 14 was, but I don't remember.
 15 Q. (BY MR. HALE): Were you ever aware there
 16 being a parish janitor?
 17 A. I'm sure there was, but I don't remember who
 18 it was.
 19 Q. What about a parish cook or a housekeeper?
 20 A. I don't know who that would have been.
 21 Q. Were you aware there being a director of
 22 religious education?
 23 A. No.
 24 Q. How about a director of youth ministry?
 25 A. No.

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1 Q. What about a parish nurse?
 2 A. No.
 3 Q. Was there a school nurse?
 4 A. No.
 5 Q. Were you aware of any parish committees?
 6 A. Just the PTG group that -- for the school,
 7 parent-teacher like PTA.
 8 Q. Did you say PT --
 9 A. G. Can't remember if it was a PTG or PTA,
 10 they are two different kinds of groups for parents.
 11 Q. Okay. Were you aware of any of the students
 12 from your school serving as alter boys for the parish?
 13 A. I know there were boys that went over for
 14 the parish to serve mass. I don't remember who they
 15 are.
 16 Q. How did you become aware of that happening?
 17 A. Well, if there was a funeral during school
 18 time, two or three of the boys would go out and serve
 19 mass for the funeral. That would be the only time I
 20 would know that because I wasn't there on Sundays.
 21 Q. Were you aware of any of the priests
 22 supervising alter boys?
 23 A. No.
 24 Q. Did you know who was living at the rectory
 25 while you were assigned to Our Lady of Guadalupe?

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1 A. Just those three priests that you
 2 mentioned.
 3 Q. Anyone else that you are aware of?
 4 A. No.
 5 Q. It is my understanding you never set foot
 6 inside the rectory?
 7 A. I don't think I did.
 8 Q. Did you ever attend mass inside the Our Lady
 9 of Guadalupe church?
 10 A. Yes, I did, probably for first Fridays. I
 11 can't remember exactly why, but I would assume so this
 12 is just -- I would assume it was for first Fridays
 13 because the whole school would have been there.
 14 Q. Do you have a recollection was there a
 15 specific priest that generally was assigned to say
 16 mass on the first Fridays?
 17 A. I'm not sure.
 18 Q. Do you recall seeing Father Kelly saying
 19 mass on first Fridays?
 20 A. I want to say it would be Father ██████████, but
 21 I could be wrong.
 22 Q. Do you recall ever seeing Father Kelly say
 23 mass?
 24 MS. YOUNG: Any time?
 25 Q. (BY MR. HALE): Any time.

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1 A. I don't recall.
 2 Q. Were you aware of any kind of written mass
 3 schedule that was posted anywhere in the parish?
 4 A. No.
 5 Q. Did you ever have dinner with any of the
 6 priests from the parish?
 7 A. Never.
 8 Q. Where would the sisters -- would the sisters
 9 have dinner in the Convent?
 10 A. Right.
 11 Q. Were there ever lay people invited to the
 12 convent to have dinner?
 13 A. No.
 14 Q. Did you ever have dinner outside of the
 15 Convent?
 16 A. No.
 17 Q. What about school mail, who received the
 18 school mail?
 19 A. I did.
 20 Q. Would you be the one to open it and review
 21 it?
 22 A. Yes.
 23 Q. Were you aware of the parish having -- the
 24 rectory having garages for cars?
 25 A. No. It's not where I could see.

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1 Q. Where was -- where was your office in the
 2 school located?
 3 A. Is it Noble Street? Yeah, Noble and on the
 4 corner, what was it? I can't think of the other name
 5 of the street but the school was on the corner and the
 6 church is in the middle of the block.
 7 Q. Were there windows in your office?
 8 A. There was one small window, yes.
 9 Q. Did it face the street?
 10 A. No, it faced the play yard.
 11 Q. Is it your recollection that the school was
 12 kind of -- the school classrooms are in an L-shaped
 13 building sort of?
 14 A. Yes.
 15 Q. So was your office right in the center of
 16 that curve of the L basically?
 17 A. No. The office was more to the left of
 18 that.
 19 Q. Okay. So if we were walking over from the
 20 church we would walk past the first entrance into the
 21 school and keep going down the hallway, kind of go
 22 around the corner and that's about where your office
 23 was?
 24 MS. YOUNG: Objection, vague and
 25 ambiguous.

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1 THE WITNESS: Are you familiar with the
 2 school?
 3 Q. (BY MR. HALE): Yes.
 4 A. When you are coming in the driveway then
 5 there's that first L and where it meets like this is
 6 the teachers' room where we had our lunches, then you
 7 continue down, there's a bathroom, and then the office
 8 was in that area.
 9 Q. Did all the faculty have offices?
 10 A. No.
 11 Q. Who else -- did anyone else have offices?
 12 A. No, not that I can recall.
 13 Q. Just you?
 14 A. Mh-hmm -- yes.
 15 Q. Thanks. Were you aware there being any kind
 16 of parish clubs?
 17 A. No.
 18 Q. Ever heard of something called a blue
 19 jackets club?
 20 A. No.
 21 Q. What about the St. Mary's boys club?
 22 A. No.
 23 Q. Did the school have any clubs?
 24 A. No.
 25 Q. As principal of the school what were your

1 responsibilities?
 2 A. What were my responsibilities? Well, to see
 3 that the staff was doing what they should have been
 4 doing. I was also a teaching principal so I didn't
 5 have a whole lot of time being principal. But I was
 6 supposed to be observing them, the teachers, and being
 7 there for the students and parents.
 8 Q. Okay.
 9 A. And had to order stuff, books and that kind
 10 of thing to keep the school going.
 11 Q. Anything else that you can recall?
 12 A. Well, that was mainly part -- it was mainly,
 13 you know, keeping the school going, running.
 14 Q. Were you responsible for hiring and firing
 15 the staff?
 16 A. Yes.
 17 Q. And could you do that? Did you have
 18 authority to do that unilaterally without approval of
 19 anyone?
 20 A. I don't recall having to have anyone's
 21 approval.
 22 Q. Did you hire anyone while you were there?
 23 A. No, I didn't.
 24 Q. Did you fire anyone while you were there?
 25 A. No.

1 Q. How did you know that you had authority to
 2 hire or fire staff at school?
 3 A. Well, I did it in the school that I was at
 4 before, as a principal, I think that was just known
 5 that you do that. If you're the principal you see
 6 that, you know, everything is running correctly.
 7 Q. Was there a vice principal?
 8 A. No.
 9 Q. Too small of school?
 10 A. Right.
 11 Q. Do you recall any of the priests teaching
 12 any classes?
 13 A. No.
 14 Q. Do you recall any of the priests spending
 15 any time in any of the classrooms?
 16 A. No.
 17 Q. Does the name ██████████, does that sound
 18 familiar to you?
 19 A. No.
 20 Q. Was there someone that you considered your
 21 supervisor when you were serving in Our Lady in your
 22 capacity as principal of the school?
 23 MS. YOUNG: Objection, calls for
 24 speculation.
 25 Q. (BY MR. HALE): Did you have to answer to

1 anyone?
 2 A. Well, we would have to answer to my superior
 3 maybe -- not really, though, because she had nothing
 4 to do with the school. No, I don't think I did.
 5 Q. Did you have to answer to anyone from -- did
 6 you have to answer to Father Kelly? Did he have
 7 control over the school?
 8 A. Not really.
 9 Q. When you say not really --
 10 A. Well, it was his parish school so if he
 11 had -- I suppose if he had something to say that I
 12 would have to discuss it with him, but he never did.
 13 Q. What about from the archbishop's office, was
 14 there anyone who had supervisory or authority over you
 15 in your capacity as principal of the school, to your
 16 knowledge?
 17 MS. YOUNG: Objection, calls for
 18 speculation.
 19 THE WITNESS: Am I supposed to answer?
 20 Q. (BY MR. HALE): You can answer. There's
 21 going to be numerous points throughout this deposition
 22 where either Ms. Young or myself will raise an
 23 objection. We are just making our record. Once the
 24 record is made you are free to answer.
 25 MS. YOUNG: If you know, but don't guess.

1 THE WITNESS: I am not -- I don't know.
 2 Usually there's a teachers, you know, there is
 3 somebody in the diocese office that gives you
 4 curriculum, that kind of thing, but I don't know who
 5 it is, long date.
 6 Q. (BY MR. HALE): Do you recall receiving any
 7 kind of guidelines or curriculum from anyone from the
 8 archbishop or the archdiocese?
 9 A. I'm sure we had that on file.
 10 Q. What about during your two years, do you
 11 remember there being any kind of memorandum of giving
 12 you any kind of instructions or guidelines you had to
 13 follow at a school within the Archdiocese in
 14 Los Angeles?
 15 A. I'm sure I did, I'm sure I did have, that's
 16 just normal.
 17 Q. Okay. Were you familiar while you were
 18 there with something called the Archdiocese of
 19 Los Angeles Education & Welfare Corporation?
 20 A. I don't know that term.
 21 Q. Did you have any understanding of there
 22 being any entity within The Archdiocese of Los Angeles
 23 that had responsibility for schools within the
 24 archdiocese?
 25 MS. YOUNG: Objection, calls for

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1 speculation.
 2 THE WITNESS: No, I don't know.
 3 Q. (BY MR. HALE): Did you receive a paycheck
 4 for your work?
 5 A. No.
 6 Q. Did the order receive a paycheck for your
 7 work?
 8 A. Yes.
 9 Q. Would you receive a check that you would
 10 give to the order?
 11 A. I never got the check. I'm sure that Father
 12 Kelly probably gave it to my superior of the house.
 13 Q. Who was the superior at your house?
 14 A. Her name was sister [REDACTED].
 15 Q. Do you know if she is still a member of the
 16 Sisters of Notre Dame?
 17 A. She's passed on.
 18 Q. What makes you think Father Kelly would have
 19 given her a check?
 20 A. Because I never got it.
 21 Q. Were you ever aware --
 22 MS. YOUNG: Belatedly objection,
 23 speculation.
 24 Q. (BY MR. HALE): Were you ever aware there
 25 being any checks written by the parish to employees of

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1 the school?
 2 A. It was known --
 3 MS. YOUNG: Objection.
 4 THE WITNESS: It was known that the pastors
 5 paid for the sisters' teaching, but we never saw the
 6 checks.
 7 Q. (BY MR. HALE): What about the lay
 8 employees, do you know who was responsible for giving
 9 them their paychecks?
 10 MS. YOUNG: Objection, speculation.
 11 THE WITNESS: Father Kelly would have done
 12 that.
 13 Q. (BY MR. HALE): Did you ever see that
 14 happen?
 15 A. No.
 16 Q. Did you ever see a check written by Father
 17 Kelly?
 18 A. No.
 19 Q. Are you familiar with the Sisters of
 20 Bethany?
 21 A. I know who they are and where they live, but
 22 I never had any contact with them mainly because they
 23 speak Spanish and I don't.
 24 Q. How were you familiar with them?
 25 A. I would see them now and then.

