

DIOCESE OF OGDENSBURG
INTERNAL RECONCILIATION AND COMPENSATION PROGRAM

GENERAL RELEASE

This General Release is made this _____ day of _____, 2018.

WHEREAS, [REDACTED] (the "Claimant") or his/her legal heir or beneficiary, has submitted a claim for compensation to the Diocese of Ogdensburg Internal Reconciliation and Compensation Program ("IRCP") pursuant to the IRCP Protocol asserting that he/she is a victim of sexual abuse as a minor by a priest of the Order of Friars Minor, Franciscan Friars Conventional while serving in the Diocese of Ogdensburg; and

the priest was Herbert Skurski OFM

WHEREAS, the Diocesan Attorney has determined that Claimant is eligible to participate in the IRCP; and

WHEREAS, after reviewing Claimant's submissions and after careful consideration of documentation and proof, and after due deliberation, the Diocesan Attorney has issued a compensation determination to Claimant (the "Compensation Offer"); and

WHEREAS, after careful consideration of the proposed Compensation Offer, including consultation with his/her legal counsel, Claimant has informed the Diocese of Ogdensburg IRCP that Claimant has decided to accept the Compensation Offer.

NOW THEREFORE,

Claimant, [REDACTED] (hereinafter "Releasor"), for and in consideration of One Hundred Thousand and 00/100 Dollars (\$100,000.00) (the Compensation Offer) received from the Diocese of Ogdensburg - IRCP, the adequacy and sufficiency of which is hereby acknowledged, releases and forever discharges the Diocese of Ogdensburg and the Order of Friars Minor, Franciscan Friars Conventional and all of the current or former cardinals, bishops, priests or deacons, its parishes, schools and institutions, religious corporations and not for profit corporations, respective officers, directors, trustees, administrators, agents, employees, their predecessors, successors, assigns and affiliates (jointly and severally, the "Releasees"), from all claims, demands, actions, causes of action, suits, debts, dues, sums of money, accounts, variances, trespasses, damages and judgments, whether sounding in tort, contract, statutory regulation or otherwise and whether now existing or revived in the future whatsoever in law, admiralty or equity, including, but not limited to, all claims or causes of action that arise or may arise from the underlying acts of sexual abuse by the individual priest or deacon identified by Claimant (the "Claims") which against the Releasees, the Releasor or the Releasor's executors, heirs, successors and assigns ever had, now have or hereafter can, shall, or may have, for, upon, or by reason of any matter or thing whatsoever from the beginning of the world and in the future.

This Release is a broad general release of any and all claims Releasor has, or may in the future have, against all Releasees including, but not limited to, all causes of action, lawsuits, claims, demands, damages and liability whatsoever, and also to the extent of their liability, for contribution to any other person who may be determined to have been joint tortfeasors arising out of and in any way growing out of or related to all known and unknown personal injuries, including any derivative claims for loss of consortium, under any federal, state or local law without limitation. This Release is all encompassing and is specifically made and given on the premise that any and all Claims by Releasor are released and extinguished whether said claims arose in New York or any other state or jurisdiction.

The Releasor acknowledges that Releasor is voluntarily and freely entering into this General Release in exchange for the Compensation Offer. Releasor further declares that he/she is represented by legal counsel and has received legal advice prior to entering into this Release and that Releasor has been advised by said attorney regarding the terms and conditions of this Release, which Releasor has completely read and fully understands, including that accepting the Compensation Offer and signing this release is a full and final compromise, adjustment and resolution of any and all claims he/she may now have, or ever will have against Releasees.

The Diocese of Ogdensburg will maintain the confidentiality of all information and documentation relating to claimants who participate in the IRCP Program. The information received will be used and disclosed only for purposes of 1) processing the Claimant's claim for compensation; 2) administering the Program, including the prevention of fraud, 3) the protection of children under the Safe Environment Program and 4) respond to a lawful subpoena or Court Order.

Participating Claimants, however, are not bound by any such confidentiality provision and may – at the Releasor's voluntary and sole option – disclose such information regarding the claims process and/or the compensation determination of the claim and any other information pertaining to such claim.

INTENTIONALLY LEFT BLANK

This Release contains the entire understanding of the parties. Any modification of any of the provisions of this Release shall be effective only if made in writing and executed with the same formality as this Release.


IN WITNESS WHEREOF, the Releasor has executed this Release on the date below his/her signature.



(Signature: Releasor)

12-31-18 (Date)

STATE OF New York)
)ss:
COUNTY OF Lewis)

On 31 December, 2018, before me personally came  to me known, who, by me duly sworn, did depose and say that deponent is the Releasor, who executed the foregoing General Release.





Reviewed and approved:

Type (or print) Name of Claimant: 

Attorney for Releasor:

Type (or print) Name of Attorney: Joseph H. Saunders

Signature of Attorney: 

