

MEMBER
THE
BAR
GREEN
PROFESSIONAL
ASSOCIATION



ATTORNEYS AT LAW

September 4, 1996

1000 ELM STREET
P.O. Box 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
603-668-0300

1 HARBOUR PLACE
SUITE 325
PORTSMOUTH
NEW HAMPSHIRE
03801-3856
FAX 603-433-3126
603-433-2111

143 NORTH MAIN STREET
SUITE #103
CONCORD
NEW HAMPSHIRE
03301-5089
FAX 603-224-8899
603-223-2020

[REDACTED]

Superior Court

Re:

[REDACTED]

v. MacRae

v. MacRae

v. MacRae

v. MacRae

v. MacRae

Dear [REDACTED]

Enclosed for filing, please find Defendants' Objection to Plaintiff [REDACTED] Motion for Clarification.

Very truly yours,

Robert R. Lucic

RRL/slb

Enc.

cc: Mark A. Abramson, Esquire
Peter Gleichman, Esquire
William W. Cleary, Esquire
Peter W. Heed, Esquire
Robert Upton, II, Esquire
Gordon MacRae

PORTSMOUTH, NEW HAMPSHIRE 03802-0598

CHARLES A. GRIFFIN
PETER A. GLEICHMAN

TEL. 603-433-1830
603-659-2200
FAX 603-433-1197

CHARLES J. GRIFFIN, RETIRED

August 30, 1996

MAINE
PETER A. GLEICHMAN

[Redacted] Clerk
[Redacted]
[Redacted]

Re: [Redacted] v. MacRae, et al.

[Redacted] v. MacRae, et als.

Dear [Redacted]

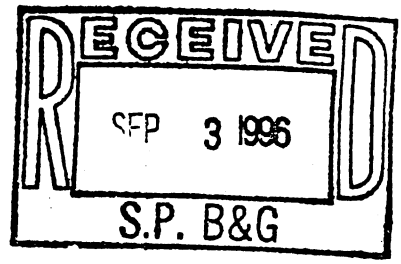
Please find enclosed for filing with the Court Plaintiff's Motion for Clarification in [Redacted] in connection with the above-consolidated cases. Please bring the enclosed to the attention of Judge Conboy.

Thank you for your consideration.

Sincerely,
Peter A. Gleichman
Peter A. Gleichman

enc. as stated

cc: James E. Higgins, Esquire
Mark A. Abramson, Esquire
Robert Upton, II, Esquire
William W. Cleary, Esquire
Peter W. Heed, Esquire
Gordon J. MacRae
[Redacted]



FREE
THURSDAY
BASE -
GREEN
PROFESSIONAL
ASSOCIATION



ATTORNEYS AT LAW

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NEW HAMPSHIRE
03301-5089
FAX 603-224-8899
603-223-2020

August 28, 1996

[Redacted] Clerk
[Redacted]
[Redacted]

Re: [Redacted] v. MacRae
[Redacted] v. MacRae
[Redacted] MacRae
[Redacted] v. MacRae
[Redacted] v. MacRae

Dear [Redacted]

Enclosed for filing, please find Defendants' Objection to Plaintiff [Redacted]'s Amended Motion for Reconsideration.

Very truly yours,

Robert R. Lucic

RRL/slb
Enc.

- cc: Mark A. Abramson, Esquire
- Peter Gleichman, Esquire
- William W. Cleary, Esquire
- Peter W. Heed, Esquire
- Robert Upton, II, Esquire
- Gordon MacRae

MEMBER
OF THE
BASE -
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August 28, 1996

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03301-5089
FAX 603-224-8899
603-223-2020

Wendy Young
Interstate Insurance Group
55 East Monroe Street
Chicago, ILL 60603

Re: [REDACTED] v. Roman Catholic Bishop
of Manchester, Gordan MacRae and Father
Boucher

Dear Ms. Young:

Enclosed is a copy of the Court's Order denying
[REDACTED] Motion to Reconsider the August
2, 1996 Order dismissing his claim. As always, if
you have any questions, please do not hesitate to
call me.

Very truly yours,

James E. Higgins

JEH/slb
Enc.

GREEN
BASS -
GREEN
PROFESSIONAL
ASSOCIATION



August 28, 1996

1000 ELM STREET
P.O. Box 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
603-668-0300

Catalina J. Sugayan, Esquire
Lord, Bissell & Brook
115 South La Salle Street
Chicago, IL 60603

1 HARBOUR PLACE
SUITE 325
PORTSMOUTH
NEW HAMPSHIRE
03801-3856
FAX 603-433-3126
603-433-2111

Re: [REDACTED] v. Roman Catholic Bishop
of Manchester, Gordan Macrae and Father
Boucher
[REDACTED]

143 NORTH MAIN STREET
SUITE #103
CONCORD
NEW HAMPSHIRE
03301-5089
FAX 603-224-8899
603-223-2020

Dear Catalina:

Enclosed is a copy of the Court's Order denying
[REDACTED] Motion to Reconsider the August
2, 1996 Order dismissing his claim. As always, if
you have any questions, please do not hesitate to
call me.

Very truly yours,

Robert R. Lucic

RRL/slb

BASS -

GREEN

PROFESSIONAL
ASSOCIATION

ATTORNEYS AT LAW

August 28, 1996

1000 ELM STREET
P.O. BOX 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
603-668-0300

1 HARBOUR PLACE
SUITE 325
PORTSMOUTH
NEW HAMPSHIRE
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603-433-2111

143 NORTH MAIN STREET
SUITE #103
CONCORD
NEW HAMPSHIRE
03301-5089
FAX 603-224-8899
603-223-2020

Mr. Raymond Dumont
Gallagher Bassett Insurance
Bedford Commons
Bedford, NH 03110

Re: [REDACTED] v. Roman Catholic Bishop
of Manchester, Gordan Macrae and Father
Boucher
[REDACTED]

Dear Ray:

Enclosed is a copy of the Court's Order denying
[REDACTED] Motion to Reconsider the August
2, 1996 Order dismissing his claim. As always, if
you have any questions, please do not hesitate to
call me.