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1 Q. Where would you see them at?
 2 A. Going in and out of their convent. It's
 3 right next to the church.
 4 Q. Anywhere else?
 5 A. No.
 6 Q. Did you have any understanding while you
 7 were there of what kind of work they did?
 8 A. I was told they did social work.
 9 Q. Did you have any understanding of whether
 10 they worked for a particular entity of any sort?
 11 A. No.
 12 MS. YOUNG: Objection, calls for
 13 speculation.
 14 Q. (BY MR. HALE): Did you know any of them?
 15 A. No.
 16 Q. Do you know what a religious institute of
 17 pontifical right is?
 18 MS. YOUNG: Objection, calls for expert
 19 testimony, calls for speculation.
 20 THE WITNESS: No.
 21 Q. (BY MR. HALE): Do you know what a diocesan
 22 and institute of consecrate life is?
 23 MS. YOUNG: Same objection.
 24 THE WITNESS: No.
 25 Q. (BY MR. HALE): Do you know what kind of

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1 order the Sisters of Notre Dame were or are?
 2 A. What kind of order?
 3 Q. In other words, were they created by Rome or
 4 were they created by The Archdiocese of Los Angeles?
 5 A. They were created by Rome.
 6 Q. Do you understand there would be a
 7 difference in titles between one that was created by
 8 Rome versus one that's created by the archdiocese?
 9 A. Yes.
 10 MS. YOUNG: Objection, calls for
 11 speculation, calls for expert testimony.
 12 Q. (BY MR. HALE): What's your understanding of
 13 the difference as far as the titles go if one is
 14 created by Rome versus one created by the
 15 archdiocese?
 16 MS. YOUNG: Same objection.
 17 THE WITNESS: My understanding is that the
 18 diocese has control over the sisters who are working
 19 directly for the archdiocese or diocese.
 20 Q. (BY MR. HALE): And what was your
 21 understanding as far as what kind of order the Sisters
 22 of Notre Dame were while you were a member of that
 23 order?
 24 A. I knew we were --
 25 MS. YOUNG: Objection, calls for

1 speculation, calls for expert testimony.
 2 THE WITNESS: Our mother house is in Rome
 3 and we are Roman -- we are under the Roman rule or
 4 whatever.
 5 Q. (BY MR. HALE): Was it your understanding
 6 that the archdiocese had any control of any sort over
 7 your religious order?
 8 A. Not ours.
 9 Q. What about the Sisters of Bethany?
 10 A. I don't know about them.
 11 MS. YOUNG: Same objection.
 12 Q. (BY MR. HALE): Did you have any
 13 understanding whether they were created by the
 14 archdiocese versus Rome?
 15 MS. YOUNG: Same objection.
 16 THE WITNESS: I don't know what theirs was.
 17 Q. (BY MR. HALE): Did you ever see any of the
 18 Sisters of Bethany attending mass at Our Lady of
 19 Guadalupe?
 20 A. Not then. I have seen them since.
 21 Q. When have you seen them since?
 22 A. Whenever I go to Santa Barbara.
 23 Q. How often do you go to Santa Barbara now?
 24 A. I go once every six weeks. I have friends
 25 there.

1 Q. Are any of them current or former members of
 2 the Sisters of Notre Dame?
 3 A. Well -- no, not the ones that I visit.
 4 Q. Are any of them?
 5 MS. YOUNG: Are you talking them the people
 6 that she goes to visit or them the Sisters of Bethany?
 7 MR. HALE: No, the people she goes to visit.
 8 MS. YOUNG: Okay then, it was just me that
 9 was confused.
 10 Q. (BY MR. HALE): Were any of the people you
 11 go to visit, were any of them ever assigned to Our
 12 Lady of Guadalupe, to your knowledge?
 13 A. No.
 14 Q. Were any of them parishioners at Our Lady of
 15 Guadalupe?
 16 A. Yes.
 17 Q. How many of them were parishioners at Our
 18 Lady of Guadalupe?
 19 A. Actually I guess they all are, most of them.
 20 I have others that are parishioners of other places, I
 21 guess, friends.
 22 Q. Did you get to know these people because
 23 they were parents of children attending the school?
 24 A. Yes.
 25 Q. What are their names?

1 A. Let's see, [REDACTED] and [REDACTED], are my very
 2 good friends.
 3 Q. [REDACTED]?
 4 A. [REDACTED], that whole family, there's her
 5 sister and children and -- we have other friends, too,
 6 that we are all friends with.
 7 Q. You said [REDACTED] and [REDACTED]?
 8 A. Yes.
 9 Q. Do they still live in the neighborhood
 10 around the parish?
 11 A. Yes.
 12 Q. Is that a married couple [REDACTED] and [REDACTED] --
 13 A. Yes.
 14 Q. How old do you think they are?
 15 A. Well, eighty, late seventies.
 16 Q. Do you know their phone number off the top
 17 of your head?
 18 A. No.
 19 Q. Who else do you do you visit in Santa
 20 Barbara --
 21 A. I mainly visit them. If we are there on the
 22 weekend we go to mass at Our Lady of Guadalupe.
 23 Q. You say about every six weeks?
 24 A. Six weeks, yeah, sometimes longer.
 25 Q. How long have you been visiting them about

1 every six weeks, for how many years has that been
 2 going on?
 3 A. Well, it hasn't been consistent like that.
 4 I have known them since 1966. And so I periodically
 5 have been visiting them. Sometimes it would be years
 6 because we were both busy. Now I visit them more
 7 frequently.
 8 Q. Have you ever discussed the allegations
 9 involving Father Kelly with them?
 10 MS. YOUNG: Objection, assumes facts not in
 11 evidence, allegations --
 12 THE WITNESS: Not really. I mean, they know
 13 what's going on, but I haven't really discussed -- I
 14 don't know anything, that's nothing to discuss really.
 15 Q. (BY MR. HALE): Have they expressed their
 16 opinion as to the voracity of the allegations
 17 involving Father Kelly?
 18 A. No.
 19 MS. YOUNG: Same objection.
 20 Q. (BY MR. HALE): Have you expressed your
 21 opinion to them regarding the voracity of the
 22 allegations involving Father Kelly?
 23 MS. YOUNG: Same objection, vague and
 24 ambiguous as to the allegations.
 25 THE WITNESS: No, we haven't really, it's

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1 just a sad thing, that's about it
 2 Q. (BY MR. HALE): Anyone else in Santa Barbara
 3 who you visit with?
 4 A. No, not like I do with ██████ and ██████.
 5 Q. What about less than with ██████ and ██████?
 6 A. I only go specifically to see ██████ and ██████.
 7 If I see other people because they are all friends I
 8 might see them, but I don't go specifically to see
 9 anybody else.
 10 Q. Are those other people parishioners at Our
 11 Lady of Guadalupe?
 12 A. Some might be.
 13 Q. Are these people that you knew while you
 14 were assigned Our Lady of Guadalupe?
 15 A. Yes.
 16 Q. Do you recall any other names?
 17 A. One is ██████. And she's not well,
 18 she's -- she's in a wheelchair actually.
 19 Q. Okay. Does she live around the parish as
 20 well?
 21 A. Around there somewhere.
 22 Q. Anyone else?
 23 A. No, I don't think so.
 24 Q. I think we got into this line of questioning
 25 because you had said you had seen Sisters of Bethany

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1 recently at Our Lady of Guadalupe.
 2 A. They still go to mass there.
 3 Q. What about back when you were assigned?
 4 A. I never went to mass there then.
 5 Q. What about the first Fridays?
 6 A. No, I never saw them. I don't recall.
 7 Q. Were you aware of any of the sisters working
 8 in the rectory --
 9 A. No.
 10 Q. -- teaching. Were you aware of catechism
 11 classes being taught at Our Lady of Guadalupe?
 12 A. They might have been, but we didn't do it.
 13 Q. Were you aware of anyone teaching catechism
 14 classes at Our Lady of Guadalupe?
 15 A. No.
 16 Q. What about did you attend PTA meetings?
 17 A. Yes.
 18 Q. Did you ever see any of the Sisters of
 19 Bethany at PTA meetings?
 20 A. No.
 21 Q. Where were the PTA meetings held?
 22 A. Usually in the library.
 23 Q. Would the entire faculty attend those?
 24 A. I'm trying to think. I don't think the
 25 entire faculty. Maybe a couple.

