

Fr. Magaldi But I...I had money. I have money.

McCarthy And now alleges the same thing, money.

Fr. Magaldi Yeah, but it's...the coincidence is not the same. I mean the fact of money...this boy needed money in...in Texas, and I was helping him like I have helped a lot of kids.

McCarthy This is what says: "From that day on I couldn't even go to school. I had to smoke pot before I went to school, during school buy pills, whatever, and that money that he gave me is what I used it for." Then tells me that he has for more than twenty years in addition.

Fr. Magaldi Ah ha

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McCarthy He said that he got a He was / and ah, he was and that's why he got. He said he ended up back in Worcester and became a male prostitute, a street hustler. He said one evening he was sitting on the li

(END OF SIDE ONE, TAPE ONE)

McCarthy A vehicle stopped, and he said he looked in the car and it was Father Magaldi. He said he got in the vehicle and they had a consensual sexual encounter.

Fr. Magaldi What year was this?

McCarthy This was after his return from the military.

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Fr. Magaldi Do you know when that was?

McCarthy I'd have to go back through his transcript there to get you that.

Fr. Magaldi Because there was a period that I was in Rome. I'd like to know when this is suppose to have taken place. This is in the seventies or the sixties?

McCarthy When were you in Rome?

Fr. Magaldi I was in Rome and on the faculty of the North American College for 1969 and '70. I'm sorry, '68 and '69, I guess it was.

McCarthy Okay. Ah, he says as a result of this sexual abuse ah, he is

He said that when he was he was arrested by the

...s a matter of fact the guy who

worked for me. DOCUMENT IS NOT TO BE REPRODUCED.

Fr. Magaldi Uhm hmm.

McCarthy It's a small world, huh?

Fr. Magaldi He was...what was he doing?

McCarthy Ah, he had ah...

Fr. Magaldi After the you mean?

McCarthy Correct. And he was ah...

Fr. Magaldi Yup. I'd like...to ask one question if I could.

McCarthy Sure.

Fr. Magaldi When these alleged things were happening to him, was he living at home with his parents?

McCarthy He said this went on for a few years.

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Fr. Magaldi That's what I'm saying, he was living at home with his parents?

McCarthy In addition to that he said ah, there was no love relationship between ah,  
my family and me; that this was a dysfunctional family, and I was afraid...

Fr. Magaldi But he was a \_\_\_\_\_ when he was supposedly thirteen or fourteen. I  
thought it said he became a \_\_\_\_\_ after.

McCarthy That's right. He says he did that with the money that you provided him  
with.

Fr. Magaldi I don't...you see this is...this is the problem...All of us have said the same  
thing. How do we defend ourselves against an allegation. Somebody  
could go out of the Confessional and say Father touched me in the  
Confessional or...or Monsignor King, we are all...we even had to put glass  
on.

McCarthy Uhm hmm.

Fr. Magaldi ...things in the Confessional doors and to where we would interview  
people just because there's been so many...even some of the  
non-Catholic ministers have been accused.

McCarthy

Fr. Magaldi One guy not too far from where I am ah, supposedly was counseling four  
women and raped them all.

McCarthy I said to him, what do you want from this? And ah...

Fr. Magaldi What did he say? Some...some...some help for his ah, child support or  
something.

McCarthy I met with him on Sunday, November 29, 1998, at ten o'clock in

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When I asked him what he was looking for, he stated I

have a drug and alcohol problem and I need treatment. And when I was in treatment my counselor said to me that I have to get all my demons behind me. And he said that in dealing with the demons, this is the biggest one that he had to deal with. And so in order to beat alcohol and drug abuse, he's gonna have to deal with it. So, after he contacted Monsignor Evans to make this complaint he said that he relapsed into drugs again, and as a result of relapsing he went to

, where he is in an extensive program. He says the only thing I want out of this is to deal with it. This is the way the counselors told me I have to deal with this. I have to deal with it head on.

Fr. Magaldi Did he tell the counselors about me?

McCarthy That's what he said.

Fr. Magaldi Somebody suggested to him?

