

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, ss.

SUPERIOR COURT
CIVIL ACTION NO. 02-0626A

_____)
GREGORY FORD, PAULA FORD)
AND RODNEY FORD,)
Plaintiffs,)
v.)
BERNARD CARDINAL LAW,)
Defendant.)
_____)

RESPONSES OF THE DEFENDANT,
BERNARD CARDINAL LAW,
TO PLAINTIFFS' REQUESTS FOR ADMISSIONS

REQUEST NO. 1

Cardinal Law read the letter addressed to him from Wilma M. Higgs ("Mrs. Higgs"), dated April 29, 1985 (the "Higgs Letter"). A true and accurate copy of the Higgs Letter is attached hereto as Exhibit "A".

RESPONSE NO. 1

The Defendant does not believe he read the "Higgs Letter" in 1985. The Defendant admits that he has since read this correspondence.

REQUEST NO. 2

Cardinal Law sent a note to John B. McCormack regarding the Higgs Letter (the "Higgs Note").

RESPONSE NO. 2

The Defendant has no present knowledge as to whether he sent a note to Most Rev. John B. McCormack and therefore can neither admit nor deny this Request for Admission.

REQUEST NO. 3

The Higgs Note was not produced to the Plaintiffs pursuant to any records or document request.

EXHIBIT
Law 11
rel 5/02 - KMS

RESPONSE NO. 3

The Defendant has no present knowledge as to whether he sent a note to Most Rev. John B. McCormack and therefore can neither admit nor deny this Request for Admission.

REQUEST NO. 4

The Higgs Note is missing.

RESPONSE NO. 4

The Defendant has no present knowledge as to whether he sent a note to Most Rev. John B. McCormack and therefore can neither admit nor deny this Request for Admission.

REQUEST NO. 5

Cardinal Law met with Father Shanley to discuss Father Shanley leaving St. Jean's prior to Father Shanley leaving St. Jean's.

RESPONSE NO. 5

Admit.

REQUEST NO. 6

Cardinal Law's meetings with Father Shanley regarding Father Shanley leaving St. Jean's were not part of a confessional.

RESPONSE NO. 6

Admit.

REQUEST NO. 7

Cardinal Law was aware prior to Father Shanley leaving St. Jean's that there were allegations that Father Shanley had molested children at St. Jean's and other parishes.

RESPONSE NO. 7

Deny.

REQUEST NO. 8

Cardinal Law was aware in 1985 that Mrs. Higgs made allegations that Father Shanley had molested children.

RESPONSE NO. 8

Deny.

REQUEST NO. 9

Cardinal Law was aware in 1985 that Mrs. Higgs had stated that she had recorded some portion of Father Shanley's remarks at a conference in November of 1984 in or around Boston, Massachusetts, regarding the propriety of sexual relations between children and adults.

RESPONSE NO. 9

Deny.

REQUEST NO. 10

Cardinal Law never asked any person to get a copy of Mrs. Higgs' tape of Father Shanley's remarks.

RESPONSE NO. 10

The Defendant admits that he never personally asked anyone to get a copy of the referenced tape.

REQUEST NO. 11

Cardinal Law never instructed any person to interview Father Shanley regarding his views on children seducing adults.

RESPONSE NO. 11

Deny.

REQUEST NO. 12

Cardinal Law took no action against Father Shanley after receiving the Higgs Letter.

RESPONSE NO. 12

Deny.

REQUEST NO. 13

Since 1985, Cardinal Law had the power to remove or reassign Father Shanley from or within the RCAB.

RESPONSE NO. 13

The Defendant admits but only in accordance with the processes under Canon Law.

REQUEST NO. 14

Cardinal Law promoted Father Shanley to Pastor in 1985.

RESPONSE NO. 14

The Defendant admits that he appointed Father Shanley Pastor in 1985.

REQUEST NO. 15

Cardinal Law spoke to Bishop John M. D'Arcy regarding sexual abuse allegations against Father Shanley.

RESPONSE NO. 15

The Defendant has no recollection of any such discussion and therefore can neither admit nor deny this Request for Admission.

REQUEST NO. 16

Cardinal Law spoke to Jackie Gauvreau regarding Father Shanley.

RESPONSE NO. 16

The Defendant has no recollection of any such discussion and therefore can neither admit nor deny said allegation.

REQUEST NO. 17

Jackie Gauvreau informed Cardinal Law that Father Shanley had molested a child while Father Shanley was serving as a priest at St. Jean's.

RESPONSE NO. 17

The Defendant has no recollection of any such discussion and therefore denies that he was "informed" of said allegation.

REQUEST NO. 18

Jackie Gauvreau met with Cardinal Law after a televised Mass in or about 1987 regarding allegations of sexual abuse against Father Shanley.

RESPONSE NO. 18

The Defendant has no recollection of any such meeting and therefore can neither admit nor deny said allegation.

REQUEST NO. 19

Cardinal Law told Jack Gauvreau that he would look into the allegations against Father Shanley.

RESPONSE NO. 19

The Defendant has no recollection of any such meeting and therefore can neither admit nor deny said allegation.

