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2 STATE OF MISSOURI

7 Winona and Thomas Adamson,)

8 Defendants.)

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19 Also Present:

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1 IT IS HEREBY STIPULATED AND AGREED, by and
2 between counsel for Plaintiff and counsel for
3 Defendants, that the VIDEOTAPED DEPOSITION OF
4 ARCHBISHOP ROBERT CARLSON may be taken in shorthand by
5 Brenda Orsborn, a Certified Court Reporter, and
6 afterwards transcribed into typewriting; and the
7 signature of the witness is expressly not waived.

8 * * * * *

9 [Exhibit Nos. 33, 101, 133, 239, 245, 246,
10 247, 250, 251, 252, 260, 275, 276, 282, 293, 296, 297,
11 299, 301, 302, 303, 304, 305, 319 were marked prior to
12 the deposition.]

13 VIDEOGRAPHER: We are now on the record.
14 Today's date is May the 23rd, 2014. The time is
15 approximately 10:11 a.m. This is the videotaped
16 deposition of Archbishop Robert Carlson in the matter
17 of Doe 1 versus Archdiocese of St. Paul, et al., in
18 the Circuit Court of the City of St. Louis. This
19 deposition is being held at the law offices of Chackes
20 Carlson. The reporter's name is Brenda Orsborn. My
21 name is David Doell, and I'm a legal videographer, and
22 we are here with Midwest Litigation Services.
23 Will the attorneys present please introduce yourselves
24 and the parties you represent?

25 MR. ANDERSON: For Doe 1, Jeff Anderson.

1 Also appearing with me is Trusha Patel, and observing
2 is Patrick Wall.

3 MR. GOLDBERG: Good morning. My name is
4 Charles Goldberg, and I'm appearing here today
5 strictly for the witness, Archbishop Carlson, whose
6 deposition has been noticed in the Doe 1 case. I
7 should also note that we have agreed to -- at Mr.
8 Anderson's request, we have agreed to have Archbishop
9 Carlson present for not only this deposition, but for
10 a related -- for a different case in St. Louis. We
11 have agreed informally on breaking up the time so that
12 each of depositions are fully completed today. And
13 the Archbishop, as you know, has to leave by 5:00 p.m.

14 I should also note for the record that
15 Mr. Anderson has deposed Archbishop Carlson before in
16 different cases, and the Archbishop has testified in
17 1985 in a case, the [REDACTED] case and in another case on
18 three other occasions that his depositions were taken
19 and then, of course, at trial in 1990. So hopefully
20 we don't have to go over that ground again, but we're
21 prepared to take it a question at a time. Thank you.

22 MR. WIESER: Tom Wieser representing the
23 Archdiocese of St. Paul/Minneapolis.

24 MR. BRAUN: Thomas Braun on behalf of the
25 Archdiocese of Winona.

1 MS. ROBERTSON: And Christa Robertson on
2 behalf of the Archdiocese of St. Paul/Minneapolis.

3 MR. ANDERSON: Also present is?

4 MR. BROWNING: Scott Browning.

5 MR. BUCKLEY: Tom Buckley.

6 VIDEOGRAPHER: If the reporter would please
7 swear in the witness, you may proceed.

8 ARCHBISHOP ROBERT CARLSON,
9 of lawful age, being produced, sworn and examined on
10 behalf of the Plaintiff, deposes and says:

11 EXAMINATION

12 QUESTIONS BY MR. ANDERSON:

13 Q. Archbishop, good morning. Would you please
14 state your full name for the record?

15 A. My full name is Robert James Carlson.

16 Q. You have been through this process before.
17 You understand that you are under oath?

18 A. I do.

19 Q. And the answers you give today are being
20 recorded both by transcription and by a videotape?

21 A. I do.

22 Q. By my review of the records, it appears you
23 have now been a priest for 44 years?

24 A. That's correct.

25 Q. And ordained in 1970 by then Archbishop

1 Binz?

2 A. Correct.

3 Q. It also appears that when you look at your
4 years as an Auxiliary Bishop, as Bishop in two
5 different dioceses and now as Archdiocese of St. Paul
6 -- of St. Louis, it appears that you have been in some
7 capacity as an Auxiliary Bishop or Archbishop for 30
8 years. Does that sound right?

9 A. That's correct.

10 Q. In preparation for today, have you reviewed
11 any materials, documents or depositions or testimony
12 either given by you or others?

13 A. I have not.

14 Q. Archbishop, you have been installed as the
15 Archbishop here in St. Louis since what date?

16 A. June of 2009.

17 Q. I'd like to go back to the period of time
18 when you were in the Archdiocese of St. Paul/
19 Minneapolis and you were appointed by then the
20 Archbishop Roach to be on the Personnel Board of the
21 Archdiocese. Do you recall what years you were on
22 that board?

23 A. I do not.

24 Q. The records seem to reflect that you were on
25 that board in 1973 and at least through 1977. Do you

1 have any reason to dispute that?

2 A. I don't remember, but I really can't say.

3 Q. You were assigned in various capacities in
4 the Archdiocese of St. Paul/Minneapolis as an
5 Associate Pastor, as Vice Chancellor, Chancellor,
6 Auxiliary Bishop and in other official capacities by
7 the then Archbishop Roach, correct?

8 A. Correct. I had a number of
9 responsibilities.

10 Q. Okay. When, as a priest of the Archdiocese
11 of St. Paul/Minneapolis, did you first receive any
12 information from any source that a priest had been
13 accused or suspected of having abused a child?

14 A. I -- it would have been more than 30 years
15 ago, and I really can't remember with any accuracy.

16 Q. Do you have any estimates of the time that
17 you were in the Archdiocese of St. Paul/Minneapolis
18 how many different reports concerning different
19 clerics suspected of having abused were made to you?

20 A. I don't remember.

21 Q. When is the first time a priest by the name
22 of Tom Adamson came onto your radar?

23 A. I don't remember with any accuracy when that
24 would have been. There may be a document that would
25 indicate that.

1 Q. What do you remember about how he came onto
2 your radar while you were in the Archdiocese of St.
3 Paul/Minneapolis?

4 A. People can come in many different ways. I
5 don't remember what the first contact was.

6 Q. You did realize at that time that he was a
7 priest that had come from the Diocese of Winona?

8 A. As I remember, no information came to me
9 about him that I could say with any accuracy.

10 Q. In the mid-1970s, it is correct to say that
11 the arch -- the Personnel Board was constituted by the
12 then Archbishop to help the Archbishop make
13 assignments and advise the Archbishop of making
14 assignments of priests, among other things?

15 A. The Personnel Board never made assignments.
16 It was only recommendations to the Archbishop.

17 Q. Ultimately, it was the Archbishop's decision
18 as to who to assign and when and where?

19 A. As the chief pastor of the diocese, the
20 Archbishop would always have the responsibility who to
21 assign when and where.

22 Q. And the Personnel Board was simply advisory,
23 could make recommendations, in other words, correct?

24 A. Correct.

25 Q. And at some point in time, is it correct

1 also to say that you became the person the Archbishop
2 looked to for handling and investigating reports of
3 sexual abuse by priests in the Archdiocese?

4 A. I was not the only one. I was one of them.

5 Q. And who else was charged with that?

6 A. In some cases, the Personnel Director could
7 have been charged. Other cases, the Vicar General,
8 Vice Chancellor, whoever.

9 Q. Your role was then to be among -- and
10 perhaps in conjunction with others, first is to get
11 the reports and to investigate them and advise the
12 Archbishop about what could or should be done?

13 MR. GOLDBERG: I'm going to object to the
14 form of the question. You need to put a time frame as
15 to the word "then."

16 Q. (By Mr. Anderson) When you were first
17 assigned to be the investigator for the Archdiocese
18 and the Archbishop in connection with reports made of
19 sexual abuse.

20 A. I was never formally appointed to be an
21 investigator.

22 Q. But when you took on that role or were asked
23 to take on that role, when was that?

24 A. I'm confused, because you're mentioning
25 several different dates. You mentioned 1973. What

1 date are you talking about?

2 Q. Well, I guess I want to know when you took
3 on the role of having to investigate these matters of
4 sexual abuse or complaints of sexual abuse by priests?

5 A. If I had taken on that responsibility, there
6 would be a document, which I would be glad to look at,
7 but I don't remember with any accuracy any particular
8 date.

9 Q. You did investigate complaints, correct?

10 A. There were times when I investigated
11 complaints, as did others.

12 Q. And how many did you investigate?

13 A. I have no memory of how many.

14 Q. What priest did you investigate?

15 A. The one that comes to mind is Thomas
16 Adamson.

17 Q. Any others?

18 A. Not that I remember. I may have, but there
19 would be a document, because I took notes on
20 everything.

21 Q. And what did you do pertaining to Thomas
22 Adamson?

23 A. I don't remember exactly what I did, but,
24 again, there would be a document that would spell that
25 out.

1 **Q. Tell me what you do remember having done.**

2 A. It was 30 years ago, and I don't remember
3 with any accuracy.

4 **Q. Could you tell us today, remember anything**
5 **that you did pertaining to a report or complaint or**
6 **investigation concerning Adamson or any action taken**
7 **by you?**

8 A. Again, there would be a document that could
9 refresh my memory.

10 **Q. Well, I want to know what you remember about**
11 **what you did. So my question for you at the moment is**
12 **tell me what you do remember.**

13 A. You're asking me to tell you under oath what
14 I did 32 or 30 years ago, and it would be impossible
15 for me to do that with any accuracy, especially when
16 you have documents that would spell that out.

17 **Q. Well, there are matters that aren't**
18 **documented, so my question is first tell me what you**
19 **remember. Do you remember reporting to the police?**

20 A. I have very little memory, but anything I
21 did would be in the documents you possess and for
22 which I have taken depositions on three or four
23 occasions.

24 **Q. Did you ever, while in the Archdiocese of**
25 **St. Paul/Minneapolis ever report any cleric accused of**

1 **sexual abuse to law enforcement?**

2 A. On several occasions, again, as you would
3 see in the documents, I encouraged the people, if they
4 wanted to, to report it to the police.

5 **Q. Who did you encourage?**

6 A. I could tell you with some accuracy if you
7 show me the documents, but at least in one case it was
8 the parents of a young man whose name I can't remember
9 who came to see me.

10 **Q. Did you ever personally make such a report?**

11 A. I did not personally make such a report.

12 **Q. Did you ever personally order any of the**
13 **officials of the Archdiocese to make such a report?**

14 A. Again, it would be in the documents that
15 would show exactly what I did. Over the years, of
16 course, I made many suggestions. I don't remember.

17 **Q. You were assigned so be the Bishop of --**
18 **appointed to be the Bishop of Sioux Falls in 1984,**
19 **correct?**

20 A. 1994.

21 **Q. Excuse me, 1994. And you worked**
22 **continuously in the Archdiocese of**
23 **St. Paul/Minneapolis except in the time you were in**
24 **Rome studying canon law?**

25 A. I studied canon law at Catholic University

1 of America.

2 Q. Excuse me. In Washington, D.C.?

3 A. Correct.

4 Q. Okay. You mentioned that you did encourage
5 some people or persons to report to law enforcement.

6 What do you remember about the person or persons you
7 encouraged to report abuse by priests to law
8 enforcement?

9 A. The one incident that I remember, and,
10 again, there's a document in the file, where parents
11 who came concerned about their child.

12 Q. And what was your title and/or role then?

13 A. I would have to have my memory refreshed as
14 to what year you're speaking about.

15 Q. And tell me what you remember having been
16 told by the parents that caused you to advise them to
17 go to police?

18 A. I don't remember exactly what they said, but
19 I know there's a document that would refresh my
20 memory.

21 Q. Was it a mom and a dad?

22 A. I don't remember.

23 Q. Do you have any memory of -- what else do
24 you remember about that event, other than the fact you
25 advised them to go to law enforcement?

1 A. I remember that there were a parent, two
2 parents -- I don't remember -- who, as I call to mind
3 today, I suggested that they would call the police.
4 Again, I think there's a document that would show
5 that.

6 **Q. Any other instance, while a priest from 1970**
7 **to 1994 of the Archdiocese, where you received**
8 **information that caused you to advise somebody to go**
9 **to the police?**

10 A. If someone was advised by me, there would be
11 a document which would say so, or the people would
12 tell you.

13 **Q. That you recall, Archbishop, that you recall**
14 **having told somebody, "Report this to the police."**

15 A. Again, it was 30 years, and I don't remember
16 with any accuracy.

17 **Q. Do you remember the parents that did make**
18 **the report to you, that you did advise who the priest**
19 **was that was the subject of the complaint?**

20 A. It would say so in the document, which I'd
21 have to review, but going back 30 years, I would want
22 to look at it so I'm not making a mistake about
23 anything.

24 **Q. Well, what do you remember about who the**
25 **priest was?**

1 A. Well, I talk to many people, so I'll make an
2 assumption, but I couldn't do it with any accuracy
3 unless I saw the documents.