McCarthy No, he says that's what he said to the counselors. The counselor said he has to deal with that and one of those ways is by reporting it. That's what caused him to report it, not an article in the paper. And he said that all he wants is to be able to go back to his who's now his who lives in and he has there that he has for (inaudible words) of time.

Fr. Magaldi Uhm hmm.

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McCarthy And he wants to go back and be the father that they never had. And he said in order to do that, he said I want to be able to deal with all of these demons and this is the biggest one. They told me that I have to report it,

and that's my reason for reporting it. He said secondly, he said uhm, I don't want what happened to me to happen to anybody else by Magaldi. And he said I want Church Authority to know that. He said I have no desire to sue the Church or Magaldi or anybody. All I want is the activity to stop and for me to get my life together and to go back to with my

Fr. Magaldi—What activity to stop? I've been a Priest for thirty-eight years.

McCarthy He's alleging...

Fr. Magaldi Is it possible that if I was sick like that, that after that alleged incident I could be free of all problems with anybody else?

McCarthy I don't know if I'm qualified...I don't know if I'm qualified.

Fr. Magaldi I would like...that's why I'm going for this ah, evaluation thing to...to prove that there's nothing wrong with my head at all or my behavior.

McCarthy I said to ah, what could be done to enhance the believability of your allegations, because at this point it's a he said/she said allegation?

And he said, I'll take a polygraph. I said we have the capabilities of doing that. He said you tell me when and where and I'll be there.

Fr. Magaldi I said the same thing to Bishop Delaney.

McCarthy You told Bishop Delaney...

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Fr. Magaldi I told Bishop Delaney that when I...I would absolutely. I welcome the opportunity to do that. Then, two days later the Diocesan Lawyer called me and said, wait a minute, according to Federal Law or something.

McCarthy Uhm hmh.

Fr. Magaldi An employer cannot request an employee to do that.

McCarthy He is correct.

Fr. Magaldi And I said, well he's not really...he mentioned this guy's gonna do it. And I immediately said I do it. He said, well you can do it voluntarily. He said however, he has no right to the results of that test either.

McCarthy That's correct.

Fr. Magaldi I...I...see I don't know that business of the law. I don't understand why. I mean I need to have that known.

McCarthy Well because I guess there's a question as to whether Priests are employees or independent contractors.

Fr. Magaldi Well, the IRS has...use to have us as independent contractors.

McCarthy Yeah.

Fr. Magaldi Now we are employees. I think we get a W-2 Form and all that or 1040.

McCarthy I...

Fr. Magaldi But the point still is how absolutely sure are polygraph tests. Suppos'in the thing shows that we're both telling the truth. Suppose they think we're both telling the truth.

McCarthy Let me tell you what we normally do.

Fr. Magaldi Okay.

McCarthy First of all, the results of the polygraph are sent directly to the person who's polygraphed or their attorney, not to me.

Fr. Magaldi Oh.

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McCarthy In the event that you decide you want to release that to me, that's up to you. Number two, I am not present when the test is given.

Fr. Magaldi No.

McCarthy Number three, the test consists of maybe three or four questions. The people that I use are all certified nationally. Ah, one guy is Lieutenant Jack Consigli. He's in charge of the Polygraph Unit in the State Police. Ah, he has a computerized polygraph that scores independently of him.

We also use ah, a former State Police Officer Jack Nasuti who does all kinds of polygraphs for various attorneys. He was a polygraph examiner when he was on the job. I also use a guy by the name of Gus Amore who's a retired Lieutenant from the Rhode Island State Police and became the head of security at Citizens Bank, and he also polygraphs for various police departments and lawyers.

Fr. Magaldi Where do they do this?

McCarthy Now ah, well this is my next point. When we give the polygraph test ah, we give it in a neutral ground. Ah, you'd probably know the questions in advance. Ah...

Fr. Magaldi Who makes up the questions?

McCarthy Probably I would and the polygrapher.

Fr. Magaldi Right.

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McCarthy Ah, I would sit down and discuss the case with the polygrapher and pick three or four points I thought were important, that would require either a yes or a no response. Ah, what I also do is that I have and pay for a

second polygraph examiner to be present who doesn't give the exam but writes to me and has notarized ah, independent review of the exam, if it meets all the prescribed items that have to be done etc., etc. Based on that, their training and experience, you know how would they rate this.