Very truly yours,

James E. Higgins

JEH/slb

Enc.

BASS -
GREEN
PROFESSIONAL
ASSOCIATION

August 28, 1996



PERSONAL AND CONFIDENTIAL

1000 ELM STREET
P.O. Box 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
603-668-0300

Auxiliary Bishop Francis J. Christian
Diocese of Manchester
P.O. Box 310
Manchester, NH 03105-0310

1 HARBOUR PLACE
SUITE 325
PORTSMOUTH
NEW HAMPSHIRE
03801-3856
FAX 603-433-3126
603-433-2111

Re: [REDACTED] v. Roman Catholic Bishop
of Manchester, Gordan MacRae and Father
Boucher/[REDACTED]

143 NORTH MAIN STREET
SUITE #103
CONCORD
NEW HAMPSHIRE
03301-5089
FAX 603-224-8899
603-223-2020

Dear Bishop Christian:

Enclosed is a copy of the Court's Order denying
[REDACTED] Motion to Reconsider the August
2, 1996 Order dismissing his claim. As always, if
you have any questions, please do not hesitate to
call me.

Very truly yours,

Robert R. Lucic

JEH/slb

Enc.

cc: Father Ed Arsenault
Bradford E. Cook, Esquire

SP. P.F. & B.G. INC.
ATTORNEYS AT LAW
56 MIDDLE STREET
P. O. BOX 598
PORTSMOUTH, NEW HAMPSHIRE 03802-0598

CHARLES A. GRIFFIN
PETER A. GLEICHMAN
CHARLES J. GRIFFIN, RETIRED

TEL. 603-433-1830
603-659-2200
FAX 603-433-1197
MAINE
PETER A. GLEICHMAN

August 22, 1996

[Redacted] Clerk
[Redacted]
[Redacted]

Re: [Redacted]
[Redacted]

Dear [Redacted]

Please find enclosed for filing with the Court Amended Plaintiff's Motion for Reconsideration in [Redacted] Docket No. [Redacted] in connection with the above-consolidated cases. This Amended Motion supplements the pleadings I filed by transmittal letter dated August 12, 1996. Please bring the enclosed to the attention of Judge Conboy.

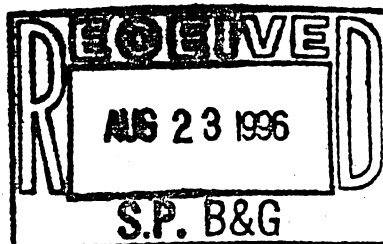
Thank you for consideration.

Sincerely,

Peter A. Gleichman

enc. as stated

cc: James E. Higgins, Esquire
Mark A. Abramson, Esquire
Robert Upton, II, Esquire
William W. Cleary, Esquire
Peter W. Heed, Esquire
Gordon J. MacRae
[Redacted]



STEPHAN
PHINNEY
BASS -
GREEN
PROFESSIONAL
ASSOCIATION



VIA HAND DELIVERY

August 22, 1996

1000 ELM STREET
P.O. Box 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
603-668-0300

1 HARBOUR PLACE
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603-433-2111

143 NORTH MAIN STREET
SUITE #103
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NEW HAMPSHIRE
03301-5089
FAX 603-224-8899
603-223-2020

[Redacted] Clerk
[Redacted] Superior Court

Re: [Redacted] v. MacRae
[Redacted] v. MacRae
[Redacted] v. MacRae
[Redacted] MacRae
[Redacted] v. MacRae

Dear [Redacted]

Enclosed for filing with the Court on behalf of Defendants The Roman Catholic Bishop of Manchester and Father Gerard Boucher's:

1. Objection to Motion for Reconsideration;
2. Objection to Motion to Amend Writ of Summons; and
3. Memorandum of Law.

Very truly yours,

Robert R. Lucic

RRL/slb

Enc.

cc: Mark A. Abramson, Esquire
Peter Gleichman, Esquire
William W. Cleary, Esquire
Peter W. Heed, Esquire
Robert Upton, II, Esquire
Gordon MacRae

[SUBPOENA]

STATE OF NEW HAMPSHIRE

SS.



To ... [redacted]

You are required to appear before Presiding Justice, [redacted] Superior Court

at ... [redacted], in said County,

on the [redacted] day of [redacted], at 9:00 o'clock

to be heard and tried betwixt [redacted] fore noon, to testify what you know relating to a cause of action

to be heard and tried betwixt [redacted]

and Gordon MacRae et al.

and you are required to bring with you

and produce at the time aforesaid

HEREOF FAIL NOT, as you will answer default under the penalties prescribed by law.

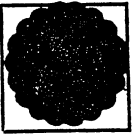
Dated at Manchester, N. H., July 10, 19 96.

Susan Pillsbury-Jenkins
Justice of the Peace

[SUBPOENA]

STATE OF NEW HAMPSHIRE

SS.



To [redacted] New Hampshire.....

You are required to appear before Presiding Justice, [redacted] Superior Court.....

at [redacted] in said County,

on the [redacted] day of [redacted], at 9:00 o'clock

the forenoon, to testify what you know relating to a cause of action

to be heard and tried betwixt [redacted]

and Gordon MacRae et al.

and you are required to bring with you

and produce at the time aforesaid

HEREOF FAIL NOT, as you will answer default under the penalties prescribed by law.