4 **Q. Well, Archbishop, I mean, it is fair to say**
5 **that a priest abusing a child and that information**
6 **coming to you was not a daily occurrence in the two,**
7 **almost -- I guess it was 1970 to '94 time frame,**
8 **correct?**

9 A. Well, first of all, you're talking about a
10 very wide time frame.

11 **Q. Yes.**

12 A. Many of those years in which I was not in
13 the chancery, so I'm confused as to what particular
14 dates you're talking about.

15 **Q. Well, you're telling me that you're not able**
16 **to remember anything about such an event having**
17 **happened, other than a report was made to you by**
18 **parents, and you advised them to go to the police,**
19 **correct?**

20 A. That's not correct. What I'm telling you is
21 that it was 30 years ago, and I know that when reports
22 were made, I prepared a document and sent it to the
23 Archbishop, whatever period of time that was. I know
24 that I testified in depositions and in court, and I
25 would want to look at the documents so that I can be

1 accurate in what I say to you.

2 Q. Can you tell me today that you have no
3 memory of ever having advised anybody to report to the
4 police, other than the mom and dad that you just
5 described?

6 MR. GOLDBERG: Just a minute. I'm going to
7 register an objection to that question. As I
8 mentioned at the outset, when I was introducing
9 myself, you personally, Mr. Anderson, have deposed
10 Archbishop Carlson on June 21st, 1985; March 30th,
11 1987; April 2nd, 1987; and May 4th, 1987 about each of
12 these matters in some detail of which you had over 30
13 exhibits marked in those depositions, and I think in
14 fairness to the Archbishop, if you want to ask him
15 about these things and get specific answers, he needs
16 to see these documents, because no human being can be
17 expected to remember, regardless of how outrageous
18 some of these matters may have appeared, to explain in
19 detail those things to you without a reference to
20 these depositions 25 to 30 years ago.

21 MR. ANDERSON: Mr. Goldberg, just give me a
22 legal objection, please.

23 MR. GOLDBERG: That's my objection. You
24 have it.

25 MR. ANDERSON: What was the objection?

1 MR. GOLDBERG: I'm not going to argue with
2 you on the record. You have my statement.

3 Q. (By Mr. Anderson) The question to you,
4 Archbishop, is your memory, first. Do you have
5 anything that impedes your ability to remember? Any
6 illness? Any disorder? Any condition that in some
7 way impedes your ability to remember events?

8 A. Obviously, I can't make either a
9 psychological or a physical diagnosis, other than to
10 say I have had seven cancer surgeries. Each time I
11 received some kind of chemical to put me out for that.
12 If that's impeded my memory or not, I have no idea.
13 My concern is that what I say to you would be
14 accurate, and I would be happy to respond to your
15 question if you could show me a document, but with 30
16 some years, I would -- I would -- I consider this
17 matter so important, I would not want to respond
18 unless I can see what I said.

19 Q. And I want you to answer questions first
20 based on what you do remember and have you tell me as
21 accurately as is possible what you do remember. And
22 to remember something and say that you don't, you
23 would agree is not truthful, correct?

24 A. What I'm saying is --

25 Q. Would you agree with that first?

1 A. What I'm saying and I've said several times,
2 I would like to answer your question with accuracy,
3 and, therefore, I'd like to refresh my memory.

4 Q. I understand what you'd like, but I need you
5 to listen to the questions asked. First, would you
6 agree to say that you don't remember something when
7 you do, in fact, have a memory of it is not telling
8 the truth?

9 MR. GOLDBERG: I'm going to object to that
10 question. It's argumentative.

11 Q. (By Mr. Anderson) Would you agree with that,
12 Archbishop?

13 MR. GOLDBERG: The same objection. It's
14 argumentative and inappropriate.

15 A. I don't understand your question.

16 Q. (By Mr. Anderson) Would you agree that the
17 assertion that you don't remember an event, when, in
18 fact, you do remember something about it, is not
19 telling the truth?

20 MR. GOLDBERG: I object to the form of that
21 question. It's argumentative, and it assumes facts
22 that aren't in evidence. You're talking about some 30
23 some years.

24 A. I responded several times, and, in fact,
25 I'll quote you from a previous deposition where you

1 told me, of course, you can't remember something two
2 or three or four years ago exactly. And it's my
3 concern that I would share in this deposition what
4 took place, and, therefore, if I could review a
5 document, I could tell you with great accuracy,
6 because I know what is in the documents I wrote.

7 Q. (By Mr. Anderson) So what I'm going to -- I
8 asked you first is the things you do remember and the
9 truth of the things that you do remember, okay, and
10 pertinent to this case, and have you tell me the truth
11 about what you do remember.

12 MR. GOLDBERG: Is that a statement or a
13 question?

14 MR. ANDERSON: No.

15 Q. (By Mr. Anderson) I'm going to just ask you
16 to tell me what you do remember, and then we'll have
17 an opportunity to review documents when necessary to
18 help you refresh recollection to the extent they
19 exist. There's some of these things that there are no
20 documents, so we need to know what you remember about
21 these events. Okay?

22 A. As I shared before, there was a parent or
23 couple. I don't remember whether it was one or two, I
24 don't remember their child's name, but I do remember
25 inviting them, if they wanted to, to call the police.

1 There may have been others.

2 **Q. And did you report that to the Archbishop?**

3 A. I reported everything to the Archbishop that
4 ever crossed my desk, and it would have been in a memo
5 form, so you would have that.

6 **Q. And there were instances where you had**
7 **verbal conversations with the Archbishop where you did**
8 **not put it in memo form, correct?**

9 A. I don't remember whether there was or
10 wasn't.

11 **Q. Beyond the incident in which the mom and/or**
12 **dad made the report to you and you advised them to go**
13 **to the police, are there any other times in which you**
14 **received information where you advised another to go**
15 **to the police with the information pertaining to**
16 **sexual abuse?**

17 A. I assume that there was.

18 **Q. And when or what happened?**

19 A. Again, I told you I don't remember with any
20 accuracy any particular dates.

21 **Q. And do you have any memory of any other**
22 **instances in which -- other than what you have**
23 **described in that one?**

24 A. I don't, but there may be something in the
25 memos.

24 A. The reports on people could come to many
25 different people, and I don't remember which ones were

1 reported to me or may have been reported to somebody
2 else.

3 Q. Did you, at any time between 1970 and your
4 appointment as Bishop of Sioux Falls in '94 and
5 particularly during the time you were an official of
6 the Archdiocese, ever meet with any priest who had
7 been accused of offending in the course of your
8 investigation of it?

9 A. Well, first of all, I wasn't in the Chancery
10 between 1970 and 1976 when I became Vocation Director,
11 so certainly during that period of time, I wouldn't
12 have met with anyone.

13 Q. So let's limit the question from '76 to 94.

14 A. In 1976, I was Vocation Director,
15 technically, in the Chancery, but I was at the
16 seminary, and then from '77 to '79, I was at the
17 Catholic University of America.

18 Q. Well, you appeared to be on the Priest
19 Personnel Board in 1973?

20 A. I was representing the junior clergy of the
21 diocese at that time.

22 Q. So --

23 A. I would talk to them, and we were involved
24 in moves.

25 Q. So in 1973 to '76, what was -- what was your

1 assignment?

2 A. In 1973, I think I was still at St. Margaret
3 Mary's in Golden Valley.

4 Q. So you were in the geographical area of the
5 Archdiocese?

6 A. Since the time I was ordained, I was in
7 geographical area of the Archdiocese until late 1993,
8 when I moved, or early 1994.

9 Q. Didn't you live in D.C. when you studied
10 canon law?

11 A. Correct.

12 Q. So you were in the geographical limits of
13 the Archdiocese except for when you were studying
14 canon law in D.C.?

15 A. Or went on vacation. It all kind of depends
16 on other things.

17 Q. Okay. So between '73, when you were at
18 St. Margaret Mary in Golden Valley, and during the
19 time that you were on the Priest Personnel Board and
20 then Vice Chancellor and then later became Chancellor
21 and then Auxiliary Bishop, during that time frame, did
22 you meet with any priest accused of sexual abuse and
23 interview him as a part of your responsibilities to
24 investigate?

25 A. And the time frame, again, is?

1 **Q. 1973 to 1994.**

2 A. I've already mentioned to you that I did
3 note somebody, Thomas Adamson, who I met with, and I
4 think there may be other documents. There may be
5 others, but I don't remember with any accuracy.

6 **Q. And how many times did you meet with Thomas**
7 **Adamson?**

8 A. I don't remember.

9 **Q. And why did you meet with Thomas Adamson?**

10 A. I met with him either at the request of the
11 Archbishop or the Vicar General. There would be a
12 memo that would explain to you exactly what I -- why I
13 met with him. But I would say no from the trial in
14 which I testified that he was involved in sexual
15 abuse, but what that particular case was, I don't
16 remember.

17 **Q. And my question to you is, directing your**
18 **attention to the meeting or meetings you personally**
19 **had with him, what can you tell us about the**
20 **circumstances of that meeting and what was said?**

21 A. I cannot tell you with any accuracy what was
22 said or not said. It's my assumption it was over the
23 issue of sexual abuse, since that's what I testified
24 in the trial.

25 **Q. And can you tell us today if you met with**

1 **Adamson concerning the sexual abuse allegations more**
2 **than once?**

3 A. As I remember, I'm sure it was more than
4 once, but, again, there would be documents that would
5 tell you.

6 Q. And how many times do you believe you met
7 with him?

8 A. I don't remember.

9 Q. Where did you meet with him?

10 A. I assume the meetings were at the Chancery
11 Office.

12 Q. Your office?

13 A. Or boardroom. I'm not sure. I don't
14 remember.

15 Q. Was anybody else present in the meeting or
16 meetings with Tom Adamson that you do remember?

17 A. I don't remember who was or wasn't present.

18 Q. Can you tell me what action, if any, you
19 took responsive to the meeting or meetings you had
20 with Tom Adamson?

21 A. The one thing I can say clearly is whatever
22 action I took, I always reported it to the Archbishop.

23 Q. And when you did, what was the Archbishop's
24 response to you?

25 A. I don't remember. Of course, if I presented

1 many different times, it could have been different
2 responses, but I don't remember, but there would be
3 something in a memo, I would think.

4 Q. Do you have any memory of any occasion in
5 which you brought the information obtained in a
6 meeting with Tom Adamson to the Archbishop and what
7 you said to the Archbishop about that meeting?

8 A. I don't remember, but I would put it in a
9 memo.

10 Q. Do you have any memory of what the
11 Archbishop said to you responsive to the information
12 you gave him?

13 A. Again, I assume that's in a memo. I don't
14 remember.

15 Q. How many meetings would you estimate you had
16 with the Archbishop where the issue was sexual abuse
17 by Tom Adamson or another priest and the question was
18 how to handle it?

19 A. I don't remember how many meetings I had
20 with the Archbishop on this topic or any others.

21 Q. Can you give any estimate at all?

22 A. I don't remember. Any estimate would be a
23 simple guess of a number I would pull out of the air.

24 Q. Did you discuss the topic of sexual abuse by
25 either Tom Adamson or by any other priest who had been

1 **accused or had offended with any other official**
2 **besides -- other than the Archbishop?**

3 A. I don't remember with any accuracy, but
4 there would be a memo if I did.

5 Q. And do you have any memory of having met
6 with any other official on how to handle either
7 Adamson or any other priest accused of abuse?

8 A. I'm sure that if I did meet with somebody,
9 it would have been somebody on the Chancery staff, but
10 I don't remember who I met with or didn't meet with 32
11 years ago.

12 Q. You made reference to one time there may
13 have been a meeting with the Vicar General present.
14 Who do you think that would have been?

15 A. It would depend what year you're talking
16 about.

17 Q. Do you have a memory of who the Vicar
18 General was that was involved in some way either with
19 Adamson or another priest accused?

20 A. During the time -- what would be the years?
21 Because there were a couple of different Vicar
22 Generals.

23 Q. Well, you're the one that made reference to
24 the Vicar General, so I'm trying to determine who
25 you're referring to when you said the Vicar General

1 **may have been there.**

2 A. I could answer your question if you give me
3 a year.

4 **Q. My question is what Vicar Generals, if any,**
5 **were involved with you in investigating or handling**
6 **allegations of sexual abuse?**

7 A. I don't remember if any of the Vicar
8 Generals were involved. I may have made a report.
9 During the time I was in the Chancery, there were two,
10 Monsignor Ambrose Hayden and Father Michael O'Connell.

11 **Q. And any other officials besides Ambrose**
12 **Hayden and Michael O'Connell and, of course, the**
13 **Archbishop, to whom you all answered, that had**
14 **responsibility for investigating and handling**
15 **allegations of sexual abuse?**

16 A. If there was, I assume that there's a memo
17 that talks about it. The personnel director may have
18 been involved.