Ah, that comes in independently of the other one, so he has no idea.

Fr. Magaldi: Uhm hmm.

McCarthy: What's coming in. And I just... I don't have any one specific.

just... whoever the next guy available and out of the box. Ah, with

is currently in

I don't think

it would be prudent at this point to polygraph him while he's a patient

there. I've spoken to him and he has asked ah, once again to take the

polygraph upon his release from that program. He's there to a maximum

of ninety days, but it's... it could be even less than that, dependent upon...

Fr. Magaldi: Ninety days from now or?

McCarthy: No, ninety days from when he entered.

Fr. Magaldi: Oh, which is when?

McCarthy: Ah, I don't know. I'd to go back and look at the file.

Fr. Magaldi: (Inaudible words)

McCarthy: But it was... I'll give you a ballpark figure. It was at the beginning of December. So...

Fr. Magaldi: So he certainly can... he could be there until February?

McCarthy: He could be.

Fr. Magaldi: Is there any chance that any of this is gonna get into the newspapers?

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McCarthy I would say at this point not from this Office, number one. Number two, if  
 is to be believed about his ah, desires ah, I would say probably  
 not. Ah...

Fr. Magaldi He has not contacted...you said he contacted an attorney though?

McCarthy He said that his roommate, as well as ah, some of the people  
 being treated there, have told him that he should be talking to an attorney.  
 He said he talked to an attorney. He did not identify him.

He says as a result of his conversation with the attorney, he next knows  
 he's on a party line and he's talking with an individual who identifies  
 himself as Alan Dershowitz. He said they tell him not to meet with

McCarthy and ah, meet only with them. He says to me then I'm not  
 interested in suing the Church. That's all they're interested in is getting  
 one third of the pie. He said all I want is to deal with this so I can get back  
 to with

Fr. Magaldi Fine.

McCarthy That's all I want.

Fr. Magaldi If I...

McCarthy And...

Magaldi Okay.

McCarthy And I don't want Magaldi ah, doing this to anybody else and they have to  
 go through what I did.

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Fr. Magaldi He doesn't have to worry about that, because I never did it to him and I  
 never did it to anybody else.

McCarthy Uhm hmm.

Fr. Magaldi Secondly, is it possible...I...I mean it's not impossible that something happened to this kid, that he was abused either by family or someone else who said, you know ah, that said he was a priest or that said he was me.

McCarthy But...

Fr. Magaldi Does he recognize...

McCarthy But he specifically says...yes, he said he would, and he specifically says that ah, he saw the collar, that this was not a one time event, that this took place over a number of years.

Fr. Magaldi Yeah.

McCarthy And that he could identify you in a minute.

Fr. Magaldi Has he been shown pictures of me.

McCarthy No.

Fr. Magaldi There was a picture of me in the newspaper.

McCarthy Yes. No, because if I...

Fr. Magaldi Because I would be interested in having four or five pictures put in a line up and see if he can pick me out.

McCarthy I have already made a total array of twelve individuals in which you're one of the twelve.

Fr. Magaldi Ah ha. In a collar?

McCarthy All similar visions of the collar...

Fr. Magaldi Yeah.

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McCarthy ...face, hair, etc.

Fr. Magaldi Okay, because there are a couple of priests in the Diocese unfortunately who (inaudible words)

McCarthy With him being hospitalized at this point it's not the time...

Fr. Magaldi No, no no.

McCarthy ...to show that.

Fr. Magaldi That's not...I just wondered about that.

McCarthy Yup.

Fr. Magaldi Cause even to remember my name like that. I mean did he...is it possible that he really remembered my name or did that...seeing that article

(inaudible word) or did somebody prompt him. Is somebody behind this?  
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Like I would not deny (inaudible words).

McCarthy He's quite emphatic that it's you.

Fr. Magaldi That's well that's fine. He can be as emphatic as he wants to be.

McCarthy Yup.

Fr. Magaldi Cause I'm just as emphatic saying I do not know the man.

McCarthy Would...could somebody use your name?

Fr. Magaldi Why not?

McCarthy Would that be another cleric?