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1 Q. Did any of the --
 2 A. I don't remember.
 3 Q. Did any of the priests attends the PTA
 4 meetings?
 5 A. No.
 6 Q. Did you ever do any work with cafeterias
 7 while you were in Santa Barbara?
 8 A. No.
 9 Q. I take it you didn't know a Sister of
 10 Bethany named Sister ██████?
 11 A. No.
 12 Q. While you were at Our Lady did you ever hear
 13 any parents voice concerns or unhappiness with Father
 14 Kelly?
 15 A. No.
 16 Q. When you became a sister of Notre Dame did
 17 you take an oath of loyalty?
 18 A. No, we just took vows of poverty, chastity
 19 and obedience.
 20 Q. Who was the vow of obedience to?
 21 A. To God.
 22 Q. Anyone else?
 23 A. No.
 24 Q. While you were in Santa Barbara did you know
 25 any Sisters of the Immaculate Heart?

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1 A. No. I know who they were, but I didn't know
 2 any of them personally.
 3 Q. Are you aware of the controversy between
 4 them and Cardinal McIntire?
 5 A. I was aware of that.
 6 Q. How did you become aware of that?
 7 A. Just by talking with other people.
 8 Q. What was your understanding of the nature of
 9 the controversy?
 10 MS. YOUNG: Objection, irrelevant.
 11 MR. HALE: It's not irrelevant at all,
 12 unless you are going to stipulate right now that
 13 Sisters of Bethany were controlled by your clients
 14 which I know you are not.
 15 THE WITNESS: I know they had a problem with
 16 Cardinal McIntire, I don't know exactly what it was.
 17 I think they were a little more modernized than the
 18 cardinal or something. I don't know.
 19 Q. (BY MR. HALE): What do you mean by more
 20 modernized?
 21 A. Well, they were more -- I can't think of the
 22 word --
 23 MS. YOUNG: Calls for speculation.
 24 THE WITNESS: I can't think of the word I
 25 want to use.

1 MS. YOUNG: Is speculation.
 2 THE WITNESS: But I knew there was a problem
 3 with the archdiocese and the sisters, but I'm not sure
 4 of what it was.
 5 Q. (BY MR. HALE): While you were in
 6 Santa Barbara did you know any priests who were doing
 7 work for Catholic charities?
 8 A. No.
 9 Q. Did you ever know a sister of Notre Dame
 10 with the last name, this is going to be phonetic, I
 11 don't know if this is the correct spelling,
 12 ██████████?
 13 A. No.
 14 Q. Were you ever aware of Father Kelly owning a
 15 cabin?
 16 A. No, not really.
 17 Q. What do you mean not really?
 18 A. Well, I think -- I didn't know about it, but
 19 you told me I think over the phone.
 20 Q. Ever heard about it while you were at --
 21 A. No.
 22 Q. -- assigned to Santa Barbara.
 23 A. No.
 24 Q. Never heard anyone talking about there being
 25 a cabin the boys went to?

1 A. No.
 2 Q. Were you ever aware of Father Kelly spending
 3 time away from the parish while you were assigned in
 4 Santa Barbara?
 5 A. No.
 6 Q. Were you ever aware of Father Kelly taking
 7 overnight trips while you were assigned to
 8 Santa Barbara?
 9 A. No.
 10 MR. HALE: We have been going almost an hour
 11 and a half. Why don't we take a break.
 12 THE VIDEOGRAPHER: We are going to go off
 13 the record. Time is 2:18 p.m. Please remove the
 14 microphones before you step away from the table.
 15 (Recess.)
 16 THE VIDEOGRAPHER: We are back on the
 17 record, time is 2:29 p.m. Please proceed.
 18 Q. (BY MR. HALE): Were you ever aware of
 19 Father Kelly owning a camera?
 20 A. A camera?
 21 Q. A camera.
 22 A. No.
 23 Q. When was the first time you heard of Father
 24 Kelly had been accused of childhood sexual abuse?
 25 A. When you called me --

1 Q. When was the first time you heard that
 2 Father Kelly had been accused of any kind of
 3 inappropriate conduct with a minor?
 4 A. Again, when you called me.
 5 Q. Did you ever observe any minors walking into
 6 the parish rectory?
 7 A. No.
 8 Q. Did you ever hear about that happening?
 9 A. No.
 10 Q. Do you recall seeing minor boys congregating
 11 or hanging out in front of the rectory?
 12 A. No.
 13 Q. Did you ever see any minor boys, or boys at
 14 least that appeared to be minors, in Father Kelly's
 15 car?
 16 A. No.
 17 Q. Do you recall seeing Father Kelly in a car
 18 ever?
 19 A. No.
 20 Q. Did you ever see Father Kelly riding a bike
 21 with minor boys?
 22 A. No.
 23 Q. You described spending time in the parish
 24 hall on this silver jubilee. Did you ever spend any
 25 other time in the parish hall?

1 A. Not that I recall.
 2 Q. Did you consider the Sisters of Bethany
 3 Convent to be part of the parish?
 4 MS. YOUNG: Objection, calls for
 5 speculation.
 6 THE WITNESS: I thought they were.
 7 Q. (BY MR. HALE): What made you think that?
 8 A. Because they are right next to the church.
 9 Q. Any other reason?
 10 A. No.
 11 Q. Were you ever aware of the parish making any
 12 kind of mortgage payments on the Convent?
 13 A. No.
 14 MS. YOUNG: Belatedly objection,
 15 speculation.
 16 Q. (BY MR. HALE): What about any parish
 17 property?
 18 A. No.
 19 MS. YOUNG: Objection, vague and ambiguous.
 20 Q. (BY MR. HALE): Why did you leave Our Lady
 21 of Guadalupe?
 22 A. I was assigned to another school.
 23 Q. Did you request a reassignment?
 24 A. No.
 25 Q. Were you ever aware of anyone assigned to

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1 the parish or the school requesting an assignment away
 2 from Our Lady of Guadalupe?
 3 A. No.
 4 Q. Just want to show you a document, more than
 5 likely you have never seen it before, you can tell me
 6 that and that will be that. Just bear with me here a
 7 second. I will give you a copy in one minute.
 8 Just review that. Let me know when you are
 9 finished. I realize this was after you had already
 10 left Our Lady of Guadalupe.
 11 We will --
 12 MS. YOUNG: Are you going to mark this?
 13 MR. HALE: Let's mark this as Exhibit 2.
 14 (Plaintiff's Exhibit 2 marked for
 15 identification.)
 16 THE WITNESS: I was not aware of this.
 17 Q. (BY MR. HALE): You have never seen that
 18 document before?
 19 A. No.
 20 Q. You never heard about this petition taking
 21 place?
 22 A. No, I never did. I wasn't there then.
 23 Q. I see Mr. ██████████'s name appears on the third
 24 page.
 25 A. I noticed that.

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1 Q. Just for the record, this is a three-page
 2 document Bates stamped CIV Kelly Number 81 to 83,
 3 dated November 6th, 1970.
 4 Have you ever talked with him about a
 5 petition?
 6 A. With Father Kelly?
 7 Q. Involving Father Kelly.
 8 A. No.
 9 Q. Did it surprise you to see his name on
 10 this?
 11 A. You mean his name up here?
 12 Q. No, no, Mr. ██████████'s.
 13 A. Yeah, I was, because I never knew they did
 14 that.
 15 Q. Neither of the ██████████ ever mention to you the
 16 fact that they had signed this petition regarding
 17 Father Kelly?
 18 A. No. This was a year after I left.
 19 Q. Right.
 20 A. So --
 21 Q. Do you recognize any of the other names on
 22 page 82 or 83?
 23 A. Some names are familiar to me. Some I can
 24 put a face to, but some I can't.
 25 Q. Other than Mr. ██████████ do you know any of the

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1 people identified on page 82 or 83?
 2 A. I know of them. Like Mr. ██████████ was the
 3 choir director, I knew him. I think he's dead now.
 4 Q. Anyone else?
 5 A. I don't think so.
 6 Q. Other than Mr. ██████████ is there anyone on page
 7 82 or 83 who you have spoken with in the last five
 8 years?
 9 A. No.
 10 Q. Do you see in paragraph six on the first
 11 page where it says, "Alter boys are afraid to serve
 12 mass when Father Kelly is the Celebrant"?
 13 A. Yes, I see that.
 14 Q. Had you ever heard that before?
 15 A. No, I really didn't.
 16 Q. Does it surprise you?
 17 A. It does in a way.
 18 Q. Do you know who replaced you at Our Lady?
 19 A. I'm not sure.
 20 Q. Do you recall when you were transferred
 21 anyone contacting you and asking what it was like to
 22 work at Our Lady of Guadalupe or to work with Father
 23 Kelly?
 24 A. Nobody contacted me that I recall.
 25 Q. During your time at Our Lady did you ever

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1 become aware of or hear of anything about Father Kelly
 2 drinking alcohol?
 3 A. No.
 4 Q. Did you ever become aware of or hear about
 5 Father Kelly drinking alcohol to excess?
 6 A. No, I didn't hear about it, no.
 7 Q. Did you ever become aware of or hear
 8 anything about anyone including yourself hearing
 9 Father Kelly slurring his speech because he was
 10 intoxicated?
 11 MS. YOUNG: Objection, vague and ambiguous.
 12 THE WITNESS: I heard slurred speech, but I
 13 don't know why, he might have been intoxicated, but
 14 I'm not sure.
 15 Q. (BY MR. HALE): When did you hear slurred
 16 speech?
 17 A. On a telephone conversation.
 18 Q. How many times did that happen?
 19 A. I don't know. Maybe four or five.
 20 Q. And would he call you or did you call him?
 21 A. He called me.
 22 Q. Let's start with the first time. Was this
 23 in your first school year or was this in the second
 24 school year?
 25 A. I don't really know.