19 **Q. And who are you referring to there?**

20 A. It depends on the year.

21 **Q. Do you remember what personnel directors**
22 **were involved in the sexual abuse allegation**
23 **investigations?**

24 A. I don't remember with any accuracy if they
25 were involved in sexual abuse allegations. I do

1 remember who the various personnel directors were.

2 **Q. Who were they?**

3 A. In 1973, it was Father Bill Kinney. I
4 believe, but could be mistaken, when I came back from
5 studying canon law, that at some point Michael
6 Kennedy. He was replaced by Michael Korf.

7 **Q. Any others?**

8 A. There may be others. I don't remember.
9 Those are the ones I remember.

10 **Q. What were the dates that Kennedy would have**
11 **been a personnel director?**

12 A. I don't know.

13 **Q. Dates on Korf?**

14 A. I don't know, but he replaced Kennedy, I
15 think, or vice-versa. Those are the people.

16 MR. GOLDBERG: Just so we're clear, all of
17 your questions up to this point are strictly
18 St. Paul/Minneapolis?

19 MR. ANDERSON: Yes.

20 MR. GOLDBERG: Okay. Since he's been other
21 places, I just wanted to make sure we were all sure on
22 that.

23 **Q. (By Mr. Anderson) Archbishop, because you**
24 **have some memories of having been involved with**
25 **Adamson, then I am going to ask you to tell me what**

1 you do remember about information coming to you
2 concerning him and what involvement you had and/or
3 what action you took responsive to that information.

4 MR. GOLDBERG: I'm going to object to the
5 form of the question. It's compound. If you
6 understand it, you can answer it.

7 A. Okay. As I shared with you before, I very
8 carefully documented everything. I've been in four
9 different dioceses. I don't remember with any
10 accuracy, but as I shared with you just a few minutes
11 ago, I do remember Thomas Adamson. I know it involved
12 sexual abuse because I testified in a trial.

13 Q. (By Mr. Anderson) So then tell me what you
14 do remember today about what interactions you had or
15 actions you took or anything you did or were involved
16 in concerning Tom Adamson, what you can remember
17 today.

18 A. I don't remember with any accuracy what I
19 did or didn't do, but there are memos that would
20 explain that.

21 Q. Is your memory completely blank concerning
22 Adamson and what your involvement was in that?

23 A. My memory is not blank. You're asking to
24 remember with accuracy what I said or didn't say 30
25 years ago.

1 Q. No. I'm asking you to tell me what you do
2 remember.

3 A. Well, then, I don't understand your
4 question.

5 Q. What do you remember about Tom Adamson and
6 what your involvement with him was?

7 A. I remember he was accused of sexual abuse.
8 That's the trial I participated in. I remember at one
9 point in the trial, you highlighted the fact that
10 Archbishop Roach and I disagreed over how it should be
11 handled, but I don't remember how that -- you know,
12 how that was exactly. Those are probably the two
13 things that come to mind. And as I've already shared,
14 I do remember that I asked one couple that I remember
15 that they should go to the police, and I may have
16 asked others.

17 Q. You do have some memory of the trial, and
18 that trial happened in 1990. What do you remember,
19 other than having met with the parents or something
20 having to do with Adamson and the parents between that
21 meeting and the trial in 1990? What do you remember
22 about that time frame? We're talking about '73 to
23 1990 and anything that you did or any interactions you
24 had or any action you took, anything you remember
25 about Adamson and what was done and your involvement

1 in it.

2 A. Well, first of all, there would have been
3 nothing between 1973 and 1976, because when I was on
4 the Personnel Board, I was representing younger
5 priests, as I remember. After that time, while I
6 Vocation Director and Vice Chancellor, I took care of
7 marriage papers, and that was pretty much the extent
8 of what I did. And other than that, I was at Vocation
9 Office, which was located at the St. Paul Seminary.

10 Following that, I went to Catholic
11 University, so to about 1979, August of '79, when I
12 came back. And at some point, I don't remember the
13 date. I met with Thomas Adamson. What exactly was
14 said or who it was that the trial was about, I don't
15 remember.

16 Q. And is there anything else that you do
17 remember that you did, said or were involved with
18 concerning Adamson between '73 and '90?

19 A. Again, I would say it would have to have
20 been after 1979, because I don't think there was
21 anything before that that I can remember.

22 Q. I'm going to refer to an exhibit, and
23 perhaps that will help. I'm going to place before you
24 what we marked for purposes of identification an
25 exhibit, Archbishop. We marked it 297. And this is

1 an exhibit that came from the file of Tom Adamson, and
2 at the top of it, you can see it is "Personnel Board
3 Meeting, Friday, February 6, 1976." Do you recognize
4 this as the kind of thing that the Personnel Board
5 kept, then, as a part of their minutes?

6 A. I'm not sure there were ever minutes kept,
7 but maybe there were. It looks to me like it's a
8 report because of what's at the top of the page from
9 Father Kennedy.

10 Q. And there's a number of the part after
11 Father Kennedy that has been blacked out or whited
12 out, but at the bottom, what has not been pertains to
13 Father Thomas Adamson. Let me read it and then ask
14 you a question about that. Okay? And if you'd like
15 to read along, you can, but I'll read it. And it
16 says, "Father Thomas Adamson, priest from Winona
17 Diocese." First, do you remember in 1976, while on
18 the Personnel Board, that Tom Adamson had come from
19 the dioceses of Winona and was a priest at the Diocese
20 of Winona?

21 A. I have no memory, and, in fact, I am
22 surprised at the date.

23 Q. It goes on to state, "Archbishop Roach
24 referred a letter to the Board from Bishop Watters of
25 Winona in which he asked if Father Adamson could be

1 assigned here one year or possibly two years." Do you
2 remember receiving that information, either as a
3 member of the Personnel Board or from other sources?

4 A. I do not.

5 MR. WIESER: I'm going to register a
6 continuing objection, lack of foundation, objection as
7 to form with regard to this exhibit.

8 MR. BRAUN: I concur.

9 Q. (By Mr. Anderson) It goes on to state, "He
10 is a very good priest, has been a pastor, is engaged
11 in marriage encounter work and is ready for assignment
12 March 1st." Do you have memory of that Archbishop?

13 A. I don't.

14 Q. You'll see that this exhibit is dated
15 February 6, 1976?

16 A. I see the date, yes.

17 Q. And you also see that Archbishop Roach, it's
18 being recorded that he's referring to a letter. I'll
19 now direct you to what's been marked as Exhibit 296,
20 and we will put that before you. And Exhibit 296 is
21 dated February 5th, 1976, the day before the note I
22 just read you in Exhibit 297, correct?

23 A. Correct.

24 Q. And it's addressed to the Most Reverend John
25 R. Roach, then the Archbishop, correct?

1 A. Correct, that's what it states.

2 Q. And it's on the stationery of the Diocese of
3 Winona, correct?

4 A. Correct.

5 Q. And you then knew the Bishop of the Diocese
6 of Winona to be Loras Watters?

7 A. I assume I did.

8 Q. And you will see it's signed. It's not a
9 very clear signature, but it is signed by Watters,
10 identified as the Bishop of Winona?

11 A. Correct.

12 Q. And you'll see in the lower left-hand
13 corner, it's copied to the Personnel Board. Do you
14 see that?

15 A. I see that.

16 Q. The letter states, "Dear Archbishop Roach,
17 As you recall from our telephone conversation of two
18 weeks ago, Reverend Thomas Adamson completed his work
19 at the University of Minnesota and is now available
20 for full-time pastoral work." Does that information
21 copied to the Personnel Board refresh your
22 recollection about the status of Adamson at that time?

23 A. First of all, I have no memory of ever
24 seeing this letter, and it would not be the policy of
25 the personnel director to get copies of all those

1 letters. He may have seen it, but I don't think we
2 ever saw it.

3 Q. Well, the Personnel Board note says that at
4 Exhibit 297, it says, "Archbishop Roach referred a
5 letter to the Board from Watters."

6 MR. WIESER: Before -- excuse me. Are you
7 done with your question?

8 MR. ANDERSON: Yes.

9 Q. (By Mr. Anderson) So do you have --

10 MR. ANDERSON: No, I'm not done.

11 MR. WIESER: Okay.

12 Q. (By Mr. Anderson) Do you have memory of this
13 letter being referred to the Board at that time?

14 MR. WIESER: Excuse me. Before you answer,
15 Archbishop, I'm just going to again interpose an
16 objection. Again, lack of foundation based upon the
17 Archbishop's testimony; a continuing objection on the
18 basis of form as well.

19 MR. ANDERSON: You can have a continuing
20 objection on form. Just don't keep making --

21 MR. WIESER: I'll make my objections as
22 necessary. Thank you.

23 MR. ANDERSON: Well, do you want to continue
24 or not?

25 MR. WIESER: Again, I'm just going to do

1 this based upon the exhibit that you're introducing at
2 this point, so --

3 Q. (By Mr. Anderson) At the second paragraph,
4 it says -- excuse me, at the second sentence of the
5 first paragraph, it says, "I and Father Adamson are
6 both grateful to you for your willingness to have
7 Father Pierre and Father Kinney discuss possible
8 assignments with him."

9 Archbishop, do you remember learning that
10 Adamson was seeing Father Ken Pierre?

11 A. I do not remember that.

12 Q. Do you remember meeting with Ken Pierre
13 concerning Adamson?

14 A. I may have, but I have no memory of a
15 meeting.

16 Q. You knew Ken Pierre then to be a priest at
17 the Archdiocese of St. Paul/Minneapolis and also a
18 psychologist at the Consultation Services Center?

19 A. Yes.

20 Q. The second paragraph -- I'll read it and
21 then ask you a question. It states "Our Priests'
22 Personnel Board and I have been in close contact with
23 Father Adamson, and all of us agree that for at least
24 a year or two, he needs to be engaged in pastoral work
25 outside the Diocese of Winona."

1 My having read that to you, Archbishop, does
2 that refresh your recollection of the circumstances
3 that the Personnel Board agreed that Adamson needed to
4 be outside the Diocese of Winona for at least a year
5 or two?

6 A. Again, I don't ever remember ever seeing
7 this letter, and I don't remember the discussion at
8 the Personnel Board, and I don't know what was
9 presented to the Personnel Board.

10 Q. The letter concludes at the second to the
11 last paragraph in the second sentence by Watters,
12 stating to Roach, "Our brother priests do need help
13 from time to time. I am grateful to you for your
14 understanding in the case of Father Adamson."

15 My question to you is do you remember you
16 and the Archbishop and the Personnel Board trying to
17 help Adamson and any of those circumstances?

18 A. Again, if assignments were suggested, we
19 didn't see this letter, so I don't know what
20 information we did have.

21 Q. When you say "We didn't see this letter,"
22 who's the "we" who didn't see this letter?

23 A. Usually those things would go to the
24 personnel director, but at least, as I remember, and
25 as I've shared with you, it was a long time ago. I

1 don't remember letters like this being shared with the
2 members of the Board.

3 Q. Are you denying that as a member of the
4 Personnel Board in 1973, that as the note reflects,
5 that this letter was shared with the Board, or are you
6 saying you just don't remember having --

7 A. I don't remember the letter. I have no
8 reason to doubt this statement in Exhibit 297. I just
9 don't remember.

10 Q. Okay. And so my question, then, is today
11 you don't remember having seen the letter, but you
12 don't dispute that -- if the notes reflect that it was
13 shared with the Board, you don't dispute that?

14 A. I don't remember. Maybe I wasn't at the
15 meeting. I just don't remember.

16 Q. Does this refresh your recollection about
17 the fact that Adamson had come from Winona, and the
18 Bishop of Winona was urging him to stay in the
19 Archdiocese of St. Paul/Minneapolis and continue to
20 see a psychologist? Does that have any resonance with
21 you?

22 A. My first memory, and this does refresh that
23 somewhat, is that he was there taking some course at
24 the University of Minnesota, but that's all I
25 remember.

1 Q. And why was he at the University of
2 Minnesota?

3 A. I think if he was studying family life or
4 something.

5 Q. And at the time that you learned that he was
6 at the University of Minnesota in coursework, did you
7 also receive information that he had problems in the
8 Diocese of Winona preceding his attendance at the U?

9 A. No.

10 Q. Why did you think he was at the University
11 of Minnesota and in the Archdiocese in
12 St. Paul/Minneapolis, having been a priest at the
13 Diocese of Winona?

14 A. It was not uncommon for dioceses to send
15 priests from many different places to study at the
16 University of Minnesota, so I actually didn't think
17 much of it.