Dated at Manchester N. H., July 10, 19.96.

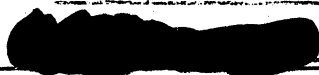
Susan Kelsberg Justice of the Peace

On _____ at 2:05 a.m./p.m. I served in hand a
copy of the within Subpoena upon _____
and tendered to him/her a check in the amount of the statutory witness fees and
mileage as allowed by law.

Susan Pulstay

Active File #

Closed File #



(name of file)

Diocese

Initial

JEN
sbt

RESPONSIBLE ATTORNEY

1. Authorization to close file

SECRETARY

1. Obtain file from Records Supervisor
2. Clip this check list to outside of file folder
3. Remove all unimportant papers from file and, subject to lawyer's approval, destroy
4. Subject to lawyer's approval, send all remaining important papers to client (excluding all correspondence). Remember: File will be destroyed upon microfilm verification.
5. Give file folder to bookkeeper in order to close billing file

BOOKKEEPER

1. Remove file folder of expenses from active status
2. Call to lawyer's attention any unbilled time or expenses
3. Transfer billing folder to dead status (if billed), or hold status (if to be billed)
4. Return file to Office Manager

RECORDS SUPERVISOR

1. Remove file material from active file storage
2. Assign closed file identification number and enter on this form
3. Remove visible strips from visible locator
4. Place dead file number on right hand side of visible strip
5. Transfer file cards from active file drawer to closed file drawer (numerical and alphabetical)
6. Place dead file number at the top of each file card
7. File check list inside file folder
8. Forward file to Microfilm Processor

MICROFILM PROCESSOR

1. Remove all staples, paperclips, etc., from file, maintaining original sequence
2. Insert "start file" indicator as top page
3. Insert "closed file number" indicator as second page
4. Insert all file material as third and subsequent pages
5. Insert "end of file" indicator as last page
6. Microfilm entire file in above sequence
7. Hold file in original sequence until microfilm verification received
8. Destroy file upon microfilm verification

EM

JF

THE STATE OF NEW HAMPSHIRE

[REDACTED], SS.

SUPERIOR COURT
[REDACTED]
[REDACTED]

V.

GORDON J. MACRAE, THE ROMAN CATHOLIC BISHOP
OF MANCHESTER, INC., AND MONSIGNOR GERARD BOUCHER

Docket No. [REDACTED]

FIRST SUPPLEMENT TO PLAINTIFF'S
FIRST REQUEST FOR PRODUCTION OF DOCUMENTS TO
DEFENDANT THE ROMAN CATHOLIC BISHOP OF MANCHESTER

NOW COMES [REDACTED], Plaintiff, by his attorney,
and requests that in accordance with Superior Court Rule 35,
Defendant Roman Catholic Bishop of Manchester, produce within
thirty (30) days the following documents and things for inspection
and copying:

INTRODUCTION AND DEFINITIONS

A. All documents or other information produced in response
to these requests should be either (1) produced in original file
folders or in other original means of segregation as maintained by
the Defendant, or (2) organized and identified in accordance with
each specifically numbered request below to which your production
is responsive.

B. As used herein, the term "document" means all original writings of any nature whatsoever and all non-identical copies thereof, in your possession, custody or control, regardless of where located, and includes, but is not necessarily limited to, the following terms, whether printed or recorded, or filmed, or reproduced by any other mechanical process, or written or produced by hand, or whether or not claimed to be privileged against discovery on any ground, and in the case where original and/or non-identical copies are not available, identical copies of original documents and copies of non-identical copies, namely: contracts, agreements, communications, radiograms and telegrams, minutes, notes, memoranda, telephone slips, studies, reports, summaries, agenda, bulletins, notices, announcements, instructions, charts, manuals, brochures, schedules, price lists, sketches and drawings, plans, specifications, purchase orders, bids, photographs, opinions, reports of consultants, personal calendars, ledgers, diaries, medical records or histories, and any other documents.

C. As used herein, the term "communication" means the act or fact of communicating, including telephone conversations, letters, memoranda, or other written communication, meetings or any occasion of joint or mutual presence as well as the transfer of any document from one person to another.

D. The acts of any corporation, partnership, trust or other association referred to herein are denied to be the acts of its present or former:

1. Directors
2. Officers
3. Employees
4. Representatives
5. Agents
6. Attorneys
7. Affiliated or related companies acting with respect to or in conjunction with the transactions at issue.

E. As to any document related to matters described herein which is not in your possession, but which you know to exist, you are requested to identify such document and indicate to the best of your ability its present or last known custodian.

F. In the event you claim that any of the materials requested herein are privileged against discovery, please identify the document, communication or source of information you claim as privileged and set forth the precise grounds on which the privilege is asserted.

REQUEST FOR PRODUCTION

1. All records, reports, memoranda, correspondence, minutes, tapes, notes, or other papers or documents of any description contained within the diocesan archives, as referenced in the Code of Canon Law, including without limitation, Canons 487 and 488, which in any way relate to Gordon MacRae, including any and all complaints, investigations, alleged accounts, and/or reports, made by any person or to any persons in regards to sexual misconduct, sexual abuse and/or solicitation of Plaintiff, or any other minor, throughout the period of 1978 to present.