Fr. Magaldi It could be. I told you...that's what I started to tell you. When I went to ah, when Bishop Delaney, not Bishop Delaney...Bishop Gelineau sent me to San Antonio to study Spanish.

McCarthy Uhm hmm.

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Fr. Magaldi So that I would be out of here when they were doing the investigation ah,  
Peat Marwick and (inaudible word) whatever that Company's...

McCarthy Uhm hmm.

Fr. Magaldi ...name is okay. All right. That's when they came up with the conclusion  
that I had intermingled funds, like I just...I had started to tell you I was...is  
this gonna make the tape run way over (inaudible words)

McCarthy Don't worry about it.

Fr. Magaldi All right. The...wher ) for example gave me a check for ten  
thousand dollars made out to me and I put it in the Church or used it, that  
was considered intermingling funds that were my own, cause supposedly

it was given to me.

McCarthy Yup.

Fr. Magaldi On a couple of other occasions when I needed money I went to the  
Industrial Bank where one of my parishioners, I don't know if I'm suppose  
to name people or (inaudible words)

McCarthy Yeah, but...but my point again, Father, is this, what does that have to do  
with .?

Fr. Magaldi It has nothing to do with , but what I'm trying to tell you...what I want  
just to clarify what happened to me where stuff like this came in the mail  
to two different Bishops from...one from Chicago and one from...mailed  
from Chicago and one from Dallas. You...you will not believe.

McCarthy What stuff came from Dallas?

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Fr. Magaldi There was...ah, I'm getting to that. When the Diocese said that I had intermingled funds, okay, that I had used my own money for Church things, but I had also had money given to the Church that I put in my own account that I used to write checks to...you know, to pay bills from the Church. That was called intermingling, not embezzlement.

McCarthy Yup.

Fr. Magaldi While I was in San Antonio the Pas...the priest that was in my place uhm, I think it was Father Cardente, one morning at six o'clock heard noise downstairs, and he went down to the basement and found in the counting room with the open safe and money around one of my most trusted employees, one of the boys that I had taken on vacation on an occasion.

McCarthy Uhm hmmm

Fr. Magaldi With his hands in the money. Now, the thing is he had a key to the Rectory.

McCarthy Uhm hmmm

Fr. Magaldi He had the combination to the safe because he was like my head, my head usher and I needed someone...well, we had that crazy seat money which I don't think they do it anymore.

McCarthy Nope. But what does that have to do with ?

Fr. Magaldi Well, wait a minute. Wait!

McCarthy Sure.

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Fr. Magaldi: What I'm trying to tell you is that ah, what happened at...at...at that point they went to the police, and now the State got involved, the Attorney General's Office and decided to have a whole big ah, investigation, during which, and I didn't know this until the discovery material came to me, they found that that young man had a hundred thousand dollars in three different bank books out of the State. Okay? They also concluded that we were not in cahoots or anything like that. I cannot believe that he could take that kind of money from dollar bills in the thing. I said...I said maybe he was dealing with drugs or something. I don't know. That's beside the point. At that...just after that time I had met the Archbishop of San Antonio and he ah, you know, we were talking in the hall and...and he said come...come and visit me in my office, and I did, and I...I told him all about that. He said you don't have to tell anybody about that stuff. I said fine, I said, but I'm a little apprehensive that I've had only three months of book knowledge of Spanish. I need some practice, and he said, Father, there's no better way to...place to practice than San Antonio. And I looked at him and I said, well how could I do that. He said, do you want me to call Bishop Gelineau? I said, well sure. So he called Bishop Gelineau and asked if I could stay there another year, and Bishop Gelineau said fine, which was also for him an out, because he didn't know what he was gonna do with me when I came back in August, because of the publicity from VonBulow and all this other stuff. Okay? To make a long story short, that was in August or September. In December the

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Archbishop calls me to go down to have breakfast with him one morning, and when I'm there he takes out a packet that he had received, postmarked Chicago, with clippings of everything that had happened up here, clippings from the Providence paper, with that ah, thing that had passed out too, all of this kind of stuff.

McCarthy Yup.