1 Q. Did he tell you why he was calling you?
 2 A. Yes.
 3 Q. Did he call you at the convent?
 4 A. Yes.
 5 Q. What did he tell you as far as why he was
 6 calling you?
 7 A. He was complaining about some of the
 8 students.
 9 Q. About what?
 10 A. Some of the students.
 11 Q. What was he complaining about?
 12 A. They were fooling around during the pledge
 13 to salute the cross and the salute to the flag.
 14 Q. Did he identify any of those students?
 15 A. No.
 16 Q. Was he yelling at you during this
 17 conversation?
 18 A. I don't remember. I don't think so.
 19 Q. Did he ever yell at you in any conversations
 20 you had with him?
 21 A. No.
 22 Q. What did you say to him when he complained
 23 about the students?
 24 A. I said I would take care of it.
 25 Q. Have you ever told anyone that Father Kelly

1 yelled at you during any telephone conversations you
 2 had with him?
 3 A. I don't think so.
 4 Q. You say his speech sounded slurred. Was
 5 this during the first telephone -- strike that.
 6 Were you able to understand him?
 7 A. I think I was able to understand him, yes.
 8 Q. Was there ever any telephone conversation
 9 you had with Father Kelly where his speech was so
 10 slurred you could not understand him?
 11 A. I don't think so. I could understand him.
 12 Q. Have you ever told anyone that he called you
 13 and his speech was so slurred that you couldn't
 14 understand him?
 15 A. I don't know. I don't think so. Maybe.
 16 Q. Do you recall being interviewed by an
 17 investigator named Ed Piceno?
 18 A. I thought you were the person with that
 19 name.
 20 Q. I can't answer your questions, I'm just
 21 asking them.
 22 A. Ed Piceno. I don't remember who that is.
 23 Q. Do you recall when you were first contacted
 24 about the Father Kelly cases?
 25 A. It was a few months back.

1 Q. Do you recall being contacted about the
 2 Father Kelly cases in 2004?
 3 A. No.
 4 Q. Do you recall being contacted by a person
 5 who identified themselves as a personal investigator?
 6 MS. YOUNG: In 2004?
 7 Q. (BY MR. HALE): Yes.
 8 A. No, I don't recall that.
 9 Q. Do you recall being contacted by someone who
 10 identified themselves as a personal investigator at
 11 any time?
 12 A. I -- I was -- I had spoke with one man.
 13 What was his name? I don't remember his name, but it
 14 was not in 2004.
 15 Q. When was that?
 16 A. It was not too long ago. Couple of weeks
 17 ago.
 18 Q. You don't remember what his name was?
 19 A. I must be getting Alzheimer's. I could find
 20 out, but I don't know his name right now.
 21 Q. And he called you?
 22 A. Yes.
 23 Q. Did he identify who he was working for?
 24 A. Yes.
 25 Q. Who?

1 A. I think he was working for the Los Angeles
 2 Diocese.
 3 Q. Did he ask you questions about your time at
 4 Our Lady of Guadalupe?
 5 A. Not really. He didn't -- he wasn't asking
 6 me about that.
 7 Q. What did he ask you about?
 8 A. He asked me how I felt about coming to this
 9 deposition.
 10 Q. What did you tell him?
 11 A. I said I was a little nervous, but that I
 12 would be okay.
 13 Q. What else did he ask you?
 14 A. He didn't ask me really much of anything.
 15 He was just, I think, giving me moral support.
 16 Q. Did he identify himself as a priest?
 17 A. No.
 18 Q. Did he tell you what his job was, what his
 19 job title was?
 20 A. I don't know if he had one. I'm not sure.
 21 Q. Did you only speak to him once?
 22 A. Yes.
 23 Q. Have you spoken with anyone else from the
 24 archdiocese?
 25 A. No.

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1 MS. YOUNG: Objection, assumes facts not in
 2 evidence.
 3 Q. (BY MR. HALE): The next time Father Kelly
 4 called you and was slurring his speech, what was he
 5 calling you about?
 6 A. You know what, I don't remember the other
 7 times. I know it was more than one time, but I don't
 8 remember what the conversations were on the other
 9 times. It has been so long ago I just remember that
 10 one incident.
 11 Q. And what time -- was there a certain time of
 12 day or night he would call you?
 13 A. It was when I was in the Convent, after, you
 14 know, school was out.
 15 Q. Was anyone else present during the
 16 conversation?
 17 A. No.
 18 Q. Did you ever become aware of or hear about
 19 Father Kelly vomiting?
 20 A. Hm-hmm, never.
 21 Q. Did you ever observe Father Kelly drinking
 22 alcohol?
 23 A. No, I never did.
 24 Q. Did you ever smell alcohol on Father Kelly's
 25 breath?

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1 A. No.
 2 Q. Did you ever become aware of or hear about
 3 anyone smelling alcohol on his breath?
 4 A. I don't remember anyone telling me that.
 5 Q. Did you ever become aware of or hear of
 6 anything about anyone including yourself observing
 7 Father Kelly so intoxicated he stumbled?
 8 A. No.
 9 Q. Did you ever become aware of or hear
 10 anything about anyone including yourself observing
 11 Father Kelly's so intoxicated that he passed out?
 12 A. No.
 13 Q. Did you ever become aware of or hear
 14 anything about anyone including yourself observing
 15 Father Kelly so intoxicated he was unable to make it
 16 up a set of flight of stairs?
 17 A. No.
 18 Q. Did you ever become aware of or hear of
 19 anything about anyone including yourself observing
 20 Father Kelly so intoxicated that he had to sit down
 21 during mass?
 22 A. No.
 23 Q. Did you ever become aware of or hear
 24 anything about Father Kelly giving wine to a boy or to
 25 boys in the sacristan?

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1 A. No, I never did.
 2 Q. If you heard about that happenings while you
 3 were assigned Our Lady would you have told anyone?
 4 A. I imagine I would have, but I never heard
 5 any of that.
 6 Q. Who would you have told?
 7 A. Probably my superior.
 8 Q. Anyone else?
 9 A. No --
 10 MS. YOUNG: Objection, calls for
 11 speculation.
 12 Q. (BY MR. HALE): Ever become aware of or hear
 13 anything about Father Kelly giving alcohol to a boy or
 14 to boys anywhere?
 15 A. No.
 16 Q. If you heard about that would you have told
 17 your superior?
 18 A. I probably would have, yes.
 19 Q. Anyone else?
 20 A. I don't know. I might have, depending --
 21 MS. YOUNG: Same objection.
 22 THE WITNESS: I really don't know if I would
 23 have. I imagine I would have to -- I might have
 24 called the Bishop, I don't know.
 25 Q. (BY MR. HALE): Did you ever become aware of

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1 or hear of anything about Father Kelly playing Bible
 2 study games with a boy or boys?
 3 A. No.
 4 Q. Where he would ask them questions about
 5 topics from the Bible?
 6 A. No, I never did.
 7 Q. Did you ever become aware of or hear of
 8 anything about Father Kelly spending a day or days in
 9 his room drinking?
 10 A. No.
 11 Q. Did you ever become aware of or hear
 12 anything about Father Kelly locking himself in his
 13 room in the rectory?
 14 A. No.
 15 Q. With regards to the silver jubilee, the 25th
 16 anniversary, do you recall being aware of Father
 17 ██████████ preparing a history of Father Kelly's
 18 assignments?
 19 A. I don't recall that.
 20 Q. Do you recall there being a presentation or
 21 discussion of Father Kelly's history of assignments?
 22 A. No. I don't remember.
 23 Q. But you attended a celebration at the parish
 24 hall?
 25 A. I did.

1 Q. Was there anything other than the
 2 celebration, to your knowledge, at the parish hall?
 3 A. I'm trying to remember. I'm not sure, but I
 4 think the students might have done something. I'm not
 5 sure. I think they might have sung some songs, but
 6 I'm not sure. It has been so long.
 7 Q. At any of the times that you were assigned
 8 to Santa Barbara did you know Father [REDACTED] [REDACTED]?
 9 A. No.
 10 Q. What about [REDACTED]?
 11 A. No.
 12 Q. How about a [REDACTED]?
 13 A. No.
 14 Q. What about a Father [REDACTED]?
 15 A. No.
 16 Q. Father [REDACTED]?
 17 A. No.
 18 Q. What about a Father [REDACTED]?
 19 A. I don't recall.
 20 Q. What about Father [REDACTED]?
 21 A. No.
 22 Q. When was the last time you spoke to Father
 23 [REDACTED]?
 24 A. I haven't spoken to him probably since I
 25 left, '68.

1 Q. What about Father [REDACTED]?
 2 A. Same, I don't know.
 3 Q. Did you know a Father [REDACTED]?
 4 A. No.
 5 Q. Do you remember a student named [REDACTED]
 6 [REDACTED]?
 7 A. I don't remember.
 8 Q. What about a student named [REDACTED]?
 9 A. I don't remember that either.
 10 Q. Did you ever know a Bishop Tom Curry?
 11 A. No.
 12 Q. What about von Senor [REDACTED]?
 13 A. That sounds familiar, but I don't know who
 14 he is or I can't put a face to him.
 15 Q. This person who called you from the
 16 Archdiocese, did he give you a number you could
 17 contact him at?
 18 MS. YOUNG: Objection, lacks foundation.
 19 THE WITNESS: I think I have something from
 20 him, like a card or something like that.
 21 Q. (BY MR. HALE): But you don't remember his
 22 name?
 23 A. I don't. Sorry.
 24 Q. Did he tell you what his position was with
 25 the Archdiocese?