2. All records, reports, memoranda, correspondence, minutes, tapes, notes, or other papers or documents of any description contained within the secret archives as referenced in the Code of Canon Law, including without limitation, Canons 489 and 490, which in any way relate to Gordon MacRae, including any and all complaints, investigations, alleged accounts, and/or reports, made by any person or to any persons in regards to sexual misconduct, sexual abuse and/or solicitation of Plaintiff, or any other minor, throughout the period of 1978 to present.

Dated at Portsmouth, New Hampshire, this [redacted]th day of [redacted], [redacted]

Respectfully submitted,

[Redacted]

By His Attorneys,

Peter A. Gleichman

Peter A. Gleichman, Esquire
GRIFFIN, SWANSON & GLEICHMAN, P.A.
56 Middle Street, P.O. Box 598
Portsmouth, N.H. 03802-0598
(603) 433-1830

Dated:

[Redacted]

CERTIFICATION

I hereby certify that copies of the foregoing were on this [Redacted], mailed to James E. Higgins, Esquire, Mark A. Abramson, Esquire, George P. Dickson, Esquire, and Peter W. Heed, Esquire, counsel of record, and Gordon MacRae, Defendant Pro Se.

Peter A. Gleichman

Peter A. Gleichman, Esquire

THE STATE OF NEW HAMPSHIRE

[REDACTED], SS.

SUPERIOR COURT

[REDACTED]
v.GORDON J. MACRAE,
THE ROMAN CATHOLIC BISHOP OF MANCHESTER, INC. AND
MONSIGNOR GERARD BOUCHER

Docket Number: [REDACTED]

PLAINTIFF'S FIRST REQUEST FOR PRODUCTION OF
DOCUMENTS TO DEFENDANT THE ROMAN CATHOLIC BISHOP OF MANCHESTER

NOW COMES [REDACTED], Plaintiff, by his attorney,
and requests that in accordance with Superior Court Rule 35,
Defendant Roman Catholic Bishop of Manchester, produce within
thirty (30) days the following documents and things for inspection
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INTRODUCTION AND DEFINITIONS

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to these requests should be either (1) produced in original file
folders or in other original means of segregation as maintained by
the Defendant, or (2) organized and identified in accordance with
each specifically numbered request below to which your production
is responsive.

B. As used herein, the term "document" means all original writings of any nature whatsoever and all non-identical copies thereof, in your possession, custody or control, regardless of where located, and includes, but is not necessarily limited to, the following terms, whether printed or recorded, or filmed, or reproduced by any other mechanical process, or written or produced by hand, or whether or not claimed to be privileged against discovery on any ground, and in the case where original and/or non-identical copies are not available, identical copies of original documents and copies of non-identical copies, namely: contracts, agreements, communications, radiograms and telegrams, minutes, notes, memoranda, telephone slips, studies, reports, summaries, agenda, bulletins, notices, announcements, instructions, charts, manuals, brochures, schedules, price lists, sketches and drawings, plans, specifications, purchase orders, bids, photographs, opinions, reports of consultants, personal calendars, ledgers, diaries, medical records or histories, and any other documents.

C. As used herein, the term "communication" means the act or fact of communicating, including telephone conversations, letters, memoranda, or other written communication, meetings or any occasion of joint or mutual presence as well as the transfer of any document from one person to another.

D. The acts of any corporation, partnership, trust or other association referred to herein are denied to be the acts of its present or former:

1. Directors
2. Officers
3. Employees
4. Representatives
5. Agents
6. Attorneys
7. Affiliated or related companies acting with respect to or in conjunction with the transactions at issue.

E. As to any document related to matters described herein which is not in your possession but which you know to exist, you are requested to identify such document and indicate to the best of your ability its present or last known custodian.

F. In the event you claim that any of the materials requested herein are privileged against discovery, please identify the document, communication or source of information you claim as privileged and set forth the precise grounds on which the privilege is asserted.

DISCLOSURE AND PRODUCTION

1. All records, reports, memoranda, correspondence, minutes, tapes, notes, or other papers or documents of any description which in any way relate to Gordon MacRae, including any and all complaints, investigations, alleged accounts, and/or reports, made by any person or to any persons in regards to sexual misconduct, sexual abuse and/or solicitation of the Plaintiff, or any other minor, throughout the period of 1978 to present.

RESPONSE:

2. All statements, correspondence, investigation reports, written or taped recollections, accounts or other descriptions of the incidents or contentions described in Plaintiff's Writ of Summons or events or circumstances related to such incidents or contentions.

RESPONSE:

3. All letters, notes, postcards or any other written or taped correspondence between Gordon MacRae and the Plaintiff at any time from 1982 to present.

RESPONSE:

4. All documents maintained by the Roman Catholic Church identifying the dates and personnel involved in each known investigation of Gordon MacRae pertaining to the Plaintiff and or all other known investigations relating to sexual abuse, sexual misconduct or solicitation of minors.

RESPONSE:

5. Any discipline records, reprimands, notes, memos, reports, or any other document related to the professional competence of Gordon MacRae as a Priest.

RESPONSE:

6. All reports, orders, minutes, notes, correspondence or other documents involving the Priests and/or staff at the Church which relate in any way to the Plaintiff or the matters alleged in Plaintiff's Writ of Summons.

RESPONSE:

7. All Church reports or minutes, reports to the Bishop, or other documents relating to any Church committees, or other governing bodies within the Church and involving or dealing with the Plaintiff or the matters alleged in Plaintiff's Writ of Summons.

RESPONSE:

8. All records, reports, findings, correspondence, recommendations or guidelines which relate in any way to the conduct, skill or actions of Gordon MacRae relating to the Plaintiff and the matters alleged in Plaintiff's Writ of Summons.

RESPONSE:

9. All Church By-Laws or rules and regulations, Priest By-Laws or rules in effect from the time period of 1978 to present.