18 Q. And so at any time, were you informed that
19 Adamson could not go back to the Diocese of Winona?

20 A. I may have been, but if I was, there'd be a
21 document that would say.

22 Q. Do you remember that?

23 A. No.

24 Q. At any time, were you informed that Adamson
25 was seeing Ken Pierre for problems?

1 A. I may have been, but I don't remember when.

2 **Q. And do you have any memory of having been**
3 **informed of the fact that he was seeing Ken Pierre?**

4 A. I don't have any memory. There might be a
5 document.

6 **Q. Do you have any memory of ever having asked**
7 **Adamson why he was in the Archdiocese of St. Paul/**
8 **Minneapolis and/or couldn't go back to Winona?**

9 A. As I sit here today, I don't remember asking
10 that question. If I did, there would be a document
11 that would say so.

12 **Q. Did you ever ask Adamson if he had sexually**
13 **abused kids?**

14 A. I assume I did, but if I did, there'd be a
15 document that would state that.

16 **Q. Do you have any memory of having asked him**
17 **the question?**

18 A. Again, I assume I did. I don't remember
19 what I said or what he said, but there would be a
20 document that would say so.

21 **Q. So I don't want you to assume. I just want**
22 **you to tell me what your best recollection is today**
23 **and answer it this way. What is your best**
24 **recollection today of having asked Adamson if he had**
25 **sexually abused any kids?**

1 A. Again, if I did, there would be a document
2 that would say so.

3 **Q. But I'm talking about what you remember**
4 **today.**

5 A. I don't remember asking him the question.

6 **Q. Is it fair to say that you were kind of the**
7 **point guy for handling sex abuse claims on behalf of**
8 **the Archdiocese and the Archbishop in the 1980s?**

9 A. That would not be accurate. There were
10 several, I believe. I, certainly, and I believe
11 Father McDonough.

12 **Q. And at some point Father Korf and O'Connell**
13 **became involved in that as well?**

14 A. I don't remember with any accuracy, but I --
15 as I -- I vaguely remember that they did.

16 MR. GOLDBERG: Do you mind if we take a
17 break for a minute or two?

18 MR. ANDERSON: Do you want to take a break?

19 VIDEOGRAPHER: The time is 11:12. We're off
20 the record.

21 (Whereupon a break was taken.)

22 VIDEOGRAPHER: The time is 11:21. We are
23 now back on the record.

24 **Q. (By Mr. Anderson) Archbishop, when it comes**
25 **to the events concerning Tom Adamson and your**

1 involvement in them, why do you think your memory is
2 so lacking when it comes to what happened and your
3 involvement in it?

4 MR. GOLDBERG: Objection, argumentative.
5 There's no evidence that his memory is lacking.

6 Q. (By Mr. Anderson) Well, why do you think
7 that you have told me so many times that you don't
8 remember any events concerning Adamson that occurred
9 in the '70s?

10 A. Well, Jeff, accuracy is very important to
11 me, and I know that the memos would accurately reflect
12 what I said or did, and you're asking me to remember
13 something that was 32 years ago, and I can't remember
14 that with any accuracy. I think this is a very
15 important discussion, and I want to make sure we have
16 the facts as they were then.

17 Q. You do recall that in 1985, I took your
18 deposition in the matter of [REDACTED]?

19 A. Yes.

20 Q. And asked you questions concerning what you
21 knew back then about that matter?

22 A. I didn't remember he was the one, but I do
23 remember [REDACTED].

24 Q. The record reflects that was there was a
25 deposition taken of you on June 21st, 1985. You have

1 no reason to dispute that; do you?

2 A. I don't.

3 Q. Did Bishop Watters have discussions with you
4 about your testimony and his imminent, upcoming
5 deposition following the deposition you gave in June
6 of 1985?

7 A. That may have happened. I don't remember
8 with any accuracy. I have no reason to doubt it
9 didn't -- it did.

10 Q. What do you remember about discussions with
11 Bishop Watters?

12 A. At some point, and I don't remember the
13 date, I went to the Archbishop, and I said, "You know,
14 I don't understand what's going on." And he may have
15 met with him, or we both met with him. I don't
16 remember.

17 Q. And what made you say you didn't understand
18 what was going on?

19 A. As I shared before, I always thought he was
20 studying at the University of Minnesota. At least
21 that's what I was led to believe.

22 Q. And then you received information otherwise
23 that caused you to discuss it with the Archbishop.
24 What was that?

25 A. Well, you had brought to mind the name the

1 ██████████, and I know I met with him. And he said
2 that he had been abused by Father Adamson.

3 Q. Is ██████████ now the name of the parents
4 that you advised to go to the police?

5 A. That, I don't remember. There could have
6 been others.

7 Q. In any case, after having given a deposition
8 in June of 1985, there were discussions with yourself
9 and Archbishop Roach about the Adamson matter?

10 A. I assume there were. I have no reason to
11 say there weren't.

12 Q. There were discussions between yourself and
13 Archbishop Watters, and he called you, did he not, to
14 discuss it?

15 A. That, I don't remember. The discussion
16 could have been with Archbishop Roach.

17 Q. Do you recall him, Archbishop Watters,
18 calling you in advance of his scheduled deposition to
19 ask you about how it went and what it was like and
20 what to expect?

21 A. I don't remember that.

22 Q. Do you recall advising him how to testify?

23 A. I don't remember the conversation.

24 Q. I'm going to show you an exhibit that we
25 have marked as Exhibit 239. And this is the

1 deposition taken in the matter of the [REDACTED] vs.
2 Adamson, Archdiocese, et al. The file date of it is
3 February 12, 1987. As you can see on the cover sheet,
4 it is the deposition taken of Loras Watters,
5 examination by me, and I will direct your attention to
6 Page 55 of the deposition, Archbishop. And the
7 numbers are in the upper right-hand corner?

8 MR. GOLDBERG: Excuse me. Before we get
9 into this, may I simply ask you a question? I notice
10 this is not signed, and I notice there's no
11 certification behind it. Can you represent that this
12 is an accurate copy of the deposition?

13 MR. ANDERSON: I do.

14 MR. GOLDBERG: All right. But there is an
15 original signed somewhere?

16 MR. ANDERSON: There is.

17 MR. GOLDBERG: Did he make any edits or
18 corrections to this?

19 MR. ANDERSON: I can't -- I can't address
20 that at the moment. I can only say that this is a
21 deposition that has been signed, certified, filed with
22 the court and speaks for itself.

23 MR. GOLDBERG: Well, but it's not signed, is
24 my point, but you're saying there is another one
25 that's been signed.

1 MR. ANDERSON: It is, correct.

2 MR. GOLDBERG: But you don't know whether
3 it's been amended or not by errata sheets?

4 MR. ANDERSON: Well, I can't answer that
5 question to you today.

6 Q. (By Mr. Anderson) I direct your attention to
7 Page 55, Archbishop, and go to Page 54. And at Line
8 25, the question is, "Other than Mr. Blahnik, your
9 attorney, co-counsel, when did you discuss it with
10 Father Adamson?"

11 Answer: "Well, we have been in contact, oh,
12 perhaps every two weeks. The last time was probably
13 ten days ago."

14 Question: "Okay. I will get back and ask
15 you about that a little later. Have you discussed it
16 with anybody else in preparation for this deposition
17 today, knowing that you were going to be asked
18 questions about it?"

19 Answer: "I guess Bishop Carlson, after I
20 received his deposition. I said, 'Is that as tough as
21 it looks like, you know?'"

22 Question: "Is it?"

23 Answer: "He said, the best thing you can
24 say is 'I don't remember.'"

25 Is that what you told Bishop Watters to do

1 **in his deposition?**

2 A. I have no knowledge of the discussion. I
3 would simply say I don't think I ever said that.

4 **Q. So do you say it's a coincidence that he**
5 **testified that you told him to -- that the best thing**
6 **he could say is to not remember and that today you**
7 **don't remember?**

8 A. I never --

9 MR. GOLDBERG: Just a minute. I'm going to
10 object to the form of that question. It's
11 argumentative. There's no foundation, and it's
12 hearsay, obviously.

13 A. I don't remember having this discussion. I
14 don't think I ever said that.

15 **Q. (By Mr. Anderson) What discussion did you**
16 **have with him?**

17 A. Again, I don't remember with any accuracy.

18 **Q. Well, how can you deny having that**
19 **discussion if you can't testify to what discussion you**
20 **did have?**

21 A. Because I don't think he would have ever
22 called me.

23 **Q. Is it your testimony you never had a**
24 **conversation with Watters?**

25 A. I don't remember at this time ever having

1 any conversation with Watters. If I did, there's a
2 document that said so, and if I had this conversation,
3 there would be a document that would say so.

4 Q. You would document that you had advised him
5 to testify under oath that he didn't remember, and
6 that's the best thing for him to do?

7 A. I don't think we ever had that discussion.

8 Q. Would you agree, Archbishop, that if you had
9 advised him to testify that he didn't remember things
10 that he did remember would be advising him to be less
11 than truthful and not tell the truth under oath?

12 A. The only advice I would have given -- would
13 give anybody is to talk to your attorney.

14 Q. I'm going to direct your attention to
15 Exhibit 299, and this is for a time reference for your
16 use now. And you'll see that 299 is the assignment of
17 Tom Adamson by then Archbishop Roach. I'll read the
18 first paragraph. It says, "Dear Father Adamson. Upon
19 the recommendation of the Personnel Board, I am
20 pleased to offer you an assignment in the Archdiocese
21 of St. Paul/Minneapolis as an associate pastor of the
22 Church of St. Thomas Aquinas at St. Paul Park."
23 That's what it says, correct?

24 A. Yes.

25 Q. And so this would be the official letter of

1 assignment by the Archbishop to Adamson at that
2 parish, correct?

3 A. Correct.

4 Q. You were on the Personnel Board then; were
5 you not?

6 A. I believe I was.

7 Q. The second sentence -- the first -- the
8 second paragraph, the first sentence says, "This
9 appointment will become effective on Tuesday, June 15,
10 1976 at noon. I would ask that you report to the
11 pastor, Father Keller, before noon."

12 Do you have a recollection of Keller having
13 been at that parish and as a member of the Personnel
14 Board, Adamson being assigned there?

15 A. I don't remember him being assigned there.

16 Q. I'm going to direct your attention to
17 another exhibit. It's 301, Archbishop. And Exhibit
18 301 is dated November 25th, 1980. It's a memo to the
19 file of Father Thomas Adamson, and it's from you,
20 correct?

21 A. Correct.

22 Q. I'm going to read a portion of it and then
23 ask you a question about it. You write, "On Monday,
24 November 24th, 1980 Father Korf and I met with Father
25 Adamson to discuss the report that Father Wajda

1 brought to the Chancery." What can you tell me about
2 that meeting with Father Adamson concerning the
3 report?

4 A. I don't remember the meeting. It took place
5 a long time ago, but I have no reason to doubt that
6 what I said here was accurate.

7 Q. So you have no independent recollection of
8 having met with Adamson at the time of this document?

9 A. I believe what I wrote at that time to be
10 true, but I don't remember the meeting at this time by
11 memory.

12 Q. It goes on to state, "He admitted the sexual
13 contact with Blank." That is the name of the kid is
14 blacked out. My question to you is, do you remember
15 Adamson admitting to you and Father Korf that he had
16 abused this kid when you met with him?

17 A. I don't remember it, but if it's here, I
18 believe it to be true.

19 Q. Well, a priest admitting to you that he had
20 abused a kid is a pretty shocking thing; isn't it?

21 A. Correct.

22 Q. It's not an ordinary event in the course of
23 your official duties in the Archdiocese as a priest,
24 right?

25 A. Right.

1 Q. And it's also correct to say that you have
2 no memory of the meeting itself. Is that what you're
3 telling me?

4 A. I have no memory of the meeting, but as it's
5 stated here, it would have been truthful at the time I
6 wrote it.

7 Q. After the name of the kid that he had
8 admitted the sexual contact with, it states, "And I
9 pointed out that this activity reflects a pattern
10 which is both a gross case of mismanagement on his
11 part, and it destroys his long-term effectiveness in
12 the Archdiocese." Those were your words as recorded,
13 correct?

14 MR. WIESER: Actually, you've misstated one
15 of the terms in that sentence you just got done
16 reading.

17 MR. ANDERSON: I'll reread it, then.

18 Q. (By Mr. Anderson) After the name of the
19 victim is blacked out on this document, I'll read it
20 again and then ask the question. It states, "And I
21 pointed out that this activity reflects a pattern
22 which is both a gross case of misjudgment on his part
23 and it destroys his long-term effectiveness in the
24 Archdiocese." Those were your words recorded then,
25 correct?

1 A. These are my words, which by the typing, you
2 can tell I also typed it.

3 Q. Yeah. So you did your own memos back then?

4 A. Correct.

5 Q. So when you use the term "his admission" to
6 you and Father Korf that he had sexually abused the
7 kid, and you point out that this activity, sexual
8 abuse, reflects a pattern, what was the pattern that
9 was known to you that you recorded to be the case on
10 November 25th, 1980?