1 A. No.
 2 Q. You don't believe he was a priest?
 3 A. No.
 4 Q. Did he tell you if he was involved in the
 5 litigation lawsuit in some way?
 6 A. He didn't tell me he was involved, no.
 7 Q. When he called you how did he identify
 8 himself?
 9 A. I'm trying to think. I'm not sure if he
 10 said he was from the archdiocese of Los Angeles -- I
 11 didn't let him in the house, to tell you the truth,
 12 because I didn't know for sure where he was from.
 13 Q. I'm sorry, I thought he called you.
 14 A. No.
 15 Q. He appeared at your front door?
 16 A. Yes.
 17 Q. Is he an older or younger gentleman?
 18 A. I guess middle-aged.
 19 Q. How long did the conversation last for?
 20 A. Maybe fifteen minutes.
 21 Q. Do you recall anything else other than what
 22 you have already talked about as far as the subject
 23 matter of that conversation?
 24 A. No, it was just to reassure, not to be
 25 afraid and what to expect maybe.

1 Q. Did he mention Father Kelly?
 2 A. Did he mention Father Kelly? He may have.
 3 He may have.
 4 Q. What did he say about Father Kelly?
 5 A. I don't know, I'm not sure.
 6 Q. Did he give you a business card?
 7 A. He gave me a card. I guess it's like a
 8 business card, yeah.
 9 Q. Do you recall if it said he was affiliated
 10 with a law firm or was a private investigator?
 11 A. No, it wasn't a law firm.
 12 Q. Did the card say anything about the
 13 archdiocese or the archbishop?
 14 A. No.
 15 Q. Have you ever spoken to him since that one
 16 fifteen minute conversation you had?
 17 A. No.
 18 Q. How about Father [REDACTED], do you
 19 know him?
 20 A. No.
 21 Q. Other than this gentleman we just spoke
 22 about has anyone from the archdiocese or the
 23 archbishop's office ever contacted you about Father
 24 Kelly at any time?
 25 A. No.

1 Q. Did you ever hear Father [REDACTED] complain
 2 about Father Kelly?
 3 A. No.
 4 Q. Did you ever hear Father [REDACTED] say -- did
 5 Father [REDACTED] leave Our Lady of Guadalupe before you
 6 did or after you did?
 7 A. I think we left at the same time. I think.
 8 I may be wrong.
 9 Q. Did you ever hear him say he was leaving the
 10 parish because of Father Kelly?
 11 A. No.
 12 Q. Did you ever hear him say that Our Lady was
 13 a difficult place to work because of Father Kelly?
 14 A. No, I don't think so.
 15 Q. Did you ever hear about or become aware of
 16 him complaining to Timothy Manning about Father
 17 Kelly?
 18 A. No.
 19 Q. Did you ever speak to Timothy Manning?
 20 A. No.
 21 Q. Did you ever hear Father [REDACTED] say that
 22 Father Kelly was not normal?
 23 A. No.
 24 Q. Did you ever think that?
 25 A. That he wasn't normal?

1 Q. Yes.
 2 A. No, I mean, everyone is different so -- I
 3 wouldn't say he was abnormal, probably as normal as
 4 any one of us --
 5 Q. How was Father Kelly different?
 6 A. Well, he was more quiet than most people.
 7 Q. Any other ways?
 8 A. No.
 9 Q. Were you ever aware of any priest from Our
 10 Lady of Guadalupe testifying on behalf of a minor at a
 11 juvenile court proceeding?
 12 A. No.
 13 Q. Did you ever know a priest named father [REDACTED]
 14 [REDACTED]?
 15 A. No.
 16 Q. Were you ever aware of any priests from
 17 outside the archdiocese coming to Our Lady to perform
 18 Missions?
 19 A. They may have had Missions, but I wasn't
 20 attending or wasn't aware of it.
 21 Q. Okay. Were you ever aware of any priest
 22 from outside the archdiocese coming to Our Lady just
 23 to perform mass?
 24 A. No.
 25 Q. Did you ever know a parent named [REDACTED]

1 [REDACTED]?
 2 A. No.
 3 Q. Were you ever aware there being a roster of
 4 alter boys?
 5 A. No.
 6 Q. While you were a sister of Notre Dame did
 7 you ever receive any kind of communication, either a
 8 verbal or in-writing, from the archbishop's office?
 9 A. No.
 10 Q. What about from the chancery?
 11 A. No.
 12 Q. What about from the archdiocese?
 13 A. No.
 14 Q. What about the archdiocese of Los Angeles
 15 Education & Welfare Corporation?
 16 A. If that has to do with the schools, I
 17 probably have gotten memos and things like that from
 18 them.
 19 Q. About what?
 20 A. Well, you know, directives and things like
 21 that.
 22 Q. What kind of directives?
 23 A. Well, I don't know, something of having to
 24 do with the school like curriculum or something like
 25 that, you know, they had to do with teaching and

1 performance of students and things like that.
 2 Q. Who determined the curriculum while you were
 3 at Our Lady of Guadalupe?
 4 MS. YOUNG: Objection, calls for
 5 speculation.
 6 THE WITNESS: I'm sure it came from the --
 7 from the Archdiocese itself.
 8 Q. (BY MR. HALE): What makes you say that?
 9 MS. YOUNG: Objection, calls for
 10 speculation.
 11 THE WITNESS: That's how most schools are
 12 run by curriculums from the Office of Education.
 13 Q. (BY MR. HALE): Okay. While you were a
 14 sister of Notre Dame did you ever receive any training
 15 or education regarding identifying warning signs of
 16 childhood sexual abuse?
 17 A. No.
 18 Q. Did you ever and during that same time while
 19 you were a Sister of Notre Dame did you ever receive
 20 any training regarding preventing childhood sexual
 21 abuse?
 22 A. No.
 23 Q. What about reporting childhood sexual
 24 abuse?
 25 A. No. I know that's in now, but we didn't

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1 have it then.
 2 Q. While you were at Our Lady of Guadalupe were
 3 you ever aware of any priest taking any minor on an
 4 overnight trip?
 5 A. No.
 6 Q. Were you aware of any priest during that
 7 same time frame taking any minor out to dinner with no
 8 other adult supervision?
 9 A. No.
 10 Q. Did you ever hear about any of the priests
 11 from Our Lady of Guadalupe taking any minors to the
 12 beach of Santa Barbara?
 13 A. No.
 14 Q. During your time as a Sister of Notre Dame
 15 were you ever aware of anyone warning a member or
 16 members of a parish or a community that a priest who
 17 had been accused of childhood sexual abuse was either
 18 assigned or was in residence or was doing supply work
 19 at that location?
 20 MS. YOUNG: Objection, vague and ambiguous
 21 and incomplete hypothetical. Assumes facts not in
 22 evidence, lacks foundation.
 23 Q. (BY MR. HALE): While you were a Sister of
 24 Notre Dame did you ever hear of any discussions
 25 whether there should be steps taken to warn a parish

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1 or members of a parish or a community that a priest
 2 who had been accused of childhood sexual abuse was
 3 assigned or was in residence or doing supplying work
 4 at that location?
 5 MS. YOUNG: Same objections.
 6 THE WITNESS: No.
 7 Q. (BY MR. HALE): Were you responsible for
 8 managing the school's finances?
 9 A. No.
 10 Q. Were you involved in any way in managing the
 11 school finances?
 12 A. No.
 13 Q. Was there a budget prepared every year for
 14 the school?
 15 MS. YOUNG: Objection, lacks foundation.
 16 THE WITNESS: I would just submit and I had
 17 some petty cash that I could use for incidental type
 18 things, but if there were large things like books or
 19 any of that, I would order that and it would be taken
 20 care of. I don't know who -- I don't remember to whom
 21 I gave the submissions to.
 22 Q. (BY MR. HALE): But obviously I assume it
 23 was to someone in the parish.
 24 A. Yes, it wasn't me.
 25 Q. Did anyone ever approach you and ask to talk

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1 about the budget for the forthcoming year?
 2 A. I don't remember.
 3 Q. Did Father Kelly ever ask you any questions
 4 about school finances or the school budget?
 5 A. No.
 6 Q. Anyone from the parish ever ask you that?
 7 A. I don't remember.
 8 Q. Do you know if the parish had an
 9 accountant?
 10 A. I don't know.
 11 Q. Did the school have an accountant?
 12 A. No.
 13 Q. Who was responsible for purchasing school
 14 supplies while you were there?
 15 A. I was.
 16 Q. Was there a check that you would -- would
 17 you write checks to purchase the supplies?
 18 A. No, I would just order the things and the
 19 check would be -- then the parish would pay for it.
 20 Q. What was the process? You would order, how
 21 would you -- what would you do when you received a
 22 bill?
 23 A. Just send it to the rectory, I guess, yeah.
 24 Q. You talked earlier about the fact that your
 25 pay was sent directly to the your superior.

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1 A. Right.
 2 Q. Was there a salary that was sent to your
 3 superior?
 4 A. Yes, for all of the sisters that were
 5 there.
 6 Q. Do you know what that salary was?
 7 MS. YOUNG: Objection, calls for
 8 speculation.
 9 THE WITNESS: I don't remember.
 10 Q. (BY MR. HALE): Do you know how it was
 11 determined?
 12 MS. YOUNG: Objection, calls for
 13 speculation.
 14 THE WITNESS: Not by me.
 15 Q. (BY MR. HALE): Do you know if there was a
 16 scale in place that was utilized by the order or by
 17 the archdiocese?
 18 A. I don't know.
 19 MS. YOUNG: Objection, calls for
 20 speculation.
 21 Q. (BY MR. HALE): Other than this gentleman
 22 who came and visited with you and other than with Ms.
 23 ██████████, have you discussed with anyone else that you
 24 were going to be deposed today?
 25 A. No.