RESPONSE:

10. All written procedures or policies which the Church routinely followed relating to the sexual misconduct, sexual abuse and/or solicitation by its Priests involving minors during the period of time 1978 to present.

RESPONSE:

11. A list of names and addresses of all priests, staff, persons living at, including those who stayed overnight on an occasional basis, and who were employed at the Hampton Rectory from 1982 to 1983.

RESPONSE:

12. Any contracts or agreements between the Church and Gordon MacRae pertaining to sexual relations, sexual misconduct, sexual abuse or sexual solicitation while affiliated with the Roman Catholic Church.

RESPONSE:

13. Any professional or commercial agreement, including but not limited to contracts and amendments thereto, between the Church and Gordon MacRae relating to sexual relations, sexual misconduct, sexual abuse or sexual solicitation while affiliated with the Roman Catholic Church.

RESPONSE:

14. All records, reports, letters, memorandum and files pertaining to Gordon MacRae's treatment and/or counseling by New Hampshire Catholic Charities, pertaining in any way to the Plaintiff, sexual relations, sexual abuse or solicitation of any minor.

RESPONSE:

15. All records, reports, and files pertaining to Gordon MacRae's treatment and/or counseling provided by the House of Affirmation in Whitensville, Massachusetts.

RESPONSE:

16. All records, reports and files pertaining to Gordon MacRae's treatment and/or counseling at Villa Louis Martin in New Mexico.

RESPONSE:

17. All records, reports and files pertaining to Gordon MacRae's treatment and/or counseling at the Strafford Guidance Center.

RESPONSE:

18. Any and all police reports, investigations, memos, letters pertaining to this case, the Plaintiff, or any other alleged sexual misconduct, sexual abuse or solicitation of minors which in any way is related to Gordon MacRae.

RESPONSE:

19. All records, reports, files pertaining to Gordon MacRae's treatment and/or counseling for sexual misconduct, sexual abuse, and/or solicitation, including but not limited to treatment records, reports and files pertaining to Gordon MacRae's alleged seizure as diagnosed by Dr. Douglas W. Barrett.

RESPONSE:

20. All records, reports and files pertaining to Gordon MacRae's treatment and/or counseling by Dr. Henry Guertin-Ouellette.

RESPONSE:

21. All records, notes, memoranda, letters, written documents, reports, investigations, phone calls, counseling records or any contacts from the Church to Division of Children and Youth Services pertaining to Gordon MacRae in any way, in regards to this case, the Plaintiff or any other minor.

RESPONSE:

22. All letters, memoranda, notes, telephone contacts, and/or postcards either to the Plaintiff from Gordon MacRae or from the Plaintiff to MacRae in your possession for any time period.

RESPONSE:

23. Any and all probation department records pertaining to MacRae in any way.

RESPONSE:

24. Any and all documents contained in or made a part of Gordon MacRae's personnel file, including without limitation, any letters, memoranda, psychological or psychiatric reports, or documents of any type referring to or affecting Gordon MacRae's clerical affiliation with the Church.

RESPONSE:

Dated at Portsmouth, New Hampshire, this [redacted] st day of [redacted]

Respectfully submitted,

[redacted]
By His Attorneys,

Dated: [redacted]

Peter A. Gleichman

Peter A. Gleichman, Esquire
GRIFFIN, SWANSON & GLEICHMAN, P.A.
56 Middle Street, P.O. Box 598
Portsmouth, N.H. 03802-0598
(603) 433-1830

CERTIFICATION

I hereby certify that copies of the foregoing were on this [redacted] st day of [redacted], [redacted], mailed to Mark A. Abramson, Esquire, George P. Dickson, Esquire, and Peter W. Heed, Esquire, counsel of record, and Gordon MacRae, Defendant Pro Se.

Peter A. Gleichman

Peter A. Gleichman, Esquire

Responsible Attorney: _____
File # / Case Name: _____

TIMETABLE CHECKLIST - FEDERAL COURT

1. **STATUTE OF LIMITATIONS:**
 Date of Occurrence ____/____/____
 Date for Statute of Limitations ____/____/____
 Nature of Matter _____
2. **Answer/Special Defenses:** Due within 20 days after service
 (F.R.C.P. 12(a)) ____/____/____
3. **Compulsory Counterclaim:** File within 20 days after service
 (F.R.C.P. 12(b), 13(a)) ____/____/____
4. **Third Party Action:** File as of right within 30 days of
service (or 10 days of answer) (F.R.C.P. 14) ____/____/____
5. **Judgment/Dismissal:** Once service is completed & no
 appearance or response is filed, the case shall be subject to
dismissal by the Court 45 days after such service, without
 notice & without prejudice. (Local Rule 21(c)). When you
 represent the plaintiff, in order to protect your case you
 must apply to the Clerk for an entry of judgment by default
 (F.R.C.P. 55(a)). ____/____/____
6. **Discovery:** To be established at pretrial conference
 (F.R.C.P. 16)
 - a) Plaintiff's Interrogatories ____/____/____
 - b) Defendant's Interrogatories ____/____/____
 - c) Plaintiff's Expert Disclosure ____/____/____
 - d) Defendant's Expert Disclosure ____/____/____
 - e) Plaintiff's Depositions ____/____/____
 - f) Defendant's Depositions ____/____/____
 - g) Other ____/____/____
 - h) Completion ____/____/____
7. **Submission of Pretrial Materials:** To be established at
 pretrial conference (Local Rule 10)

NOTES/COMMENTS

PLEASE NOTE: If you have obtained an extension of time to
Answer or otherwise plead, you will need to re-calculate the
deadlines for Items 3 & 4.