11 A. Again, I don't remember why I put that word
12 down, but if I put it here, this is what I said.

13 Q. You wouldn't put down there was a pattern
14 unless there was a pattern, right?

15 A. I believe that would be true.

16 Q. And you're talking about sexual abuse here,
17 so there was a pattern of sexual abuse you're now
18 making a record of for the benefit of the file and the
19 Archbishop, I trust, correct?

20 A. Correct.

21 Q. And as you testify here today, you're not
22 able to tell us, or at least remember what the pattern
23 was that you recorded in this document?

24 A. I don't remember why I used that word, but I
25 have no reason to doubt that if I used it, there was

1 something.

2 Q. And something would be a pattern of sexual
3 abuse by Adamson, correct --

4 A. I believe that to be true.

5 Q. -- of kids --

6 A. Well, of people.

7 Q. You went on to state, "This behavior cannot
8 be tolerated," correct?

9 A. Correct.

10 Q. It then -- you then wrote, "I told him that
11 the Archbishop had asked me to accept his resignation,
12 or if he did not give it, to suspend him." Did you
13 write that?

14 A. I believe the memo to be accurate, yes.

15 Q. Do you remember that?

16 A. I don't remember it, no.

17 Q. Do you remember having ever taken action
18 like this or recommending action like this to the
19 Archbishop before the date of this memo, November of
20 1980?

21 A. No, I don't.

22 Q. You go on to write, "He asked if another
23 course of action was possible, and I spoke with the
24 Archbishop." Tell me, do you remember speaking with
25 the Archbishop?

1 A. I do not.

2 Q. Do you remember Adamson asking you to
3 consider options, other than a resignation?

4 A. I don't.

5 Q. You then write, "It was agreed that we would
6 meet again on Tuesday in the Archbishop's office at
7 10:30 a.m." Do you remember that?

8 A. I don't remember the meeting, but I have no
9 reason to doubt it didn't take place.

10 Q. Okay. And then I think you record, "At this
11 meeting, the Archbishop spoke with Father, and it was
12 agreed that." So there are six items that you
13 recorded there, correct?

14 A. That's correct.

15 Q. And as you read this memo that you prepared,
16 is it fair to say that you attended that meeting, and
17 then you made this recording of what was done or said
18 at that meeting?

19 A. That's correct.

20 Q. Okay. And so when you write, "At this
21 meeting, the Archbishop spoke with Father," that means
22 with Adamson in your presence, correct?

23 A. I'm not sure I was present. I just don't
24 know, but obviously spoke with Adamson.

25 Q. Well, how else would you know that these six

1 points were put down unless you were there?

2 A. He could have told me. I don't -- I just
3 don't remember, but I have no reason to doubt that
4 these are not the points.

5 Q. And you don't dispute that you were -- you,
6 along with Korf, at this time were in charge. It was
7 your responsibility to basically investigate and
8 handle this and report to the Archbishop?

9 A. I don't think there was anything that
10 formal, but, obviously, I was involved in this case.

11 Q. So as you read this memo, you don't dispute
12 that you were at the meeting. Are you just saying you
13 don't remember it?

14 A. I don't remember being there, but whatever I
15 wrote there would be truthful.

16 Q. Okay. So when you write Point No. 1, "It
17 was agreed that, number one, Father Adamson would
18 begin an immediate evaluation with Father Pierre as to
19 the final treatment." You recorded that. Do you
20 remember it?

21 A. No, but I have no reason to doubt it wasn't
22 said.

23 Q. Two, you write, "This report will be given
24 to the Archdiocese ASAP." Did you write that?

25 A. I have no reason to doubt I didn't.

1 Q. This connotes a -- some sense of urgency;
2 does it not?

3 A. As it's printed there, I believe it does.

4 Q. Item 3. You wrote, "Father would see his
5 Bishop in Winona when the evaluation is finished." Do
6 you remember that?

7 A. I don't, but, again, I have no reason to
8 doubt that was what was said.

9 Q. No. 4, you wrote, "Father Carlson would meet
10 with Father Adamson and Wajda." Did you write that?

11 A. I -- obviously, I wrote it. It's my
12 typewriting.

13 Q. Okay. Do you remember Father Wajda had
14 brought the report of Adamson having abused a kid to
15 you that precipitated this meeting?

16 A. That's what it says at the top of the memo,
17 yes.

18 Q. And when it says and you record that you
19 would meet with Adamson and Wajda, did you meet with
20 Adamson and Wajda?

21 A. I assume I did. I don't remember.

22 Q. And if you did do as is recorded here, would
23 you have made notes of that meeting?

24 A. I think I would have.

25 Q. Was your practice then to make handwritten

1 **notes during a meeting and then type them up later?**

2 A. Yes, usually.

3 **Q. You wouldn't type during meetings with the**
4 **Archbishop, I trust?**

5 A. No, I wouldn't. I type like this, so I
6 wouldn't.

7 **Q. I kind of figured. Well, what would you do**
8 **with the handwritten notes?**

9 A. I would have transcribed them to a typed
10 memo, because nobody can read my writing.

11 **Q. And then what happened to the handwritten**
12 **notes? Were they destroyed?**

13 A. They would have been shredded or thrown out,
14 or I don't know.

15 **Q. Have any of those notes pertaining to this**
16 **matter at that time or any others like it been**
17 **retained by you, the handwritten notes?**

18 A. I have no handwritten notes at all, nor
19 would I have ever retained them.

20 **Q. So your practice was to write down the notes**
21 **in the meeting, type it out, or peck it out, as you**
22 **say, and then destroy the handwritten note and keep**
23 **the typewritten copy for the file?**

24 A. The handwritten notes would have been of no
25 use to nobody. Sometimes it wasn't even of any use to

1 me.

2 Q. Item No. 5 is "Father Adamson," it looks
3 like "would" -- maybe it's misspelled -- "cease all
4 youth involvement." Did I read that correctly?

5 A. I believe that's true. Yes.

6 Q. Do you remember that he was to cease all
7 youth involvement?

8 A. If it's there, obviously that's what the
9 Archbishop told me.

10 Q. In your experience, is it really possible
11 for a priest to be in a parish and not have some
12 involvement with youth?

13 A. I don't know. Some do and some don't.

14 Q. Have you ever seen a priest, or have you
15 ever known a priest to be able to be in a parish where
16 they could not have some involvement with youth?

17 A. There may be some. I think it would be very
18 difficult.

19 Q. Is it even possible?

20 A. Oh, sure. It's possible.

21 Q. How could it be possible?

22 A. We have senior priests in parishes that have
23 no contact with youth, other than if they're at Mass.

24 Q. What could you tell us about the reason
25 No. 5 is being imposed, that he was to cease all youth

1 **involvement?**

2 A. Well, this is what -- obviously what the
3 Archbishop said. We're talking about a report that
4 Father Wajda gave at the top of the page, so I assume
5 it has to do with that report.

6 **Q. And -- but other than what is written,**
7 **again, no memory of it?**

8 A. I have no memory of what Father Wajda said
9 with any accuracy, but if he did tell me, I wrote it
10 down.

11 **Q. Item No. 6, you write, "If it gets out any**
12 **further, Father would have to leave." That's correct?**

13 A. I have no reason to doubt it, that that's
14 what the Archbishop said.

15 **Q. And is the concern there about scandal?**

16 A. Obviously, I'm sure the Archbishop would be
17 concerned about scandal, but what his thinking was,
18 other than this statement, I don't know.

19 **Q. When you recorded it, under the circumstance**
20 **at the time, why would the -- why would the**
21 **information about him having abused getting out any**
22 **further have to cause him to have to leave?**

23 A. I don't remember. It's what the Archbishop
24 would have said, because that's what I wrote.

25 **Q. There was a concern about the scandal;**

1 wasn't there? Was there not by the Archbishop?

2 A. Again, I don't know what his thinking was.

3 I assume that's what it was.

4 Q. I'm going to direct your attention to

5 Exhibit 302, Archbishop, and it is dated a little

6 over, I guess, nine days after this Exhibit 301. And

7 the date of this is December 4, 1980. It's a memo to

8 the file of Father Adamson from yourself, Robert J.

9 Carlson. The subject is Father Adamson/[REDACTED].

10 Do you remember him to have been the kid who Adamson

11 admitted having abused?

12 A. I would like to read the memo just to see

13 what it says.

14 MR. GOLDBERG: Take a minute.

15 Q. (By Mr. Anderson) Let me just ask you. I

16 put it before you to see if it refreshes your memory,

17 and I guess I just want to have you listen to that

18 question first. Do you actually remember that?

19 MR. GOLDBERG: He's got to read it to find

20 out if he remembers it.

21 Q. (By Mr. Anderson) Well, no, I'm asking what

22 you remember, and I'll ask you some questions about

23 it, but I'm not going to keep you from reading it, but

24 I need you to ask [sic] what you remember first.

25 A. I know I met with Joe Wajda. I couldn't

1 tell you with any accuracy the name of the person,
2 but, again, I'll read the memo.

3 Q. I think the memo, you know, does reflect
4 that there's a report from a Father here, and this is
5 your memo prepared by you, and I presume you made some
6 handwritten notes and then typewrote this, correct?

7 A. I assume that's what I did.

8 Q. Okay. There's also a -- the December 1, '80
9 notes that you record here concerning [REDACTED] and
10 Wajda, and then there's the December 4th, '80, a
11 Sister Patrice Neuberger. Do you remember engaging
12 with her concerning Adamson and all -- and who is she?

13 A. Well, Sister Patrice Neuberger was my
14 kindergarten teacher.

15 Q. Okay.

16 A. And she's now deceased, but we -- I saw her
17 often.

18 Q. And so what you wrote was accurate, then.
19 The question is do you remember anything about the
20 events here?

21 A. No, but I would be glad to read it.

22 Q. Well, if -- if you think you need it and it
23 will refresh your recollection or something, it's
24 worth it to have you read it, but -- if you choose to.

25 A. I'd like to read it.

1 Q. Sure.

2 A. Okay. I read it.

3 Q. Okay. Is it correct that you recorded that
4 -- does your reading it refresh your recollection
5 about the events?

6 A. It doesn't, but as written, it would have
7 been what happened.

8 Q. Okay. And so what happened, then, is that
9 after the restriction of no youth contact was imposed
10 on him by the Archbishop, as recorded by you on
11 November 25th, 1980, he's continued to have youth
12 contact in violation of that restriction and as is
13 reflected in your memo of December 4th, 1980, correct?

14 A. My confusion is it says there's a report
15 from Father Wajda. That's not here and on this one,
16 and so --

17 Q. There's an earlier report in the document
18 from Wajda.

19 A. Well, this is what it is.

20 Q. Okay. Do you remember what action you took
21 or advice given to the Archbishop pertaining to the
22 information in Exhibit 302?

23 A. I don't. I assume I sent this to him.

24 Q. Yeah. When you prepared it for the file,
25 you also prepared it for the Archbishop's eyes. That

1 was your practice?

2 A. Correct.

3 Q. The records reflect that at some point in
4 time -- let's go to Exhibit 303. This one is
5 December 9, a few days after 302. The year is 1980,
6 and this is a memo to Archbishop Roach from you
7 regarding Thomas Adamson. And it begins by -- you
8 write, "I have concluded the investigation concerning
9 Father Thomas Adamson." So it's correct to say that
10 you were charged with the investigation of Adamson,
11 correct?

12 MR. GOLDBERG: Object to the form of that
13 question.

14 A. Well, I know what I wrote was truthful at
15 the time. Whether it was a formal investigation or I
16 was asked to do it, so whether it was formal or not, I
17 don't know, but I was asked to investigate.

18 Q. (By Mr. Anderson) And you go on to write,
19 "Concerning Father Thomas Adamson and the very serious
20 charges brought against him by Blank." What are those
21 charges?

22 A. I don't remember, but I'm sure they were of
23 a sexual nature.

24 Q. Criminal sexual conduct to minors; wasn't
25 it?

1 A. I can't make a decision as to what it is in
2 law, but it was serious sexual abuse.

3 Q. You go on to write, "I have spoken to Father
4 Wajda, the Associate Pastor of Immaculate Conception
5 of Columbia Heights; Sister Patrice, the parish worker
6 at Immaculate Conception; Blank, which would be a
7 victim or father or a parent." And then you write,
8 "All of these people requested to see me." Do you
9 remember those people requesting to see you?

10 A. No, but I have no doubt that they did.

11 Q. You then write "On Friday, December 5th,
12 1980, I met with Father Ken Pierre concerning his
13 evaluation of the session with Father Adamson." It's
14 correct that you record that you knew that Ken Pierre
15 had been evaluating and seeing Adamson, and you had
16 permission to meet with him, and you did, correct?

17 A. I assume I did. It says I did.

18 Q. Go to the fourth paragraph. I'm going to
19 read it and then ask you a question concerning what
20 you wrote. You write, "I have discussed the incident
21 with Blank, and Father Adamson was as truthful as he
22 had to be." What did you mean by that?