1 Q. Are you familiar with something called a
 2 Doctrine of Mental Reservation?
 3 MS. YOUNG: Objection, calls for
 4 speculation.
 5 THE WITNESS: No.
 6 Q. (BY MR. HALE): While you were at Our Lady
 7 or at any time have you ever heard about or become
 8 aware of Father Kelly owning a hand massager like that
 9 used in barber shops where it makes your hand
 10 vibrate?
 11 A. No.
 12 Q. Other than the people we have already talked
 13 about here today are you in touch with anyone else
 14 that you know from Our Lady of Guadalupe?
 15 A. No.
 16 Q. At some point did you become aware that
 17 Father Kelly has passed away?
 18 A. Yes, I knew that.
 19 Q. How did you become aware of that?
 20 A. They told me -- I think [REDACTED] told me.
 21 Q. Did she tell you if she went to the funeral
 22 services?
 23 A. No.
 24 Q. Do you know anyone who went to Father
 25 Kelly's funeral?

1 A. No.
 2 Q. Are you still friends with any priest from
 3 the Archdiocese of Los Angeles?
 4 A. No --
 5 MS. YOUNG: Objection, belatedly, lacks
 6 foundation, assumes facts not in evidence.
 7 Q. (BY MR. HALE): When was the last time you
 8 spoke with a priest from the Archdiocese of
 9 Los Angeles?
 10 A. When was the last time? I was just down to
 11 the L.A. Congress this weekend, so I probably spoke to
 12 a few priests there but, I mean, had nothing to do
 13 with this.
 14 Q. What was the L.A. Congress?
 15 A. The L.A. Congress is a -- it's a Congress
 16 for Christian education and ministries of all the
 17 parishes, you know, and we get together for talks and
 18 liturgies and music and all that kind of thing. It's
 19 a very large thing, like thirty thousand people.
 20 Q. Did you speak with any priests from the
 21 Archdiocese of Los Angeles while you were there?
 22 A. No, I don't think so. There were so many
 23 people, they were from all over the place.
 24 Q. When was the last time you spoke to a priest
 25 from the Archdiocese of Los Angeles?

1 A. Well, I have spoken to father -- the pastor
 2 of father -- I don't even know his name -- from the
 3 Lady of Guadalupe. But just in a friendly way, not
 4 talking about this.
 5 Q. Okay.
 6 A. Just because I have gone to mass there.
 7 Q. Okay. Any other priests from the
 8 Archdiocese of Los Angeles you have spoken to within
 9 the last five years?
 10 A. No.
 11 Q. Have you ever heard about or been aware of
 12 Father Kelly taking or inviting a boy or boys into the
 13 rectory?
 14 A. No.
 15 Q. Did you ever hear about or aware of Father
 16 Kelly taking a boy or boys on an overnight trip?
 17 A. No.
 18 Q. You ever hear about or become aware of
 19 Father Kelly taking a boy or boys to a cabin?
 20 A. No.
 21 Q. Did you ever hear about or become aware of
 22 Father Kelly taking a boy or boys to Mexico?
 23 A. No.
 24 Q. To San Simeon?
 25 A. No.

1 Q. To anywhere else?
 2 A. No.
 3 Q. Did you ever hear about or become aware of
 4 Father Kelly taking a boy or boys out to a movie?
 5 A. No.
 6 Q. Did you ever hear about or become aware of
 7 Father Kelly giving a boy or boys money?
 8 A. No.
 9 Q. Did you ever hear about or become aware of
 10 Father Kelly touching a boy or boys inappropriately?
 11 A. No, I never did.
 12 Q. Did you ever hear about or become aware of
 13 Father Kelly behaving inappropriately with a boy or
 14 boys?
 15 A. I never did, no.
 16 Q. Have you ever heard about or become aware of
 17 Father Kelly being investigated by anyone?
 18 A. No.
 19 Q. Did you ever hear about or become aware of
 20 anyone saying they stopped attending Our Lady because
 21 of Father Kelly?
 22 A. No.
 23 Q. Did you ever hear about or become aware of
 24 Father Kelly taking any adults to a cabin?
 25 A. No.

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1 Q. Did you ever hear about or become aware of
 2 anyone saying they were leaving the parish because of
 3 Father Kelly?
 4 A. No, I didn't, I have never heard that.
 5 Q. What about leaving the school because of
 6 Father Kelly?
 7 A. No.
 8 Q. Did you ever hear about or become aware of
 9 anyone saying that Our Lady was a difficult place to
 10 work because of Father Kelly?
 11 A. No.
 12 Q. Did you ever hear about or become aware of
 13 anyone complaining to Timothy Manning about Father
 14 Kelly?
 15 A. No.
 16 Q. What about anyone complaining to the
 17 Archdiocese about Father Kelly?
 18 A. No.
 19 Q. Did you ever hear about or become aware of a
 20 parishioner or parent complaining about Father Kelly?
 21 A. No, I was never aware of that.
 22 Q. Did you ever hear about or become aware of
 23 anyone saying Father Kelly was not normal?
 24 A. No.
 25 Q. Did you ever hear about or become aware of

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1 anyone being transferred from Our Lady because they
 2 were not getting along with Father Kelly?
 3 A. No.
 4 Q. Did you ever hear about or become aware of
 5 anyone simply arguing or disagreeing with Father
 6 Kelly?
 7 A. No.
 8 Q. Did you ever hear about or become aware of
 9 any priest not getting along with Father Kelly?
 10 A. No. The only priest I knew were those two
 11 that were there in that parish.
 12 Q. What about any nuns not getting along with
 13 Father Kelly?
 14 A. No.
 15 Q. What about any parishioners?
 16 A. No one would state anything to me so I
 17 wasn't aware of it.
 18 Q. What about anyone else saying they didn't
 19 get along with Father Kelly?
 20 A. I haven't heard anyone say they couldn't get
 21 along with Father Kelly.
 22 Q. Did you ever hear about -- hear about or
 23 become aware of Father Kelly complaining about any
 24 priest?
 25 A. No.

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1 Q. What about him complaining about any nuns?
 2 A. No.
 3 Q. What about him complaining about any
 4 parishioners?
 5 A. No.
 6 Q. What about him complaining about anyone?
 7 A. No, nobody talked to me about that.
 8 Q. Have you ever told anyone that you had
 9 problems with Father Kelly's drinking?
 10 A. Did I ever tell anyone? I don't think so.
 11 Q. Have you ever told anyone that you thought
 12 Father Kelly had a drinking problem?
 13 A. I might have said that I thought he had a
 14 drinking problem, but I don't know if he really did.
 15 Q. Who did you say that to?
 16 A. Maybe somebody that I lived with but --
 17 Q. When was that?
 18 A. Would have been during that time.
 19 Q. Who did you say it to?
 20 A. Maybe my superior.
 21 Q. What led you to say you thought he might
 22 have had a drinking problem?
 23 A. Maybe because of the slurred speech.
 24 Q. You mean the telephone calls?
 25 A. Right. That would be the only indication I

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1 would have had.
 2 Q. Okay. And do you remember what the person
 3 said that you told this to said in response?
 4 A. I don't remember.
 5 Q. Did you tell them more than once?
 6 MS. YOUNG: Objection, misstates
 7 testimony.
 8 THE WITNESS: Probably not.
 9 MS. YOUNG: Assumes facts.
 10 Q. (BY MR. HALE): Have you ever told anyone
 11 other than your superior?
 12 MS. YOUNG: Same objection.
 13 THE WITNESS: I don't know. Maybe, but I
 14 don't know: I don't know how many people I might have
 15 told. Maybe no one else so I don't know.
 16 Q. (BY MR. HALE): Have you ever heard about or
 17 become aware of anyone else saying that Father Kelly
 18 had a drinking problem?
 19 A. No.
 20 Q. Did you ever ask anyone if they were aware
 21 of or suspected any kind of inappropriate behavior by
 22 Father Kelly?
 23 A. Not that I'm aware of.
 24 Q. Did you ever hear anyone say that they
 25 suspected or were aware of inappropriate behavior by

1 Father Kelly?
 2 A. No.
 3 Q. Have you ever told anyone that Father Kelly
 4 had problems?
 5 MS. YOUNG: Asked and answered.
 6 THE WITNESS: I don't know.
 7 Q. (BY MR. HALE): Have you ever heard about
 8 or -- strike that. That would be a pretty unusual
 9 thing to say about a priest, wouldn't it?
 10 A. That he was not normal or --
 11 Q. That a priest had problems.
 12 A. Yes, it would be probably.
 13 Q. Something that would stick out in your
 14 recollection if you had?
 15 A. I know a lot of priests have problems. He's
 16 not the only one that I would have thought. No, I
 17 don't think it would have stuck out.
 18 MS. YOUNG: Objection, move to strike
 19 testimony as nonresponsive.
 20 Q. (BY MR. HALE): What other kind of problems
 21 were you aware of priests have?
 22 A. I was married to a priest so I don't think I
 23 need to tell you what problems I think priests would
 24 have had.
 25 MS. YOUNG: Objection, move to strike as