PREPARED
BY
BASS -
GREEN
PROFESSIONAL
ASSOCIATION



ATTORNEYS AT LAW

1000 ELM STREET
P.O. Box 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
603-668-0300

1 HARBOUR PLACE
SUITE 325
PORTSMOUTH
NEW HAMPSHIRE
03801-3856
FAX 603-433-3126
603-433-2111

143 NORTH MAIN STREET
SUITE #103
CONCORD
NEW HAMPSHIRE
03301-5089
FAX 603-224-8899
603-223-2020

August 15, 1996

Wendy Young
Interstate Insurance Group
55 East Monroe Street
Chicago, ILL 60603

Re: [REDACTED] v. Roman Catholic Bishop
of Manchester, et als

Re: [REDACTED] v. Roman Catholic Bishop
of Manchester and Gordan MacRae

Re: [REDACTED] v. Roman Catholic Bishop
of Manchester and Gordan MacRae

Re: [REDACTED] v. Roman Catholic Bishop
of Manchester, Gordan MacRae and Father
Boucher

Dear Ms. Young:

I have your letters dated July 25, 1996 regarding [REDACTED] and July 29, 1996 regarding [REDACTED]. I am enclosing a copy of the Court's recent order regarding the statute of limitations in these matters. As you can see the matter involving [REDACTED] has been dismissed. We have received a Motion for Reconsideration from [REDACTED] counsel which we do not expect to succeed. He may then possibly appeal to the New Hampshire Supreme Court.

With respect to [REDACTED] claim, you state that IFC would not indemnify MacRae nor allow his defense costs to be incorporated into the underlying limits so as to activate IFC's excess liability coverage. I refer you to paragraphs 84 through 89 of [REDACTED] Writ of Summons in which he sets forth a claim for clergy malpractice against Gordon MacRae. It is our understanding that this claim is within the policy coverage.

██████████ alleges gross negligence, negligent hiring and negligent supervision as well as vicarious liability against the Diocese. Based upon these allegations, we do not see any basis for an assertion that IFC may not be required to indemnify the Diocese for "expected or intended personal injury".

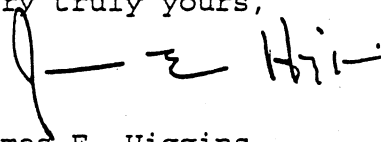
At this time, we understand that ██████████ claim involves alleged sexual abuse from 1982 through 1985, all of which apparently falls within the coverage period. ██████████ claims that there was no sexual contact after 1985. According to the facts presented during the hearing on the statute of limitations, ██████████ met Gordon MacRae in the summer of 1979. There does not appear to be any allegation that there were any contacts prior to September 10, 1978.

We disagree with IFC's position that "for each year in which the alleged abuse occurred, the [Diocese's] entire SIR and underlying layer of coverage would have to be exhausted before any of IFC's excess indemnity coverage for that year would be triggered." We note the Seventh Circuit's recent opinion in Lee v. Interstate Fire & Casualty Company, 86 F.3d 101, (7th Cir., June 11, 1996) in which the court stated that negligent supervision may well be a single "occurrence" (applying Rhode Island law). ██████████ has made claims for both negligent hiring and negligent supervision. Based on the facts in this case, we believe that the New Hampshire courts would find that a claim for negligent hiring or supervision would constitute a single "occurrence" within the definition of the policy. Thus, IFC's coverage would be triggered once the SIR and underlying coverage is met for a single occurrence.

Finally, we must take serious issue with IFC's assertion that it may subsequently seek reimbursement for funds it may contribute to a settlement of this matter. Should IFC contribute to a settlement to resolve this matter without a trial on the merits, we assume that IFC is settling not only the underlying claim but the indemnification obligation to the Diocese as well.

If you have any questions, please do not hesitate to call me.

Very truly yours,

A handwritten signature in black ink, appearing to read "J. E. Higgins". The signature is written in a cursive style with a large initial "J" and a long horizontal stroke.

James E. Higgins

JEH/slb

Enc.

cc: Cathy Sugayan
Raymond Dumont

ATTORNEYS AT LAW
58 MIDDLE STREET
P. O. BOX 598
PORTSMOUTH, NEW HAMPSHIRE 03802

CHARLES A. GRIFFIN
PETER A. GLEICHMAN

CHARLES J. GRIFFIN, RETIRED

August 12

[Handwritten notes]

[Handwritten notes]

[Redacted], Clerk
County Superior Court
[Redacted]

Re: [Redacted] v. Gordon MacRae, et al
[Redacted] No. (

[Redacted] v. Gordon MacRae, et als.

Dear [Redacted]

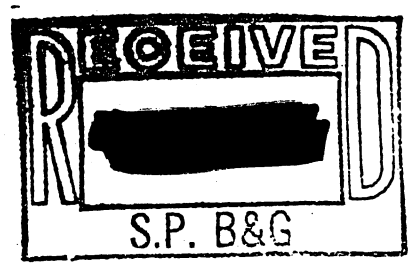
Please find enclosed for filing with the Court's Plaintiff's Motion to Amend Writ of Summons, Plaintiff's Motion for Reconsideration, and Plaintiff's Memorandum of Law in connection with [Redacted] Docket No. [Redacted] consolidated under lead case [Redacted] No. [Redacted]. Please bring the enclosed to the immediate attention of Judge Conboy.