23 A. I think exactly what it says. If he thought
24 I knew something, he said something.

25 Q. And you write -- go on to write, "Father

1 Pierre also indicated to me that there have been other
2 incidents of this nature." What does that refers to?

3 A. I think it refers back to the sexual abuse.

4 Q. And what do you remember about how many
5 other incidents Father Pierre related to you there had
6 been of sexual abuse by Adamson?

7 A. I don't remember.

8 Q. Do you remember what action was taken at
9 that time responsive to this by the Archbishop?

10 A. Only because I turned the page. It must
11 have been inpatient therapy.

12 Q. But that's reflective of the next
13 document -- excuse me -- the next page. But my
14 question to you is do you have any memory, independent
15 memory of that?

16 A. I don't.

17 Q. You do know that he ultimately was
18 transferred to another parish; do you not, by the
19 Archbishop?

20 A. I believe that happened. I can't tell you
21 what parish.

22 Q. The records reflect it was Risen Savior.
23 Does that refresh anything for you?

24 A. (No response.)

25 Q. Before Adamson was assigned to Risen Savior,

1 and after he was removed from Immaculate Conception,
2 and during that time, do you have any memory of
3 yourself or any official of the Archdiocese having
4 reported what's reflected in the memos prepared by you
5 and the meetings held being reported to law
6 enforcement?

7 MR. GOLDBERG: Object to the form of the
8 question. It's compound.

9 A. No.

10 Q. (By Mr. Anderson) Do you recall being
11 concerned or the Archbishop or any other official
12 involved with Adamson at that time, being concerned
13 about him being criminally prosecuted, that being
14 public and there being scandal concerning it?

15 MR. GOLDBERG: Object to the form of that
16 question.

17 MR. WIESER: Join in the objection.

18 A. I think anytime you're dealing with
19 something like this, there's always a concern about
20 scandal. I assume it existed in this case. I don't
21 remember.

22 Q. (By Mr. Anderson) There is a former priest
23 from the Diocese of Winona who was then administrator
24 at the Guardian Angels. His name is Jim Fitzpatrick.
25 Do you remember Jim Fitzpatrick?

1 A. The name's familiar.

2 **Q. He has reported to us that you placed a call**
3 **to Ken LaVan at Guardian Angels. Do you remember Ken**
4 **LaVan?**

5 A. I remember Ken LaVan.

6 **Q. He's also reported that the call to Ken**
7 **LaVan was overheard by him, and you were trying to**
8 **find a parish to place Adamson in and asked LaVan to**
9 **take Adamson. My question to you is do you recall**
10 **having made such a call to Ken LaVan?**

11 MR. GOLDBERG: I object to the form of the
12 question. I'm not sure what report has been made to
13 you or what you're referring to, but --

14 MR. ANDERSON: I'm asking the witness what
15 he knows.

16 MR. GOLDBERG: Well, you're referencing a
17 report, sir, that hasn't been produced.

18 A. It would be very unusual for me to be making
19 calls to parishes for placement. Usually that would
20 be the Personnel Board Director. I don't remember
21 making the call.

22 **Q. (By Mr. Anderson) And so do you recall**
23 **making an effort to find another parish where Adamson**
24 **could be in the Archdiocese?**

25 A. No. And I think someplace there's a

1 document where I was removed from the case because I
2 opposed him being moved to another parish.

3 **Q. What do you remember about that?**

4 A. I remember I was no longer involved, and
5 Father Korf took it over.

6 **Q. Who removed you from the case?**

7 A. The Archbishop. I believe I testified to
8 that.

9 **Q. Why were you opposed to him being moved to a**
10 **parish, another parish?**

11 A. Very obvious. There's reports of sexual
12 abuse of young people.

13 **Q. Fitzpatrick has also indicated that he**
14 **reported to Ken LaVan and thus to you that if Adamson**
15 **was placed at that parish, he would resign, because he**
16 **knew that Adamson had abused kids back in Winona and**
17 **had reported it to Fitzgerald. Do you have any memory**
18 **of having received that information either from LaVan**
19 **or Fitzgerald at that time?**

20 MR. GOLDBERG: I object to the form of the
21 question. There's no time frame as to "at that time."
22 There's no foundation that the Archbishop has ever
23 spoken with Mr. Fitzpatrick or has a memory of it.
24 And if you have a document, it should be produced to
25 the witness.

1 A. I was never working at the Chancery when
2 Bishop Fitzgerald was alive.

3 Q. **(By Mr. Anderson) Okay. But I'm talking**
4 **about having been told by Ken LaVan, "We can't take**
5 **him here, because Jim Fitzpatrick will resign and make**
6 **a stink."**

7 A. Again, I -- I don't know whether that
8 conversation took place or not, but I believe it would
9 have been with the personnel director, not me.

10 Q. **Sometime later, did you follow up -- did you**
11 **make a call to Jim Fitzpatrick after the Adamson case**
12 **became quite public in 1987, '88 and making a call to**
13 **Jim Fitzpatrick's and having a meeting with him at**
14 **Jack's Cafe?**

15 A. No, but it would be a great place to have
16 lunch.

17 Q. **He thought it was. He said you ordered the**
18 **steak sandwich, the top of the menu. Do you remember**
19 **that?**

20 A. That was before I had to deal with
21 cholesterol.

22 Q. **Okay. Do you have any memory at all,**
23 **Archbishop, of having had a meeting with Jim**
24 **Fitzpatrick after the Adamson thing became quite**
25 **public and a discussion with him about his knowledge**

1 of it and what he might do or not do?

2 MR. GOLDBERG: Object to the form of that
3 question.

4 A. I have no reason to say I did or didn't. I
5 liked Jim Fitzpatrick, as I can kind of remember.
6 I've had no contact with him for 20 or 25 years, but
7 as I think about it, if he had some information, I
8 think I would have told him to go to the police, but I
9 don't remember.

10 Q. (By Mr. Anderson) I'm going to show you
11 Exhibit 319. And Exhibit 319, Archbishop, is dated
12 February 2, 1981. It's a letter from Archbishop
13 Roach. It's copied to you, to Adamson, and it says,
14 "I am pleased to appoint you as an Associate Pastor of
15 the Church of the Risen Savior, Apple Valley,
16 effectively immediately." You obviously received
17 this, correct?

18 A. It says at the bottom that I was copied.

19 Q. And do you remember receiving this?

20 A. I don't remember receiving it, but I have no
21 reason to doubt I didn't.

22 Q. Do you remember being ticked off when you
23 saw that he had been assigned to another parish
24 after -- after what you had recorded and learned?

25 A. I don't remember if this was the time. I do

1 remember being very upset and at some point was
2 removed from everything.

3 **Q. Who did you express your upset to?**

4 A. Well, if I was removed, I must have
5 expressed it to the Archbishop, but I don't remember
6 doing it.

7 **Q. Why were you upset?**

8 A. I was upset for a couple of different
9 reasons. One, as I think about it, when he went to a
10 counselor, I thought the counselor would say, you
11 know, he can't continue. But in those days, in my
12 opinion, I think counselors did a disservice. I don't
13 think they know what they were dealing with. Do I
14 remember that particularly? No, but it's a feeling I
15 have. Do you know what I mean? It's not a memory.
16 It's a feeling, and he was obviously reassigned.

17 **Q. And you were also upset because you knew the**
18 **Archbishop was making a choice to put kids at risk?**

19 A. I don't remember that, but that was
20 certainly part of it. I was involved with the youth
21 ministry at one time.

22 **Q. This assignment letter, the third paragraph**
23 **states, "This appointment will not be published in the**
24 **'Catholic Bulletin' at this time." Now, that means**
25 **that it would not be publicly known that he was being**

1 assigned there. Do you remember why the choice was
2 being made by the Archbishop and copied to you that
3 this would not be published?

4 A. There are two possibilities.

5 Q. But do you remember? I'm not asking you to
6 speculate.

7 A. No, I don't remember.

8 Q. Okay. Would you agree that this document
9 reflects an effort by the Archbishop to keep the
10 assignment under the radar because of the history
11 already known to the Archdiocese?

12 MR. WIESER: Object to the form. It calls
13 for speculation.

14 MR. GOLDBERG: I'll join in that objection.

15 Q. (By Mr. Anderson) You can answer.

16 A. Again, there would be two reasons. One, it
17 could be a very temporary assignment, and I don't
18 remember whether it was or wasn't; and secondly, for
19 whatever reason, the Archbishop didn't want it known.

20 Q. If it's a temporary assignment, he's
21 assigned as an administrator, right?

22 A. No. He's assigned at an associate pastor,
23 and that's often a temporary assignment.

24 Q. Yeah, but it's a temporary assignment that
25 says temporary assignment as associate pastor; doesn't

1 **it?**

2 MR. WIESER: Objection, foundation.

3 **Q. (By Mr. Anderson) In your experience?**

4 A. Sometimes yes and sometimes no.

5 **Q. It doesn't say "temporary" here?**

6 A. It doesn't have to.

7 **Q. It doesn't look like it; does it?**

8 A. I don't remember, but it is what it is.

9 **Q. Okay. But if it's not a temporary**
10 **assignment, it's really, then, an effort to make sure**
11 **the people -- it's an effort to keep this thing under**
12 **the radar and to avoid scandal; isn't it?**

13 MR. GOLDBERG: I'm going to object to the
14 form of that question, speculation.

15 A. As I shared, there's two reasons.

16 **Q. (By Mr. Anderson) I'm going to refer you to**
17 **Exhibit 304, Archbishop. And this one is dated**
18 **June 29th, 1984, and it's a memo to Archbishop John R.**
19 **Roach from you, then Bishop Carlson, on the subject of**
20 **Father Tom Adamson. And you write, "On June 28 [sic],**
21 **1984, I was contacted by Mr. Paul Ringsmuth,**
22 **Vocational Rehab Counselor at St. Cloud Reformatory to**
23 **inform me that one of the inmates, [REDACTED],**
24 **serving 13 months for rape, was the victim of sexual**
25 **abuse from the age of 14 to 16 ending in 1982 by**

1 **Thomas Adamson."** You wrote that, correct?

2 A. Correct.

3 MR. GOLDBERG: Excuse me. For the record,
4 you misstated the date. It's June 29, 1984, so we
5 don't get confused.

6 MR. ANDERSON: I stand corrected. Thank
7 you.

8 **Q. (By Mr. Anderson) So do you remember this?**

9 A. I don't remember the meeting, but I have no
10 reason to doubt this.

11 **Q. You go on to write, "This began when he was**
12 **a priest serving in St. Paul Park and continued at IC,**
13 **Columbia Heights." IC stands for Immaculate**
14 **Conception, correct?**

15 A. Correct.

16 **Q. You go on to write, "Some of the incidents**
17 **took place while he was seeing Father Pierre and while**
18 **we had him in counseling with Dr. Gendron." That's**
19 **what you wrote, correct?**

20 A. Correct.

21 **Q. Does this refresh your recollection that he**
22 **had not only been required to see Pierre, but he also**
23 **had seen Dr. Gendron at St. Mary's?**

24 A. It does refresh my memory. I did send him
25 to Dr. Gendron.

1 Q. And you had some kind of relationship that
2 you knew Gendron from having worked with other
3 priests?

4 A. I'm not sure if it was having worked with
5 other priests. We were on the same board, because I
6 was on the St. Mary's Board for a while.

7 Q. Okay. Do you remember why you selected
8 Gendron to send Adamson to?

9 A. No, unless, you know, I knew him.

10 Q. The last -- you'll recall that Adamson was
11 to not have contact with youth in the earlier memos,
12 and this clearly is -- well, let me ask you this.
13 Look at the last paragraph in this memo, and I'll read
14 it and then ask you a question. You write, "The
15 statute of limitations does not run out for two and a
16 half years." You wrote that, correct?

17 A. I wrote it.

18 Q. Why did you calculate the criminal statute
19 of limitations?

20 MR. GOLDBERG: Just a moment. I'm going to
21 object to form. There's no foundation to that
22 question whatsoever.

23 A. The way I would write these memos, I would
24 write what people told me, so I assume they said that.

25 Q. (By Mr. Anderson) Who told you that criminal

1 statute of limitations would run out in two and a half
2 years?

3 A. I believe it was the parents.

4 Q. You go on to write, "The mother and father
5 are considering reporting this to the police." What
6 makes you think that the parents told you that and not
7 some official or attorney for the Archdiocese?

8 A. Because I would have written down what the
9 parents told me. If somebody else told me that, I
10 would have written that down.

11 Q. So you don't know -- did you do the
12 calculation of two and a half years on the statute of
13 limitations?

14 A. No. I believe that's what the parents told
15 me.

16 Q. Why do you believe that? Do you have a
17 memory of that?

18 A. No, because I write down on things -- what
19 people tell me, and that's what it says.

20 Q. Well, the way this is written, first, the
21 statute of limitations does not run out for two and a
22 half years, which means this guy, if reported, could
23 be prosecuted, right?