1 Q. (BY MR. HALE): Okay. Who said that?
 2 MS. YOUNG: Objection, lacks foundation.
 3 THE WITNESS: I don't remember.
 4 Q. (BY MR. HALE): Was it a sister or was it
 5 another priest?
 6 A. It was probably a sister.
 7 Q. Do you remember which one?
 8 A. No.
 9 Q. Do you remember what prompted her to say
 10 that?
 11 MS. YOUNG: Objection, lacks foundation.
 12 THE WITNESS: Probably because he was never
 13 around the school. He was not around the school much
 14 at all. That's why it is very surprising for me to
 15 hear all this.
 16 MR. HALE: Why don't we flip the tape, I am
 17 almost done.
 18 THE VIDEOGRAPHER: This ends DVD number one
 19 in the deposition of ██████████ on March 6th, 2007,
 20 we are going to go off the record. The time is 3:17
 21 p.m.
 22 (Recess.)
 23 THE VIDEOGRAPHER: We are back on the
 24 record. Time is 3:20 p.m. This is the
 25 beginning of DVD number two in the

1 non-responsive.
 2 Q. (BY MR. HALE): Can you give me any
 3 examples, though?
 4 A. No. I don't see that they have, you know --
 5 we all have problems in some way. But I don't see any
 6 problem in just because he was a priest.
 7 Q. What about the priests you were assigned
 8 within Our Lady, were you aware of them having any
 9 problems?
 10 A. No.
 11 Q. Ever hear about or become aware of anyone
 12 saying they did not like Father Kelly?
 13 A. No.
 14 Q. That they did not trust Father Kelly?
 15 A. No.
 16 Q. Did you ever tell anyone you didn't like
 17 Father Kelly?
 18 A. I don't think so.
 19 Q. Have you ever heard about or become aware of
 20 anyone complaining about Father Kelly about anything?
 21 MS. YOUNG: Objection, asked and answered.
 22 THE WITNESS: I don't think so. Maybe
 23 because he was sort of, you know, a loaner type
 24 person. But other than that, I never heard any other
 25 complaints.

1 deposition of ██████████, March 6th,
 2 2007. Please proceed
 3 Q. (BY MR. HALE): Mrs. ██████████, I know I asked
 4 you about an investigator named Edward Piceno. I
 5 wanted to see if I can refresh your recollection a
 6 little bit.
 7 Do you recall speaking with him by telephone
 8 on May 13th, 2004?
 9 A. I don't remember that.
 10 Q. Do you recall ever telling Mr. Piceno that
 11 you thought Father Kelly might have been an alcoholic?
 12 A. I don't remember.
 13 Q. Do you dispute telling Mr. Piceno that he
 14 might have been an alcoholic?
 15 MS. YOUNG: Objection, asked and answered.
 16 THE WITNESS: I don't know, I could have
 17 said it, but I don't remember saying it. I don't
 18 remember this guy even.
 19 Q. (BY MR. HALE): Do you remember telling
 20 Mr. Piceno when he called you -- when Father Kelly
 21 called you at the Convent he was too drunk to
 22 communicate?
 23 A. I don't remember that.
 24 Q. Would that be an accurate or an inaccurate
 25 statement?

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1 MS. YOUNG: Objection, asked and answered.
 2 THE WITNESS: Well, I'm not sure. Maybe. I
 3 don't know. Slurred speech it's sort of hard to
 4 tell.
 5 Q. (BY MR. HALE): Do you recall telling
 6 Mr. Piceno that Father Kelly, when he called you, was
 7 intoxicated and was unable to carry on a conversation?
 8 A. I don't remember.
 9 Q. Do you dispute telling Mr. Piceno that?
 10 A. I don't remember --
 11 MS. YOUNG: Counsel, she already testified
 12 she doesn't know who Mr. Piceno is.
 13 THE WITNESS: I don't remember that. I
 14 thought you were the one who called me.
 15 Q. (BY MR. HALE): Do you remember telling
 16 Mr. Piceno that Father Kelly was angry the times that
 17 he called you at the convent?
 18 MS. YOUNG: Objection, lacks foundation,
 19 assumes facts not in evidence.
 20 THE WITNESS: I don't know.
 21 Q. (BY MR. HALE): Do you dispute telling
 22 anyone that Father Kelly was angry when he was calling
 23 you at the convent --
 24 A. That he was angry --
 25 MS. YOUNG: Same objection.

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1 THE WITNESS: I don't remember. He may have
 2 been angry because of the boys not -- or the kids
 3 fooling around but not to the point of -- I don't
 4 know. He was -- it was something that he was not
 5 happy with.
 6 Q. (BY MR. HALE): Do you recall telling
 7 Mr. Piceno or anyone for that matter that Father Kelly
 8 yelled at you when he called you at the convent?
 9 A. I don't remember.
 10 MS. YOUNG: Objection, lacks foundation.
 11 Q. (BY MR. HALE): Do you recall telling anyone
 12 that?
 13 A. No, I don't remember this.
 14 Q. Do you recall telling anyone -- do you
 15 recall telling Ed Piceno on May 13th, 2004, that it
 16 was not fun being the principal at Our Lady of
 17 Guadalupe School because of Father Kelly?
 18 MS. YOUNG: Objection, lacks foundation,
 19 assumes facts not in evidence.
 20 THE WITNESS: I don't remember Mr. Piceno.
 21 Q. (BY MR. HALE): Do you remember ever telling
 22 anyone that?
 23 MS. YOUNG: Objection, asked and answered.
 24 THE WITNESS: No. I don't remember.
 25 Q. (BY MR. HALE): Do you dispute that

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1 statement?
 2 A. No.
 3 Q. Why was it not fun being principal at Our
 4 Lady School because of Father Kelly?
 5 MS. YOUNG: Objection, lacks foundation,
 6 assumes facts not in evidence.
 7 THE WITNESS: Well, Father Kelly was never
 8 around.
 9 Q. (BY MR. HALE): Okay.
 10 A. And so that would be one reason.
 11 Q. Any other reasons?
 12 A. No, that would be the main reason. Hard to
 13 get ahold of.
 14 Q. Did you ever describe Mr. Kelly to
 15 Mr. Piceno as a strange, angry and lonely man?
 16 MS. YOUNG: Objection --
 17 THE WITNESS: I don't remember saying that
 18 because I don't remember talking to Mr. Piceno.
 19 Q. (BY MR. HALE): Have you ever described
 20 Father Kelly as a strange, angry and lonely man to
 21 anyone?
 22 A. I don't remember.
 23 Q. Would you dispute that you ever made that
 24 statement to anyone?
 25 MS. YOUNG: Objection --

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1 THE WITNESS: I may have.
 2 Q. (BY MR. HALE): Why would you describe
 3 Father Kelly as a strange man?
 4 MS. YOUNG: Objection, assumes facts not in
 5 evidence.
 6 THE WITNESS: He's lonely, he's never
 7 around, didn't come to the school for anything, so to
 8 me that would be strange.
 9 Q. (BY MR. HALE): Any other reasons?
 10 A. No.
 11 Q. What about describing him as angry, why
 12 would you describe him as angry?
 13 MS. YOUNG: Objection, assumes facts not in
 14 evidence.
 15 THE WITNESS: I don't remember -- I don't
 16 remember saying he was angry.
 17 Q. (BY MR. HALE): Do you disagree with that
 18 characterization of him?
 19 A. No, I don't think he was angry. I mean, he
 20 was angry maybe for one incident when he saw those
 21 boys fooling around, but other than that I don't
 22 remember him being angry.
 23 Q. What about do you dispute the
 24 characterization of Father Kelly as a lonely man?
 25 MS. YOUNG: Objection, calls for

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1 speculation, assumes facts not in evidence.
 2 THE WITNESS: I guess I am not one to judge
 3 since I don't know him -- I didn't know him that well
 4 because he was never really around. He was the sort
 5 of a standoffish personality.
 6 So to me that seemed lonely, but that's only
 7 my opinion.
 8 Q. (BY MR. HALE): Do you remember being
 9 interviewed by Edward Piceno on August 9th, 2004?
 10 A. I don't remember this guy at all.
 11 Q. Do you remember ever telling anyone,
 12 including Mr. Piceno, that it was your opinion that
 13 Father Kelly was not happy and had to have had
 14 problems other than his drinking?
 15 A. I don't know. I don't remember saying
 16 that.
 17 Q. Is that a true or a false statement in your
 18 mind?
 19 A. Well --
 20 MS. YOUNG: Objection, calls for
 21 speculation.
 22 THE WITNESS: I don't know if it's true or
 23 not.
 24 Q. (BY MR. HALE): Do you remember telling
 25 anyone, including Mr. Piceno on August 9th, 2004, that

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1 you thought Father Kelly was always drinking and was
 2 always drunk while you were the principal?
 3 A. I don't think that's totally true because I
 4 really never saw him.
 5 Q. But that's not the question. Do you
 6 remember telling Mr. Piceno or anyone?
 7 A. No, I don't remember saying that.
 8 Q. That Father Kelly was always drunk or was
 9 always drinking while you were the principal?
 10 MS. YOUNG: Objection, argumentative,
 11 assumes facts not in evidence.
 12 THE WITNESS: I don't think so. I don't
 13 think I -- if I said that I don't know why I did.
 14 Q. (BY MR. HALE): All right.
 15 A. But I don't remember this guy at all.
 16 Q. Do you remember telling Mr. Piceno or anyone
 17 else on August 9th, 2004, that there were times when
 18 Father Kelly called when it was obvious to you that he
 19 was drunk?
 20 A. I think I'm referring to the same time that
 21 he called the convent and it was the slurred speech.
 22 To me that seemed like maybe he was, but maybe he
 23 wasn't, maybe he was on something else. I don't
 24 know.
 25 Q. But I am giving you a specific statement