Sincerely,

Peter A. Gleichman

enc. as stated

- cc: James E. Higgins, Esquire
- Mark A. Abramson, Esquire
- William W. Cleary, Esquire
- Robert Upton, II, Esquire
- Peter W. Heed, Esquire
- Gordon MacRae, pro se



GREEN
PROFESSIONAL
ASSOCIATION



TORNEYS AT LAW

August 13, [REDACTED]

1000 ELM STREET
P.O. Box 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
603-668-0300

1 HARBOUR PLACE
SUITE 325
PORTSMOUTH
NEW HAMPSHIRE
03801-3856
FAX 603-433-3126
603-433-2111

3 NORTH MAIN STREET
SUITE #103
CONCORD
NEW HAMPSHIRE
03301-5089
FAX 603-224-8899
603-223-2020

[REDACTED], Clerk
County Superior Court

Re: [REDACTED] v. MacRae
[REDACTED] v. MacRae
[REDACTED] v. MacRae
[REDACTED] v. MacRae
[REDACTED] v. MacRae

Dear [REDACTED]

Enclosed for filing with the Court is
Defendant's The Roman Catholic Bishop of Manchester
Partially Assented to Motion to Continue Structuring
Conference.

Very truly yours,

Robert R. Lucic

RRL/slb

Enc.

cc: Mark A. Abramson, Esquire
Peter Gleichman, Esquire
William W. Cleary, Esquire
Peter W. Heed, Esquire
Robert Upton, II, Esquire
Gordon MacRae

SHEET 1
 P. 1
 BASS +
 GREEN

PROFESSIONAL
 ASSOCIATION



ATTORNEYS AT LAW

August 9, [REDACTED]

Mr. Raymond Dumont
 Gallagher Bassett Insurance
 Bedford Commons
 Bedford, NH 03110

1000 ELM STREET
 P.O. Box 3701
 MANCHESTER
 NEW HAMPSHIRE
 03105-3701
 FAX 603-627-8121
 603-668-0300

1 HARBOUR PLACE
 SUITE 325
 PORTSMOUTH
 NEW HAMPSHIRE
 03801-3856
 FAX 603-433-3126
 603-433-2111

143 NORTH MAIN STREET
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 03301-5089
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 603-223-2020

Re: [REDACTED] v. Roman Catholic Bishop
 of Manchester, et als

Re: [REDACTED] v. Roman Catholic Bishop
 of Manchester and Gordan MacRae

Re: [REDACTED] v. Roman Catholic Bishop
 of Manchester and Gordan MacRae

Re: [REDACTED] v. Roman Catholic Bishop
 of Manchester, Gordan MacRae and Father
 Boucher

Dear Ray:

Enclosed are the Briefs and Findings of Fact and
 Rulings of Law filed in the above-cases.

We are still attempting to gather material in
 response to your letter of July 20, 1996. We understand
 that our insurers are taking the position that Gordon
 MacRae is not covered by the Diocese's insurance. We
 cannot release Gordon MacRae's personnel file without a
 release from him to do so.

As you know, discovery has been stayed in these
 matters pending resolution of our Motions to Dismiss
 pursuant to the statute of limitations and therefore we
 do not have a great deal of information at this time.

We understand that Gordon MacRae was convicted in
 the criminal case regarding [REDACTED] and pled guilty
 to lesser charges with respect to [REDACTED] and
 [REDACTED]

At this time we are contemplating whether to take an interlocutory appeal to the New Hampshire Supreme Court on Judge Conboy's decision with respect to [REDACTED] and [REDACTED].

At this time it is premature to assess the settlement or judgment value in these cases. We have no information on the Plaintiffs' claims for damages at this time.

Very truly yours,

Bob

Robert R. Lucic

JEH/slb
Enc.

GALLAGHER BASSETT SERVICES, INC.

August 8, [REDACTED]

Atty James E. Higgins
Sheehan, Phinney, Bass & Green, P.A.
PO Box 3701
1000 Elm Street
Manchester, NH 03105-3701

Re: [REDACTED] and [REDACTED] Claims

Dear Jim:

At your very earliest, please provide me with copies of all documentation from the NH Superior Court petition, as well as copies of all briefs filed for the evidentiary hearing. This documentation is being requested by excess insurers.

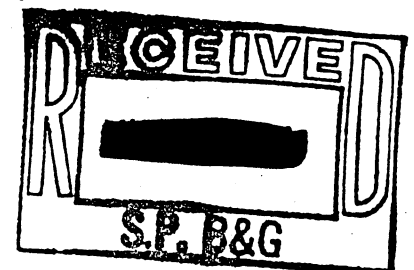
There is an urgency to this request per excess insurers and I must have the requested material in hand within the next week.

Thanks for your cooperation.

Sincerely,



Raymond L. Dumont
Branch Manager



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PROFESSIONAL
ASSOCIATION



August 7, [REDACTED]

1000 ELM STREET
P.O. Box 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
603-668-0300

1 HARBOUR PLACE
SUITE 325
PORTSMOUTH
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03801-3856
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603-223-2020

Catalina J. Sugayan, Esquire
Lord, Bissell & Brook
115 South La Salle Street
Chicago, IL 60603

- Re: [REDACTED] v. Roman Catholic Bishop
of Manchester, et als
- Re: [REDACTED] v. Roman Catholic Bishop
of Manchester and Gordan MacRae
Claim [REDACTED]
- Re: [REDACTED] v. Roman Catholic Bishop
of Manchester and Gordan MacRae
- Re: [REDACTED] v. Roman Catholic Bishop
of Manchester, Gordan MacRae and Father
Boucher
Claim No. [REDACTED]

Dear Catalina:

Enclosed is a copy of the Court's Order regarding
our Motions to Dismiss. As you can see, the claim by [REDACTED]
[REDACTED] has been dismissed. The claims by [REDACTED]
[REDACTED] and [REDACTED] are allowed to proceed.