24 MR. GOLDBERG: Objection. There's no
25 foundation for that.

1 **Q. (By Mr. Anderson) Isn't that what it means,**
2 **Archbishop?**

3 MR. GOLDBERG: It could be -- there are many
4 statutes of limitations, as you well know,
5 civil/criminal.

6 MR. ANDERSON: This is criminal statute of
7 limitations.

8 A. I'm just stating what the parents told me.

9 **Q. (By Mr. Anderson) Let's just talk about what**
10 **you wrote. Okay? When you write, "The statute of**
11 **limitations does not run out for two and a half**
12 **years," what that means as you wrote it then was that**
13 **there were two and a half years in which this guy,**
14 **Adamson, could be prosecuted for the crime against**
15 **██████ as reported above, correct?**

16 MR. GOLDBERG: Object to the form, no
17 foundation.

18 A. Again, this is what the parents told me.

19 **Q. (By Mr. Anderson) Is that a fair reading of**
20 **what you wrote, though?**

21 A. I don't remember. I just wrote what they
22 said, and I have no reason to doubt that's what they
23 said.

24 **Q. Well, you do not attribute the first**
25 **sentence to the parents here; do you?**

1 A. I do not.

2 Q. Okay. So you have no memory of what the
3 parents told you; do you?

4 A. Perhaps that's what Paul Ringsmuth said.

5 Q. Okay. So let's get to what you do remember.
6 You don't remember how you had learned that statute of
7 limitations was two and a half years?

8 A. Somebody told me.

9 Q. Okay. And you recorded that, but you don't
10 know who told you that, correct?

11 A. Well, in reading the memo, whoever told me,
12 this is what was said. Whether it was this
13 Mr. Ringsmuth or the parents, that I don't remember.

14 Q. Okay. I just want to know if you know -- if
15 you calculated that, and if you didn't, if you can
16 remember who calculated it that led you to record it
17 as it is written here, and your answer to that
18 question is "I don't know who did the calculation that
19 caused me to record it as I did," correct?

20 MR. WIESER: Objection, misstates the
21 witness' testimony.

22 MR. GOLDBERG: Join in the objection and
23 object to the form.

24 A. What I wrote is what I was told. As I read
25 through the memo, obviously having not seen it for a

1 long time, I thought I was recording the parents, but
2 in your redirecting me to the first paragraph, it
3 could have been this Mr. Ringsmuth.

4 Q. (By Mr. Anderson) Okay.

5 A. I don't remember.

6 Q. Yeah, and that's what I'm getting to. You
7 really don't know who told you the statute of
8 limitations of a criminal prosecution was two and a
9 half years?

10 A. Well, I'm assuming it's either Ringsmuth or
11 the parents, and it appears now, as I reread it, it
12 looks like it was Ringsmuth.

13 Q. But you don't have a memory of that?

14 A. I have no memory.

15 Q. Okay. And the information contained in this
16 memo obviously was shared with Archbishop Roach at
17 that time. Who else?

18 A. I don't remember, other than he's listed, so
19 I assume it went to him.

20 Q. Okay. And he also named Paul Ringsmuth and
21 [REDACTED] at the bottom. Do you know if
22 it was sent to them or you just put that there for
23 contact information?

24 A. I don't remember. I don't think I sent it,
25 because if I sent it, there would be something up

1 above.

2 Q. Okay. That's what appeared to me, but I
3 wanted to ask you. You go on to write, "The mother
4 and father are considering reporting this to the
5 police." What led you to write that?

6 A. Either the parents or Mr. Ringsmuth told me
7 that.

8 Q. And did you report this to the police?

9 A. I did not.

10 Q. Why not?

11 A. It didn't occur to me it was my
12 responsibility. This was a counselor from the prison.

13 Q. Did you consider yourself to be a mandatory
14 reporter?

15 A. No.

16 Q. Did you ever consider yourself to be a
17 mandated reporter while in the Archdiocese of
18 St. Paul/Minneapolis?

19 A. No.

20 MR. GOLDBERG: Is this a good time to just
21 check in with you to see how you're doing, what your
22 time is?

23 MR. ANDERSON: Sure. We've been going quite
24 a while. Why don't we take a lunch break? Can you
25 give me some idea as to how --

1 MR. ANDERSON: Well, let's take a break and
2 talk about it.

3 VIDEOGRAPHER: The time is 12:20. We are
4 now off the record.

5 (Whereupon a break was taken.)

6 VIDEOGRAPHER: The time is 1:29. We are now
7 back on the record.

8 Q. (By Mr. Anderson) All right. Archbishop,
9 right before we went on the record, you had -- your
10 counsel had asked the last question be read back, and
11 it was, and then you said you wanted to respond to the
12 last question asked before the break. What was it you
13 wanted to respond to and/or say?

14 A. When you asked the question, I was still
15 thinking of the earlier time period. I can't tell you
16 a date, but there was a time when all priests became
17 mandatory reporters, and the only reason I remember
18 that is because there was a lot of discussion about
19 priests and Bishop relationships and things, but I
20 don't remember when it was, so there was something.

21 Q. So do you know when it was you yourself were
22 considered to be a mandatory reporter under Minnesota
23 law?

24 A. I don't remember the date.

25 Q. Do you know if it was before or after you

1 prepared the exhibits that we identified earlier as
2 304, 319 and 301 in the 1980s?

3 A. I don't remember.

4 Q. Did you ever get training after you became a
5 mandatory reporter on what constitutes a report, a
6 requirement under law?

7 A. I don't remember any training that I had.
8 The first thing that comes to mind was when the
9 Bishops met in 1996 and talked about sexual abuse.
10 There could have been something before that, but I
11 don't remember.

12 Q. Was that the Minnesota Bishops or the
13 Catholic Conference of Bishops?

14 A. Conference of Bishops.

15 Q. And that was at the annual meeting in '96?

16 A. I think it was 1996.

17 Q. You also attended a meeting of the Catholic
18 Conference of Bishops in Collegeville at St. John's,
19 actually, in 1985, because you were then an auxiliary,
20 correct?

21 A. I don't remember that meeting. Perhaps I
22 went. I did not go to all the Bishops' meetings.

23 Q. Well, you had been installed as an Auxiliary
24 Bishop in 19 --

25 A. January of '84.

1 Q. -- '84. That meeting was in '85 at
2 Collegeville, St. John's. Do you have any memory of
3 that meeting at all?

4 A. No. The one I remember was 1996. I thought
5 there was a meeting.

6 Q. And what do you remember being discussed
7 about sexual abuse, reporting requirements and the
8 like at the '96 meeting?

9 A. What I remember is some discussion about the
10 challenge that therapists had in understanding what,
11 you know, sex abuse was and the recidivism rate, which
12 is what we, of course, took as our advice in those
13 days. There may have been other things. I'm sure
14 there was, but I don't remember.

15 Q. But in 1996, you already knew, however, by
16 reason of your experience and the work you had done
17 with victims, offenders and the like, that sexual
18 abusers and the recidivism rate was very high, and
19 that was a disease or a disorder that really couldn't
20 be cured?

21 A. I did not know that.

22 Q. When -- go ahead.

23 A. I did not know that, but as a pastor, I was
24 becoming increasingly concerned.

25 Q. When do you think you first came to the

1 realization or the knowledge that, you know, sexual
2 abuse, adults abusing kids, be it priests or adults,
3 was a disorder that one couldn't be cured, if you did?

4 A. I don't know if I ever knew it as a disorder
5 that couldn't be cured, but certainly by the '90s
6 there were more and more instances, and, in fact, I
7 remember one therapist who we had used before, in
8 fact, may even have been an expert witness -- I don't
9 know whether he was for us or against us, but he said
10 that therapists themselves didn't know in the early --
11 the late '70s, early '80s, but I don't have a date on
12 that.

13 Q. All right. I have a date that might help
14 you with that by reason of -- let's look at Exhibit
15 101. I'm putting before you Exhibit 101, and, first,
16 as you can see, it's a newspaper article. It's dated
17 February 16, 1987, and you're quoted in it, and on the
18 topic of cures and disabilities, the second page. Let
19 me direct you to a portion of it, and there's some
20 statements attributable to you, and then I'll ask you
21 about it. First, by way of the background of this, do
22 you remember this article appearing in the news?

23 A. I don't.

24 MR. GOLDBERG: Counsel, do you have a better
25 copy of Page 1?

1 MR. ANDERSON: No.

2 MR. GOLDBERG: Because it's illegible.

3 MR. ANDERSON: I know. I don't have a
4 better copy.

5 Q. (By Mr. Anderson) The headline of it is "A
6 Cover-up of Priest Sex Misconduct denied." There's a
7 picture of you. You denied at that time there had
8 been a cover-up of sexual abuse pertaining to Adamson,
9 correct?

10 A. Do you know what the date was?

11 Q. Yeah, February '87.

12 A. I don't remember the article, but --

13 Q. Do you remember issuing a public denial of a
14 cover-up?

15 A. No.

16 Q. Had there been a cover-up?

17 A. Well, I think what we just discussed about
18 Adamson, he was certainly moved, but, again, they were
19 taking the word of counselors that this problem could
20 be cured. So, in essence, I don't think there was a
21 cover-up, but I don't think people had the knowledge
22 at the time, and in many ways, we were the victims of
23 those we sent people to for treatment, and I didn't
24 like that, but that's the way it was.

25 Q. You did have the knowledge in '87, though;

1 **didn't you?**

2 MR. GOLDBERG: Knowledge of what? Object to
3 the form of the question.

4 A. I don't know if I knew the recidivism rate
5 was that high then, but I found out at some point.

6 **Q. (By Mr. Anderson) Let's look at the second**
7 **page of this article, and in the first column of the**
8 **second paragraph, let me read it, and you're quoted,**
9 **and I'll ask you a question. It says, "Acting under**
10 **the determination that the incident was, quote,**
11 **'inappropriate behavior,' unquote and not sexual**
12 **abuse, Carlson said the Archdiocese decided to ask**
13 **Adamson to sign a written agreement that he would have**
14 **no contact with young people." My first question is**
15 **do you remember telling the "Pioneer Press" that?**

16 A. I don't.

17 **Q. Is that true?**

18 MR. GOLDBERG: Object to the form of the
19 question. Is what true? His statement or that he
20 told them that?

21 **Q. (By Mr. Anderson) Is that statement, as**
22 **reported, true?**

23 A. True that I said it?

24 **Q. That you said it or that you did what you**
25 **said?**

1 A. I don't remember saying it, so I don't know
2 whether it's true or not.

3 Q. You go on to be quoted as saying, "'If there
4 had been a case of sexual abuse at that time, rather
5 than just inappropriate behavior, I think we would
6 have removed him,' unquote, Carlson said." Did you
7 say that?

8 A. I don't remember saying it.

9 Q. Do you deny saying it?

10 A. I just don't remember. I can't confirm or
11 deny.

12 Q. That statement belies the earlier documents
13 we looked at about him having admitted to criminal
14 sexual conduct; doesn't it?

15 MR. GOLDBERG: I'm going to object to the
16 form. It's argumentative, and, secondly, you're
17 building off a Page 1 of the document that's
18 illegible, so --

19 MR. ANDERSON: Well, Page 2 isn't, and
20 that's what I'm reading from.

21 MR. GOLDBERG: Oh, I understand you're
22 reading from Page 2, but it relates to the article.

23 Q. **(By Mr. Anderson) Doesn't this public**
24 **statement made by you in 1987 contradict the documents**
25 **we reviewed in 1980 and '84?**

1 A. My difficulty is I don't remember what I
2 said, and there's been enough instances in my life
3 where what I was quoted as saying was not what I
4 actually said to the reporter, so I can't say with any
5 accuracy.

6 **Q. Let's go to the second column of this Page**
7 **2, Archbishop, and I will read what is quoted here,**
8 **and it looks like in quotation marks attributable to**
9 **you. "'It's our policy today that there really is no**
10 **cure for someone with the disease of pedophilia, but**
11 **only a chance for some recovery,' unquote, Carlson**
12 **said." So is that something you said?**

13 A. It's possible. I don't remember saying it.

14 **Q. Was that the policy, as represented in this**
15 **article and made to the people by the Archdiocese**
16 **through you and others in 1987?**

17 A. I don't remember what I said to the
18 reporter, so I don't remember whether I'm quoted
19 accurately or not. But certainly as I sit here today,
20 I would agree with that statement.

21 **Q. Okay. And was it the policy?**

22 A. I don't remember any policy.

23 **Q. When do you remember there was first a**
24 **policy implemented in the Archdiocese of St. Paul/**
25 **Minneapolis that prohibited the Archbishop and his**

1 officials from continuing any priest in ministry that
2 had been credibly accused of abuse?