Fr. Magaldi And a letter saying that I was a pathological liar, that I was a danger to the

Church, that I was going to...he said...he said that I was capable of destroying the Holy, Catholic and Apostolic Church, which was kind of ridiculous. Christ said that even the gates of hell couldn't do it. How was

going to do it. But the point was those letters said that I was a thief, a pathological liar, a person needing psychiatric care, and it said...the last thing said is if you incardinate Magaldi into your Diocese, you'll be looking for trouble. He looked at me and he said, Father, a Priest wrote this. I said I can't believe it. I...I don't have any enemies as Priests that I know or how could a Priest do it? And he said, nobody uses the word

incardination in lay...lay terms.

McCarthy Hmm.

Fr. Magaldi Or something like that. So he said you better go back to Rhode Island and get this straightened out. Okay. So now when I...I know once again it has nothing to do with

McCarthy Yup.

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Fr. Magaldi Ah, when I came back ah...oh, before I came back, Bishop Gelineau called me. He said you know you've been through a lot of stress. Ah, ah, you should really go for a little rest. He said how about

I said that's for people that have had psychological problems; alcoholics, drug addicts, child molesters. I said I don't need to go there. He said well they have a very good program of evaluation for five days and then they determine whether or not ah, you should stay there. I said well fine if that's gonna show that I...I...ah, my head is okay, I'm happy to go. So now in the meantime...I don't know...I'm really giving you too much stuff.

McCarthy Did you go?

Fr. Magaldi I did go. I did go.

McCarthy And what was the result?

Fr. Magaldi The result was I have a great capacity for stress, that I was not a homosexual that I uhm, that I acted more with my heart than with my head, uhm.

McCarthy When did that occur, that evaluation?

Fr. Magaldi That was in 19...let me see. It was '88 when I went down there. It was either 1989 or 1990.

McCarthy Do you remember when?

Fr. Magaldi The exact date?

McCarthy Or the month.

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Fr. Magaldi Uhm, it was just after Easter, because I had had the... I went to Rome in the meantime, cause I went to see a friend of mine in Rome to see what I could do about all this stuff. He ended up having me go to see the Apostolic Delegate in Washington, Laghi was at the time there, both of whom said that there was nothing wrong with my head and that the best thing to do would be to get out of Providence, because there was no way that I was gonna get involved...be able to be here without being bothered by press and all that kind of stuff. But at that same time Laghi suggested that I go talk to another Bishop. So he said do you know any other Bishops? I said yeah, well Bishop Delaney is my classmate from Rome I said, but I...you know...I'm ashamed to tell him about this business that went on in the Parish and all that and the money. And he said, well what about Favalora. And I said Favalora, he was in the year behind me. He's now the Archbishop of Miami, but at that time he was being made...he was Auxiliary in ah, Louisiana I think and he was going to Tampa, Florida, and the Archbishop want on. He said I'm going down to install him next week. I will tell...tell uhm, him about you. I said that's wonderful, thank you, Archbishop. So, the next week I get a call from Washington, and he says, mission accomplished. He said I talked to Favalora. He'll be calling you. So now Favalora five minutes later is calling me, and he...we use to be very good friends, and he...Magaldi! He says only you could get into all of this mess. He said why don't you come down and see me. So I only told Bishop Gelineau that I was going to uhm, Tampa to visit him, right.

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I went down there and we...we spent a few days together. I told him the whole story. I brought him a copy of all that stuff.

McCarthy Uhm hmm.

Fr. Magaldi Which incidentally I had an investigator, named ah...Oh God I can't even remember his name...in Georgia who use to do things...they came up with the...the blood type of the person that typed, the kind of typewriter and all that. We could never figure out who it was that did that. Anyway, to make a long story short, he had just gotten into this Diocese, and already one of the Parishes was suing the Diocese over a Priest who had been...had died who supposedly had put money from the Church into

his own account  
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McCarthy This is in Tampa?