REQUEST NO. 20

Cardinal Law did not take further action with respect to the allegations provided by Jackie Gauvreau against Father Shanley.

RESPONSE NO. 20

The Defendant has no recollection of any such meeting and therefore can neither admit nor deny said allegation.

REQUEST NO. 21

Jack Gauvreau met with Cardinal Law after Mass at Our Lady Help of Christians Church in Newton, Massachusetts, regarding Father Shanley after her first conversation described in Request No. 18.

RESPONSE NO. 21

The Defendant has no recollection of any such meeting and therefore can neither admit nor deny said allegation.

REQUEST NO. 22

Cardinal Law instructed Jack Gauvreau to speak with Bishop Mulcahey in Lynn, Massachusetts, regarding the allegation of sexual abuse against Father Shanley.

RESPONSE NO. 22

The Defendant has no recollection of any such meeting and therefore can neither admit nor deny said allegation.

REQUEST NO. 23

Cardinal Law took no action to investigate Jack Gauvreau's allegation regarding Father Shanley after this second conversation with Jack Gauvreau.

RESPONSE NO. 23

The Defendant has no recollection of any such meeting and therefore can neither admit nor deny said allegation.

REQUEST NO. 24

Cardinal Law refused to accept phone calls from Jack Gauvreau.

RESPONSE NO. 24

Deny.

REQUEST NO. 25

Cardinal Law instructed others within the RCAB to avoid taking phone calls from Jack Gauvreau.

RESPONSE NO. 25

Deny.

REQUEST NO. 26

Cardinal Law instructed others within the RCAB to ensure that Jack Gauvreau's phone calls would not reach him.

RESPONSE NO. 26

Deny.

REQUEST NO. 27

Cardinal Law knew that the RCAB ran schools and parishes when he promoted Father Shanley to Pastor at St. Jean's in 1985.

RESPONSE NO. 27

The Defendant admits that when he appointed Father Shanley as Pastor of St. Jean's in 1985, he knew that there were over 400 parishes and approximately 215 schools within the Archdiocese of Boston.

REQUEST NO. 28

Cardinal Law knew that there was a history of sexual abuse complaints against Father Shanley when he promoted Father Shanley to Pastor in 1985.

RESPONSE NO. 28

Deny.

REQUEST NO. 29

Cardinal Law knew that Father Shanley would have unsupervised access to children when he promoted him to Pastor.

RESPONSE NO. 29

The Defendant admits that he knew that Father Shanley would have unsupervised access to children when he appointed him as Pastor.

REQUEST NO. 30

Cardinal Law knew that Father Shanley was reassigned to San Bernardino, California, after leaving St. Jean's.

RESPONSE NO. 30

Deny.

REQUEST NO. 31

Cardinal Law knew that Father Shanley was reassigned to San Bernardino, California, as a direct result of sexual abuse complaints against him.

RESPONSE NO. 31

Deny.

REQUEST NO. 32

Bishop Thomas V. Daily spoke to Cardinal Law about allegations of sexual misconduct by Father Shanley.

RESPONSE NO. 32

The Defendant has no recollection of any such discussion and therefore can neither admit nor deny this allegation.

REQUEST NO. 33

Cardinal Law controlled the decision to promote priests to the position of Pastor in 1985.

RESPONSE NO. 33

The Defendant admits that in 1985, it was the responsibility of the Archbishop of Boston to appoint all pastors within the Archdiocese of Boston.

REQUEST NO. 34

When Cardinal Law promoted Father Shanley to Pastor, it was RCAB policy to review the file of any priest being promoted to pastor.

RESPONSE NO. 34

The Defendant denies there was any such specific policy to review "the file" as alleged.

REQUEST NO. 35

Father Shanley's file was reviewed by the RCAB in connection with Father Shanley being promoted to pastor.

RESPONSE NO. 35

The Defendant has no personal knowledge with respect to this allegation and therefore can neither admit nor deny the same.

REQUEST NO. 36

The RCAB maintained confidential files for priests accused of sexual molestation in 1985.

RESPONSE NO. 36

The Defendant admits that RCAB maintained confidential files for priests which included any such known allegations of sexual molestation.

REQUEST NO. 37

The RCAB maintained confidential files for priests accused of sexual molestation in 1990.

RESPONSE NO. 37

The Defendant admits that RCAB maintained confidential files for priests which included any such known allegations of sexual molestation.

REQUEST NO. 38

The RCAB maintained confidential files for priests accused of sexual molestation in 1995.

RESPONSE NO. 38

The Defendant admits that RCAB maintained confidential files for priests which included any such known allegations of sexual molestation.

REQUEST NO. 39

The RCAB maintained confidential files for priests accused of sexual molestation in 2000.

RESPONSE NO. 39

The Defendant admits that RCAB maintained confidential files for priests which included any such known allegations of sexual molestation.

REQUEST NO. 40

The RCAB maintained confidential files for priests accused of sexual molestation in 2002.

RESPONSE NO. 40

The Defendant admits that RCAB maintained confidential files for priests which included any such known allegations of sexual molestation.

REQUEST NO. 41

Cardinal Law reviewed each and every document that he signed his name to regarding Father Shanley.