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1 here, I want to know if you told Mr. Percent or anyone
 2 else that.
 3 MS. YOUNG: Objection, she's already
 4 testified, Counsel, about six times that she doesn't
 5 remember Mr. Piceno ever speaking to him.
 6 MR. HALE: That's why I'm asking, Mr. Piceno
 7 or anyone else.
 8 Your limitation of the question of
 9 Mr. Piceno is not being true to the question that's
 10 being asked, and the answers I am getting are not
 11 responsive to the question I asked.
 12 MS. YOUNG: Ask her whether she ever told
 13 anybody else.
 14 MR. HALE: I did.
 15 MS. YOUNG: She already said she didn't talk
 16 to Mr. Piceno --
 17 MR. HALE: I did, it's not asked and
 18 answered, I just want a response to the question
 19 Q. (BY MR. HALE): The question is have you
 20 ever told Mr. Piceno or anyone else on August 9th,
 21 2004, or at any time for that matter that there were
 22 times when Father Kelly called when it was obvious
 23 that Father Kelly was drunk? When I say obvious, I
 24 mean obvious to you.
 25 A. I don't think I told anyone else or anybody

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1 that -- that I thought he was drunk that -- on
 2 whatever date that was.
 3 Q. At any time?
 4 A. You know, well, anyone else being a sister
 5 or something like that?
 6 Q. Anyone.
 7 A. Who can remember that? I may have.
 8 Q. Would you say that the statement that there
 9 were times when Father Kelly called and it was obvious
 10 he was drunk to you, was obvious to you he was drunk,
 11 would you say that's a false statement?
 12 MS. YOUNG: Objection, vague and ambiguous.
 13 Calls for speculation.
 14 THE WITNESS: I am not around drunk people a
 15 lot so to me the slurred speech would bring that to my
 16 attention. To me that's what you see in movies and
 17 stuff, people slurring their speech. But it could
 18 have been he wasn't drunk, that he was -- maybe he was
 19 on something else or -- but that's what I might have
 20 noticed.
 21 Does that answer your question?
 22 Q. (BY MR. HALE): Did you ever express to Mr.
 23 Piceno or to anyone else this uncertainty you now have
 24 regarding whether Father Kelly was intoxicated while
 25 you were speaking to him?

1 A. Uncertainty, no.
 2 Q. Correct me if I am wrong, sounds like now as
 3 you sit here today you are uncertain whether Father
 4 Kelly was intoxicated when he called you.
 5 A. Now I am because I, it's been -- I have been
 6 thinking about it, maybe he wasn't. I made that
 7 assumption, but maybe I am, I mean, maybe I am being
 8 too forward about it. I don't know. I just assumed
 9 that.
 10 Q. What exactly led you to assume that?
 11 A. The slurred speech.
 12 Q. Anything else?
 13 A. No.
 14 Q. Did you know a Sister [REDACTED]?
 15 A. I know her, yes.
 16 Q. How do you know her?
 17 A. She is a sister of Notre Dame.
 18 Q. Was she assigned to Santa Barbara when you
 19 were?
 20 A. No.
 21 Q. Do you know if she's ever been assigned to
 22 Santa Barbara?
 23 A. She may have, but I'm not sure.
 24 Q. When was the last time you spoke with her?
 25 A. Oh, gosh, I don't know. Could have been

1 like twenty years, it has been a long time.
 2 Q. Do you know where she lives now?
 3 A. No, I don't.
 4 Q. Do you know if she is still a sister?
 5 A. She is still a sister.
 6 Q. Do you remember a lay teacher, a third grade
 7 teacher named [REDACTED]?
 8 A. I remember her name, yes.
 9 Q. When was the last time you spoke with her?
 10 A. 1968.
 11 Q. What about a sister [REDACTED]?
 12 A. Yes, I remember the name. But I don't think
 13 she's a sister anymore.
 14 Q. Do you remember was she assigned at Our Lady
 15 with you where you were at?
 16 A. I think she was.
 17 Q. Do you remember what she taught?
 18 A. She must have had like seventh maybe. I'm
 19 not sure, though.
 20 Q. Okay. Have you ever heard about or become
 21 aware of anyone saying something to the effect of that
 22 if the archdiocese removed every priest with a
 23 drinking problem or with a psychological problem there
 24 wouldn't be enough priests to run all the parishes?
 25 A. I don't remember that.

1 MS. YOUNG: Objection, lacks foundation.
 2 Q. (BY MR. HALE): Did you agree or disagree
 3 with that statement?
 4 A. I have no way of knowing that.
 5 MS. YOUNG: Objection.
 6 Q. (BY MR. HALE): Did you ever tell Mr. Piceno
 7 or anyone else that you agreed or disagreed with
 8 portions of that statement?
 9 MS. YOUNG: Objection, lacks foundation.
 10 THE WITNESS: I don't remember saying that
 11 statement.
 12 Q. (BY MR. HALE): If someone described you as
 13 being protective of Father Kelly would you agree or
 14 disagree with that description?
 15 A. I would disagree.
 16 Q. Have you ever done anything to protect
 17 Father Kelly?
 18 A. No.
 19 Q. Have you ever done anything to protect the
 20 Roman Catholic Church?
 21 A. No.
 22 Q. Okay. Before we started this deposition and
 23 on various breaks I know you have had conversations
 24 with Ms. Young. What have you talked about with her?
 25 A. About the time being -- getting long and I

1 am doing -- if I am okay with all this.
 2 Q. What did she say to you?
 3 A. I don't know. She said wouldn't be too much
 4 longer, I think, and just say what you think and be
 5 brief.
 6 Q. Did you talk with her about your testimony
 7 that you have given so far?
 8 A. No.
 9 Q. Have you talked with her about your
 10 recollection of events at Our Lady of Guadalupe?
 11 A. No.
 12 Q. Did you talk with her about Father Kelly?
 13 A. No.
 14 Q. Anything else you recall discussing with
 15 her?
 16 A. No.
 17 MR. HALE: I think I am done.
 18 MS. YOUNG: I will stay here because I think
 19 I only have one question.
 20 EXAMINATION BY MS. YOUNG
 21 Q. While you were the principal of the school
 22 at Our Lady of Guadalupe did you ever see Father Kelly
 23 do anything sexually inappropriate with any teenager
 24 or child?
 25 A. No.

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1 MS. YOUNG: I have no further questions.
 2 FURTHER EXAMINATION BY MR. HALE
 3 Q. Do you remember seeing Father Kelly watch
 4 the students in the school yard from a window in the
 5 rectory across the street?
 6 A. I would see him in the window sometimes, but
 7 I don't know if he was watching the kids.
 8 Q. Have you ever told anyone that you observed
 9 Father Kelly watching the kids from a window in the
 10 rectory across the street?
 11 A. I could have. I mean, what's wrong with
 12 that?
 13 Q. But do you recall ever telling anyone
 14 that?
 15 A. I don't recall.
 16 Q. You don't recall seeing that?
 17 A. Oh, yeah, you know, not a lot but sometimes
 18 he would be at the window.
 19 Q. Did he ever comment to you on any of the
 20 things he saw from the window?
 21 A. No.
 22 MR. HALE: That's all I have. Let's relieve
 23 the reporter of her duties under the code, send the
 24 original to my office. I will maintain custody of the
 25 original. I will forward the original over to

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1 p.m.)
 2
 3 ---o0o---
 4
 5
 6 I certify under penalty of perjury under the laws of
 7 the State of California that the foregoing is true and
 8 correct.
 9
 10
 11
 12
 13 Date: _____
 14 [REDACTED]
 15
 16
 17 Subscribed and sworn to before me
 18
 19 this ____ day of _____, 2007.
 20
 21 _____
 22 Notary Public in and for the County
 23 of Santa Cruz, State of California
 24
 25

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1 Mrs. [REDACTED]
 2 Is thirty days enough time for you to review
 3 the transcript, make any corrections that need to be
 4 made?
 5 THE WITNESS: Yes.
 6 Q. (BY MR. HALE): You will have the
 7 opportunity to review it and to make any changes you
 8 think are necessary and sign the transcript under the
 9 penalty of perjury. If you can then forward that back
 10 to me once you are done with it, I will provide you
 11 with a copy since you asked.
 12 A. All right.
 13 Q. Then I will make any changes known to
 14 counsel as soon as possible after I get that. If a
 15 signed original is not available for trial, unsigned
 16 certified copy can be used for all purposes.
 17 MS. YOUNG: So stipulated.
 18 THE VIDEOGRAPHER: This ends today's
 19 deposition of [REDACTED] on March 6th, 2007. Total
 20 number of DVDs used today was two. Master DVDs will
 21 remain in the custody of McMahon & Associates, LLC.
 22 We are now off the record. The time is 3:36 p.m.
 23 THE REPORTER: Counsel, did you need a copy?
 24 MS. YOUNG: Yes, please.
 25 (The deposition of [REDACTED] was concluded at 3:36

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1 STATE OF CALIFORNIA)
 2 ss.)
 3 COUNTY OF SANTA CRUZ)
 4
 5
 6 I, CAROL LEHMAN, a Certified Shorthand Reporter in and
 7 for the State of California, hereby certify that the
 8 witness in the foregoing deposition,
 9
 10 [REDACTED]
 11
 12 was by me duly sworn to tell the truth, the whole
 13 truth and nothing but the truth in the within-entitled
 14 cause, and that the foregoing is a full, true and
 15 correct transcript of the proceedings had at the
 16 taking of said deposition, reported to the best of my
 17 ability and transcribed under my direction.
 18
 19
 20
 21 Date: March 23, 2007 _____
 22 CSR Number 3500
 23
 24
 25