Fr. Magaldi Yes, and so this...this now was almost similar to what my problem was. He was afraid about taking me in, because he said he would put it before the Personnel Board. I came back to Providence. He, three days later, called me and said guess what I got in the mail. He got the exact same package of hate mail with clippings and everything. Only this one wasn't mailed from Chicago. It was mailed from Dallas. And complete confusion (inaudible words) well anybody who's traveling can go drop the thing in the mail or have somebody else do it. But, the...in addition to that statement on...I mean that letter at the bottom it said, ask Magaldi why he was thrown out of San Antonio, that they found a Sunday collection from the Parish he was in in his car. That was an absolute lie. Ah, he's now

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Judge...att ah, Dimitri, Bill Dimitri was my Attorney. He had an affidavit signed down in Texas by the Pastor that I never had dealings with money, that there was no such truth.

McCarthy But if I could interject this, Father, what does that have to do with allegations?

Fr. Magaldi What it has to do me...is that someone has been out to get me for a long time, and I don't think it's impossible that that person may have...

McCarthy You're saying that is a part of this

Fr. Magaldi It's not , but somehow there might be some connection between these people and him, feeding him this information. Okay. That

ah, ah, I don't know, but that's my own.

McCarthy But allegation has...the only thing he brings up in money is that you paid him.

Fr. Magaldi Yeah, right!

McCarthy But his main allegation is not whether money is misappropriated or not.

Fr. Magaldi Yeah

McCarthy His allegation is that he was sexually assaulted.

Fr. Magaldi Fine, okay.

McCarthy And that he also says that in these sexual assaults, and he says specifically if anybody ever mentions a complaint regarding Father Magaldi and enemas, you better take it serious, cause he said he has this thing about that.

Fr. Magaldi Okay, well I'm sorry, I have to deny that.

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McCarthy And this is what the guy in Texas alleges also, right?

Fr. Magaldi Yes, right, but, you can see that it's not...

McCarthy And he went to Bishop Delaney because the guy felt...

Fr. Magaldi The guy in Texas did not allege that I had any sexual misconduct with him.

McCarthy Why was he motivated to talk to Bishop Delaney about that?

Fr. Magaldi Because he went to Confession to someone that it was bothering him I guess about the enemas and stuff like that.

McCarthy Uhm hmm.

Fr. Magaldi Or ah, the so-called kiss of good luck and take care.

McCarthy Tell me, do you think ah, in your opinion that was taken out of context then?

Fr. Magaldi Yes, definitely.

McCarthy Do you think that would be confusing behavior that he would not know how to interpret it one way or the other?

Fr. Magaldi How do you mean?

McCarthy In other words there's some behavior and there's some conversation that you know is definitely bad.

Fr. Magaldi I don't believe...

McCarthy There's behavior and conversation that's definitely good, but there's that behavior and conversation that's in the middle that can go either way, that this was confusing behavior for him; the kiss on the cheek, the enema and everything else.

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Fr. Magaldi I don't believe the enema was a confusing behavior. I don't think that was his allegation at all.

McCarthy Uhm hmm.

Fr. Magaldi I think it was his...the embrace, the hug that I gave him before he left the hotel.

McCarthy And you're saying that was a cultural thing?

Fr. Magaldi Ah, cultural? I mean it was a...it was a normal...we...every...na I shouldn't say every...we all hug. That's one of the biggest things, the Priests, we all like at the Sign of Peace and we don't just shake hands. I know now we're told don't do it. Don't initiate a hug, because somebody...

McCarthy Could somebody misinterpret that?

Fr. Magaldi It could be misinterpreted, yes.

McCarthy And you're saying?

Fr. Magaldi I feel that he misinterpreted that, because even after that he wrote...I have some letters at home that he had sent to me.

McCarthy Uhm hmm.

Fr. Magaldi With no mention of any problem at all, grateful for this, that and the other thing, and that was the last thing...

McCarthy How did you come to meet him?

Fr. Magaldi Please?

McCarthy How did you come to meet him?

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Fr. Magaldi He came to .he was in the next Parish, and he came to Confession at... one week. And then he came to Mass, and in recognizing him I, you know, I just...

McCarthy How did...how did you recognize him if he was in the Confessional?

Fr. Magaldi Well because we have face-to-face Confession over there.

McCarthy Okay.

Fr. Magaldi They have a choice of going behind a screen, but...

McCarthy Okay.

Fr. Magaldi ...he did not do that.

McCarthy Yup.