If you have any questions, please do not hesitate to
call me.

Very truly yours,

Robert R. Lucic

RRL/slb
Enc.

GREEN
PROFESSIONAL
ASSOCIATION



ATTORNEYS AT LAW

August 6, [REDACTED]

1000 ELM STREET
P.O. Box 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
603-668-0300

1 HARBOUR PLACE
SUITE 325
PORTSMOUTH
NEW HAMPSHIRE
03801-3856
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143 NORTH MAIN STREET
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CONCORD
NEW HAMPSHIRE
03301-5089
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603-223-2020

Albert M. Drukteinis, M.D., J.D.
30 Canton Street, Suite 7
Manchester, NH 03103

RE: [REDACTED] and [REDACTED] v. Gordon MacRae,
et als

Dear Dr. Drukteinis:

Enclosed is the opinion of Judge Conboy denying
our motion as to the [REDACTED] and granting our motion
to dismiss as to [REDACTED].

Very truly yours,

A handwritten signature in black ink, appearing to be 'J. Higgins', is written over a horizontal line.

James E. Higgins

JEH/slb/
Enc.

FRANK
PHINNEY
BASS +
GREEN
PROFESSIONAL
ASSOCIATION



ATTORNEYS AT LAW

1000 ELM STREET
P.O. Box 3701
MANCHESTER
NEW HAMPSHIRE
03105-3701
FAX 603-627-8121
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603-223-2020

July 26, [REDACTED]

PERSONAL AND CONFIDENTIAL

Auxiliary Bishop Francis J. Christian
Diocese of Manchester
P.O. Box 310
Manchester, NH 03105-0310

Re: [REDACTED] v. Gordon MacRae and
Roman Catholic Bishop of Manchester

[REDACTED] v. Roman Catholic Bishop
of Manchester and Gordan MacRae [REDACTED]

[REDACTED] v. Roman Catholic Bishop
of Manchester, Gordan MacRae and Father
Boucher [REDACTED]

[REDACTED] v. Roman Catholic Bishop
of Manchester and Gordan MacRae [REDACTED]

Dear Frank:

I enclose the statement of Dr. Drukteinis in connection with his testimony and the preparation for it in the cases of [REDACTED] and [REDACTED]. As you know from my previous communication to you, Dr. Drukteinis reviewed material in connection with [REDACTED] case and could not render a favorable opinion for us.

Would you kindly see that his statement is promptly honored?

Best regards,

James E. Higgins

JEH/slb
Enc.

9765

AMERICAN BOARD OF PSYCHIATRY AND NEUROLOGY
GENERAL AND FORENSIC PSYCHIATRY
MEDICAL-LEGAL CONSULTATION

American Board of
Psychiatry and Neurology
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Forensic Psychiatry

30 Canton Street, Suite 7, Manchester, NH 03103
(603) 666-6436 or (603) 666-1495 - FAX (603) 666-4229
400 West Cummings Park, Suite 3900, Woburn, MA 01801
(617) 933-7768

American Academy
of Pain Management
Massachusetts Bar

July 22, [REDACTED]

Attorney Robert Lucic
Sheehan, Phinney, Bass & Green
1000 Elm Street
PO Box 3701
Manchester, NH 03105-3701

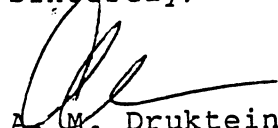
RE: [REDACTED] & [REDACTED] & [REDACTED]

Dear Attorney Lucic:

Enclosed is my bill for services to date in the above captioned matter.

Please let me know if I can be of further assistance.

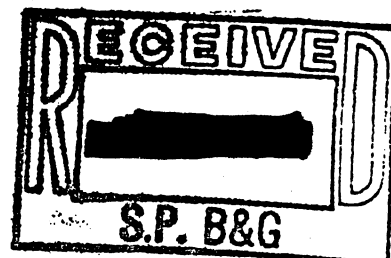
Sincerely,



A. M. Drukteinis, M.D., J.D.

AMD/bvd

Enclosure



THE STATE OF NEW HAMPSHIRE
 DEPARTMENT OF REVENUE
 300 N. MAIN STREET, 3RD FLOOR
 MANCHESTER, NH 03102
 TAX NO. 272-42-7894

9766

Attorney Robert Lucic
 Sheehan, Phinney, Bass & Green
 1000 Elm Street
 PO Box 3701
 Manchester, NH 03105-3701

CHARGES OR
 PAYMENTS MADE
 AFTER LAST DATE
 SHOWN WILL APPEAR
 ON YOUR NEXT
 STATEMENT

DATE FAMILY MEMBER	DESCRIPTION	TOTAL FEE	CREDITS		BALANCE
			PAYMENTS	ADJ.	
07/07 1996	Review of Records (2½ hrs)	500 00			500 00
07/08 1996	(1½ hrs) Mtg with Attys Lucic & Higgins	300 00			800 00
07/13 1996	(1 hr) Tel conf with Atty Lucic	200 00			1000 00
07/17 1996	Review of Records (2 hrs)	400 00			1400 00
07/18 1996	(¾ hr) Mtg with Attys Lucic & Higgins	150 00			1550 00
07/19 1996	Review of Records (1 hr)	200 00			1750 00
07/20 1996	(1½ hrs) Mtg with Attys Lucic & Higgins	300 00			2050 00
07/21 1996	Review of Records (2½ hrs)	500 00			2550 00
07/22 1996	Prep for testimony (1 hr)	200 00			2750 00
07/22 1996	Ct testimony (½ day sched)	1000 00			3750 00