RESPONSE NO. 41

The Defendant admits that he reviewed or was informed of the contents of each document that he signed his name to regarding Father Shanley.

REQUEST NO. 42

Cardinal was aware by 1998 that there was more than one allegation of sexual molestation against Father Shanley.

RESPONSE NO. 42

Admit.

REQUEST NO. 43

Cardinal was aware by 1999 that there was more than one allegation of sexual molestation against Father Shanley.

RESPONSE NO. 43

Admit.

REQUEST NO. 44

Cardinal was aware by 2000 that there was more than one allegation of sexual molestation against Father Shanley.

RESPONSE NO. 44

Admit.

REQUEST NO. 45

Cardinal was aware by 2001 that there was more than one allegation of sexual molestation against Father Shanley.

RESPONSE NO. 45

Admit.

REQUEST NO. 46

Cardinal was aware by 2002 that there was more than one allegation of sexual molestation against Father Shanley.

RESPONSE NO. 46

Admit.

REQUEST NO. 47

Cardinal Law took no action to alert current or former parishioners of St. Jean's regarding the sexual abuse allegations against Father Shanley.

RESPONSE NO. 47

The Defendant admits that prior to notifying the Attorney General's Office of allegations pertaining to Father Shanley, he had taken no such action as alleged.

REQUEST NO. 48

It was RCAB policy in 1985 to investigate allegations of sexual abuse made against RCAB priests.

RESPONSE NO. 48

Admit.

REQUEST NO. 49

It was RCAB policy in 1986 to investigate allegations of sexual abuse made against RCAB priests.

RESPONSE NO. 49

Admit.

REQUEST NO. 50

It was RCAB policy in 1987 to investigate allegations of sexual abuse made against RCAB priests.

RESPONSE NO. 50

Admit.

REQUEST NO. 51

It was RCAB policy in 1988 to investigate allegations of sexual abuse made against RCAB priests.

RESPONSE NO. 51

Admit.

REQUEST NO. 52

It was RCAB policy in 1989 to investigate allegations of sexual abuse made against RCAB priests.

RESPONSE NO. 52

Admit.

REQUEST NO. 53

It was RCAB policy in 1990 to investigate allegations of sexual abuse made against RCAB priests.

RESPONSE NO. 53

Admit.

REQUEST NO. 54

It was the written policy of the RCAB in 1985 to protect children involved in RCAB programs and activities, including "CCD" classes and youth retreats, from harm, including sexual abuse.

RESPONSE NO. 54

A review is presently being made in this regard. This Response will be seasonably supplemented.

REQUEST NO. 55

It was the written policy of the RCAB in 1986 to protect children involved in RCAB programs and activities, including "CCD" classes and youth retreats, from harm, including sexual abuse

RESPONSE NO. 55

A review is presently being made in this regard. This Response will be seasonably supplemented.

REQUEST NO. 56

It was the written policy of the RCAB in 1987 to protect children involved in RCAB programs and activities, including "CCD" classes and youth retreats, from harm, including sexual abuse.

RESPONSE NO. 56

A review is presently being made in this regard. This Response will be seasonably supplemented.

REQUEST NO. 57

It was the written policy of the RCAB in 1988 to protect children involved in RCAB programs and activities, including "CCD" classes and youth retreats, from harm, including sexual abuse.

RESPONSE NO. 57

A review is presently being made in this regard. This Response will be seasonably supplemented.

REQUEST NO. 58

It was the written policy of the RCAB in 1989 to protect children involved in RCAB programs and activities, including "CCD" classes and youth retreats, from harm, including sexual abuse.

RESPONSE NO. 58

A review is presently being made in this regard. This Response will be seasonably supplemented.

REQUEST NO. 59

It was the written policy of the RCAB in 1990 to protect children involved in RCAB programs and activities, including "CCD" classes and youth retreats, from harm, including sexual abuse.

RESPONSE NO. 59

A review is presently being made in this regard. This Response will be seasonably supplemented.

REQUEST NO. 60

The RCAB ensured that parents of children involved in RCAB programs and activities received copies of its policies regarding the safety of children participating in its programs and activities.

RESPONSE NO. 60

A review is presently being made in this regard. This Response will be seasonably supplemented.

REQUEST NO. 61

Cardinal Law took no action to reprimand or punish Father Shanley as a result of the allegations of sexual abuse against Father Shanley.

RESPONSE NO. 61

Deny.

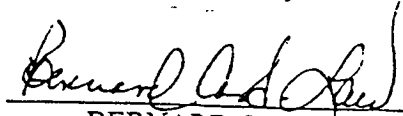
REQUEST NO. 62

Cardinal Law was aware in 1995 that Father Shanley had been at St. Jean's for ten years as a priest.

RESPONSE NO. 62

The Defendant admits that he was aware in 1995 that Father Shanley had been at St. Jean's from 1984 to 1990. The Defendant has no present recollection of his knowledge regarding Father Shanley's assignment to St. Jean's prior to 1984.

Signed under the pains and penalties of perjury this 31st day of May, 2002.



BERNARD CARDINAL LAW