Fr. Magaldi And he seemed to look to me for advice and counseling. He was going to  
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he was gonna leave Texas to go to and I

had been from originally born there and all. It was just a natural you know, we had...we went to dinner a few times. He came over to visit at the apartment where my mother and I were.

McCarthy How old was he?

Fr. Magaldi I think he was twen...I think he was ah, twenty or twenty-one.

McCarthy When he

Fr. Magaldi Please?

McCarthy When

Fr. Magaldi Ah.

McCarthy How old was when he made first contact?

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Fr. Magaldi Maybe he was eighteen or nineteen. Okay. Ah, I don't remember if he was uhm, I know he, well he had to get in the first year of college, and normally during in the first year of college you're around eighteen or nineteen. I don't honestly remember the exact age. Okay. Ah, I don't remember if he had been out of school working for a year or something. I...I honestly, I'm sorry I don't remember that.

McCarthy What...getting back to what would have to gain by this if he's to be believed?

Fr. Magaldi What he has to gain?

McCarthy Uhm hmm.

Fr. Magaldi Well if it's...if it's...he's looking for money...he wants money.

McCarthy No, he didn't say that.

Fr. Magaldi No, he didn't say in there he wants to have ah...

McCarthy He said two things.

Fr. Magaldi The support.

McCarthy He wants...

Fr. Magaldi Or to put closure to all of this.

McCarthy Closure.

Fr. Magaldi Okay.

McCarthy To the incidents.

Fr. Magaldi All right, fine.

McCarthy Get back with \_\_\_\_\_

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Fr. Magaldi Well that's...that's something that has to be between \_\_\_\_\_

McCarthy And...

Fr. Magaldi ...right?

McCarthy Correct.

Fr. Magaldi This is not my...

McCarthy But she's...

Fr. Magaldi Does she know (inaudible words) discuss this with

McCarthy Yes, he...that's what he told me. He alleges that in discussions with

until he deals with all of this stuff.

Fr. Magaldi Ah ha.

McCarthy And that is a tremendous motivator he says for him.

Fr. Magaldi Yeah, I can understand that.

McCarthy And he says his other main reason is so that this doesn't happen to anybody else who goes through what he went through. And he said ah, other than that he said I really don't have anything. If I'm entitled to anything, but I'm not looking to sue anybody.

Fr. Magaldi That's fine.

McCarthy He said, all I'm looking to do is to get my life back on track.

Fr. Magaldi Okay.

McCarthy Now...

Fr. Magaldi But haven't all the other people who have brought suits against Priests, even in Dallas and all, hasn't that been one of their so-called statements; that they want to make sure that this doesn't to anybody else.

McCarthy Not all, but quite a few.

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Fr. Magaldi Okay, I understand that. But what I need to know, like from a psychiatrist, is it possible that I...he called me a predator in that thing.

McCarthy That's correct.

Fr. Magaldi Which is a very offensive and...and...and hurtful thing.

McCarthy It is an offensive word.

Fr. Magaldi Extremely, okay. Cause the point is I...I could turn around and sue him.

McCarthy You could.

Fr. Magaldi For deformation of character, but who wants to have all this in the paper.

I don't need that. I've had enough publicity as it is.

McCarthy Well, as...

Fr. Magaldi The point is...

McCarthy As of this date, from November 2, 1998 until December 30, 1998, almost two months, he has not gone to the press.

Fr. Magaldi Good. But what's to say he won't? What's to say that somebody he's talked to. Is he throwing my name around with other people?

McCarthy At the only people he says he talked with about is a lawyer who he has not identified yet.

Fr. Magaldi Yup.

McCarthy And I specifically said to him that if he has retained the services of counsel, it would be unethical and improper of me to talk with any longer and that I should do everything through his attorney.

Fr. Magaldi Uhm hmm.

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McCarthy He says that he hasn't decided if he's going to have that person or someone else.

(END OF TAPE ONE, SIDE TWO)

McCarthy He may not have, he said, anyone. I said that in the event that he does he has my number to contact me, cause that's who I should be talking to. He said to me that he wants to take a polygraph to prove that he is telling the truth. He doesn't care what questions are asked. Ah, he doesn't care where he has to go for it. Now he's the one asking me.

Fr. Magaldi Uhm hmm.

McCarthy To take the polygraph.

(hiccup) DOCUMENT IS NOT TO BE REPRODUCED.

Fr. Magaldi Excuse me.

McCarthy Now you...you tell me, Father, that you told the same thing to Bishop Delaney. You wanted to take a polygraph.

Fr. Magaldi Yes, sure.

McCarthy Do you still want to take a polygraph?

Fr. Magaldi Yes I do, but then the question is when can I do this, cause I'm only here for a short time.

McCarthy I understand that. And that's...

Fr. Magaldi I'm gonna have to go spend...

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McCarthy This is something I ah, I told the Bishop. I said ah, first of all we have to deal with the holiday season, Christmas and New Year's. We have

people who are on vacation. I mean you look at the traffic coming in and out of Providence and it's very light.

Fr. Magaldi Yeah.

McCarthy Because if...unless I didn't have a lot of paperwork to...to do I wouldn't even come in.

Fr. Magaldi Uhm hmm.

McCarthy Because everybody you call is not in their office.

Fr. Magaldi Right.

McCarthy So, all of the polygraph examiners aren't just waiting for me to call. They're all busy on other things, so it has to be a time when you're available, if I'm available and they're available. But there's a short window of opportunity, because you have to be the Bishop tells me...

Fr. Magaldi (Inaudible words)

McCarthy ...on January 3rd.

Fr. Magaldi Yeah, which is Sunday.

McCarthy Yeah. Are you leaving the 2nd, Saturday?

Fr. Magaldi I'm leaving the 3rd.

McCarthy You're leaving the 3rd.

Fr. Magaldi I have to be there at night. I have to leave in the afternoon of the 3rd. I think it's like two thirty or something, from here in Providence.

McCarthy How long are you gonna be down there for?

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Fr. Magaldi Until the 7th, but I have the flight is going back from Washington to Dallas on the 7th. I'm not coming back this way. Is there any possibility that one

of these people could see me? If not...I suppose today is too much of a rush. Tomorrow's New Year's Eve. In the day time I could manage to get up.

McCarthy See the dilemma...the dilemma is this. It may be for you but not for them, and...with the holiday season. And ah...

Fr. Magaldi Can I do this...I can't do this in Texas?

McCarthy I don't see a problem why you can't either. That's gonna be my next point. My next point is I don't have a problem with you coming back here or sending somebody here from down there, or using somebody down there that they feel comfortable with. I don't have a problem with that either. I think that's a call by Bishop Delaney.

Fr. Magaldi Uhm hhm.

McCarthy Ah, because we want to accommodate you people, but I think it's important to point out that you're not incardinated here in the Diocese of Providence.

Fr. Magaldi Right.

McCarthy You are in Fort Worth.

Fr. Magaldi Right.

McCarthy And Bishop Delaney has asked Bishop Mulvee could we assist him because the complainant is here.

Fr. Magaldi Uhm hhm.

McCarthy And ah...

Fr. Magaldi I don't even know Bishop Mulvee either. I want to (inaudible words)

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McCarthy Bishop Mulvee is the new Ordinary...

Fr. Magaldi I know who he is, but I mean I don't know him personally.

McCarthy Yeah.

Fr. Magaldi Gelineau is another story.

McCarthy Yup.

Fr. Magaldi I know him very well.

McCarthy Mulvee said by all means, and ah, we conducted the initial interview and the basic documentation and tracking of the complaint. And ah, I told Bishop Delaney when I spoke to him on the phone that ah, you had a right to be confronted by this ah, with these allegations, cause they are serious

signature  
DOCUMENT IS NOT TO BE REPRODUCED.

Fr. Magaldi Yup.

McCarthy When he told me, he said you were already confronted by the Chancellor and...and two other individuals.

Fr. Magaldi Yeah, with him.

McCarthy And he said that...

Fr. Magaldi On my eighteenth anniversary incidentally, I just want you to remember that...my thirty-eighth, excuse me.

McCarthy Yup.

Fr. Magaldi I mean this...this ah, kid, I'd like this guy to know that he has put me in a position of ruining my life, number one.

McCarthy Uhm hmm.

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