3 A. Again, I thought there was something in
4 1996, but I don't --

5 Q. But you're not sure?

6 A. Not sure.

7 Q. If this quotation attributed to you is made
8 in quotes, it would appear -- and this is Clark
9 Morphew, who is a religion reporter. Do you remember
10 him?

11 A. Uh-uh.

12 Q. Well, in any case, you don't deny that there
13 was such a policy if you made this statement. You're
14 just saying you don't remember having made it today,
15 correct?

16 A. I don't remember having made it. I also had
17 enough experiences with being misquoted, I can't
18 attest that that's exactly what I said or not.

19 Q. Did you intend, at the time you were
20 interviewed by Clark Morphew and this article was
21 written, to try to assure the parishioners that you,
22 an official of the Archdiocese, and the Archbishop
23 wanted people to believe that their kids were safe?

24 A. I don't remember any intention that I
25 attributed to this. I have no memory of that.

1 Q. Did you make a representation on behalf of
2 the Archdiocese and the Archbishop that there were no
3 priests in ministry who had offended?

4 MR. GOLDBERG: Object to the form. What
5 period of time are you talking about?

6 MR. ANDERSON: 1987.

7 A. I don't remember doing so.

8 Q. (By Mr. Anderson) Were there priests in
9 ministry who had offended in 1987, that you knew to
10 have offended and continued in ministry?

11 A. I don't remember, because I don't remember
12 whether Tom Adamson was still in ministry or not.

13 Q. But other than Adamson, any that you knew
14 of?

15 A. Nothing comes to mind right now, but --

16 Q. So you obviously had -- if the statement is
17 attributable to you, you did have some information
18 about "It's our policy today that there really is no
19 cure for someone with the disease of pedophilia, but
20 only a chance for some recovery." Let's assume that
21 statement was made by you. Let's say it's correct and
22 quoted by you. Thus, if it is so, it means you got
23 that from somebody. From whom would you have learned
24 that in 1987 there really is no cure for someone with
25 the disease of pedophilia?

1 A. I don't remember. I can't attribute it to
2 anyone.

3 Q. Let's go to Exhibit 305. Exhibit 305,
4 Archbishop, is dated July 9, 1984. It's a memo to
5 Archbishop Roach from you, as Bishop Carlson. The
6 subject is Father Thomas Adamson, and this is a memo
7 you've seen before and was prepared by you, correct?

8 A. Correct, it was prepared by me.

9 Q. And it was prepared in much the same way you
10 had prepared the other memos, where you took some
11 notes and then typed it out yourself or had it typed
12 by somebody else or what?

13 A. I don't remember whether I typed it or
14 somebody else, because it doesn't quite look like the
15 same typewriter.

16 Q. It looks like a little better typing.

17 A. Yeah, probably somebody else. And I would
18 guess that the notes were mine, and if Kevin McDonough
19 was there, he may have made notes, too. I don't
20 remember.

21 Q. At the top, Archbishop, it says "Strictly
22 Confidential," underlined. What did that then mean
23 and for whose eyes was this intended to be used and
24 seen only?

25 A. It would have gone only to the Archbishop.

1 Q. That's what that means?

2 A. That what I would intend it to mean.

3 Q. And then at the second page, there's a
4 little bit of an initial there. Is that yours?

5 A. It is.

6 Q. So you prepared the memo?

7 A. I may have prepared it. Father McDonough
8 may have had some input into it. I don't remember.

9 Q. Fair enough. I could probably -- I could
10 ask you about the July '84 thing and what happened,
11 and your answer would be --

12 A. As I read it, this would probably be what
13 happened.

14 Q. Okay. Yeah, but first, independent of
15 reading this, your answer would be what happened on
16 that date?

17 MR. GOLDBERG: Are you asking him not to
18 look at it?

19 MR. ANDERSON: Yeah.

20 Q. (By Mr. Anderson) First I want to see if you
21 have an independent memory of the memo.

22 MR. GOLDBERG: Well, he can't tell you
23 unless he reads it.

24 MR. ANDERSON: No.

25 Q. (By Mr. Anderson) Before you read it, I want

1 to ask you if you remember what happened at that time
2 and/or what you did about it. And if you say, "I
3 don't remember it," then we'll look at the memo.

4 A. I don't remember it.

5 Q. Fair enough. Let's look at the memo. It
6 states, "On Friday, July 6, 1984, Father Kevin
7 McDonough and I met with the Reverend Thomas Adamson
8 concerning certain charges which had been made by [REDACTED]
9 [REDACTED], which currently is an inmate at the St. Cloud
10 Reformatory."

11 So this reflects in your own hand that you
12 had a meeting on this date with then Kevin McDonough,
13 who is one of the officials helping you advise the
14 Archbishop in how to handle the sexual abuse
15 allegations made against Adamson, correct?

16 A. Well, it says we were both there, so
17 obviously we were both there.

18 Q. And tell me what you remember about that
19 meeting with yourself, Kevin McDonough and Tom
20 Adamson.

21 A. Outside of the memo, and I have no reason to
22 believe this isn't inaccurate, I have no other memory.

23 Q. The second paragraph, you write, "In the
24 counseling process at St. Cloud, it has become evident
25 that [REDACTED] was also sexually abused from 1978 to

1 1982." That's something you recorded then?

2 A. It's something I recorded for this memo,
3 yes.

4 Q. And that does not refresh any additional
5 recollection of this meeting?

6 A. It does not.

7 Q. You then go on to state, "I asked Father
8 Adamson about this, and he admitted, and, in fact, he
9 had abused the boy during that period of time." Did I
10 read that correctly?

11 A. Correct.

12 Q. So you and McDonough asked Adamson if he had
13 abused [REDACTED], and he admitted having done the
14 crime against the kid, correct?

15 A. Correct.

16 Q. And you so record that?

17 A. As I record it is how I would have been
18 told.

19 Q. You write, "I did not go into the sexual
20 activity, but Father Adamson agreed that it probably
21 would be first degree sexual contact."

22 That's what you wrote?

23 A. That's what I wrote.

24 Q. And you also knew that when first degree
25 criminal sexual conduct is written and recorded, that

1 is the most serious of the sex crimes against a child.

2 You know that?

3 A. Correct.

4 Q. And he admitted that to you and Kevin
5 McDonough?

6 A. I don't remember if Kevin asked the question
7 or I did. If I wrote it, that's what was said at the
8 time.

9 Q. And when he admitted having done this to
10 this kid, did you ask Adamson about his sexual history
11 and whether he had committed sexual -- criminal sexual
12 conduct against other kids?

13 A. It's -- I don't remember whether I asked
14 that question or not, but it's not recorded here, so I
15 assume I didn't.

16 Q. Isn't that something you would have wanted
17 to know?

18 A. I don't remember the conversation, so it's
19 impossible to say what I was thinking at the time.

20 Q. Well, if he's admitting to having abused
21 this kid and it's crim sex, first degree crim sexual
22 conduct, and you did not record that you asked him the
23 question on this admission, did you at any time ever
24 ask Adamson his sexual history and if he had admitted
25 to having abused any other kids since he had been a

1 priest, ordained in '58, and continued into the
2 Archdiocese until the '80s?

3 A. I don't remember whether I did or didn't.

4 Q. Don't you think that's something some
5 official of the Archdiocese should have asked this
6 priest?

7 A. At the time, I don't know whether someone
8 did or didn't, but what's here is what I did.

9 Q. Because it's not in the document, you're
10 saying you didn't ask the question and, therefore,
11 didn't get the answer. Why wasn't that question asked
12 by you then, upon his admission that he had committed
13 criminal sex?

14 MR. GOLDBERG: Object to the form of the
15 question. It calls for speculation.

16 A. Well, obviously, this was 30 years ago, so I
17 really don't remember the conversation.

18 Q. (By Mr. Anderson) Oftentimes we don't ask
19 questions we don't want to know answers to,
20 Archbishop. Do you think that's the reason we didn't
21 want -- the Archdiocese really didn't want to know how
22 bad it was?

23 MR. GOLDBERG: Object to the form.

24 A. I think, given the status of things in '84
25 with counselors and other people telling us things

1 were okay, I don't know if it occurred to me.

2 **Q. (By Mr. Anderson) You since learned that he**
3 **had a long trail of victims that predated [REDACTED]**
4 **[REDACTED] abuse; haven't you?**

5 A. Certainly at the time of the trial or after
6 that.

7 **Q. The trial revealed that there had been a**
8 **long stream of victims going back to the early '60s;**
9 **didn't it?**

10 A. I don't remember what it revealed. I
11 remember there were other victims.

12 **Q. And it also revealed that there was abuse**
13 **after 1984; wasn't there?**

14 A. I don't remember that, but --

15 **Q. When you learned at the trial there had been**
16 **a long history of abuse by him in '84, did you ever**
17 **ask yourself the question, "Why didn't I ask when I**
18 **learned this," and "Why didn't I do more?"**

19 A. I think in everything we do, once we've
20 experienced it, we reflect on our actions and we ask
21 what we can do better. Certainly as I look at Sioux
22 Falls and other places, I think we did a pretty good
23 job.

24 **Q. I'm looking at '84 now. Do you think that**
25 **there was a practice at that time that there was a**

1 concern about scandal that sometimes made the
2 officials or the Archbishops have a tendency to err on
3 the side of protecting the priests and avoiding
4 scandal?

5 A. Well, in this memo, for instance, it's the
6 counselor that's talking about reporting it.
7 Apparently, he didn't, but he was talking about it. I
8 don't know why he didn't either.

9 Q. The fourth paragraph is, "I asked Father
10 Adamson to see Dr. Gendron and recommended to him that
11 he obtain the criminal history." And you recommended
12 Mr. Ted Collins or Mr. Andrew Eisenzimmer as lawyers
13 for him; did you not?

14 A. Again, if I said I did, I probably did. I
15 don't remember doing it.

16 Q. And the Archdiocese paid for his lawyers;
17 did they not?

18 A. I don't remember that we did or didn't.

19 Q. The fifth paragraph, you write, "Further, I
20 told Father Adamson that I will be in contact with him
21 after I visited with the Archbishop and Bishop
22 Watters." So you recorded here that you intend to
23 visit with both the Archbishop and Bishop Watters,
24 correct?

25 A. That's what it says. And I have no reason

1 to doubt it if it's written here.

2 Q. So how many meetings did you actually have
3 with Bishop Watters?

4 A. I don't have any remembrance of any
5 meetings, but obviously I did if it's here.

6 Q. When I confronted you with the statement
7 that Bishop Watters made at his deposition that he
8 attributed to you that you advised him that the best
9 thing he could do in a deposition is not remember, you
10 said you never had any conversations with Watters. In
11 fact, this reflects that you had not only
12 conversations, but you had meetings with him, correct?

13 A. Based on my memory, I said that I didn't
14 remember having any conversations with him.
15 Obviously, this says that I did.

16 Q. And today, do you remember pertaining to
17 this memo, as you see it, what came in the meeting
18 with Watters and Roach?

19 MR. WIESER: Objection, misstates the
20 evidence in the Exhibit 305.

21 Q. (By Mr. Anderson) Well, that you intended to
22 have. Do you recall having such a meeting?

23 A. I do not recall having such a meeting. I
24 assume from the document that I reported what I had
25 been told.

1 Q. The second page under "Recommendation," this
2 is a recommendation you are making as an Auxiliary
3 Bishop to the then presiding Archbishop Roach,
4 correct?

5 A. Correct.

6 Q. And under "Recommendation," you write, "It
7 is my recommendation, given the seriousness of our
8 exposure, that the Archdiocese posture itself in such
9 a way that any publicity will be minimized." First,
10 those are your words; weren't they?

11 A. If they're written here, they're my words.

12 Q. And that was your recommendation?

13 A. Apparently at the time, that was my
14 recommendation.

15 Q. How does that make you feel reading that and
16 the recommendation you made to the Archbishop at that
17 time?

18 MR. GOLDBERG: Object to the form of the
19 question. We're not here to ascertain his opinion,
20 his feelings. We're here to get the facts. You can
21 answer if you wish.

22 A. Obviously, based on some 25 years later, I
23 would do it differently.

24 Q. (By Mr. Anderson) Don't you think you should
25 have done it differently then?

1 A. I did what I did.

2 **Q. Don't you think the Archdiocese made a**
3 **grievous mistake in trying to minimize publicity and**
4 **posture itself in the way it did?**

5 A. I think counselors made mistakes. I think
6 people in general made mistakes. I think the
7 Archdiocese made mistakes.

8 **Q. Don't you think that the Archdiocese has to**
9 **take responsibility for its mistakes, because if it**
10 **doesn't, it's destined to repeat them?**

11 A. I know that several times people -- I, as a
12 Bishop, have been told in many different places, you
13 know, if you call it best practices, and I think it's
14 in our best interest to do that.

15 **Q. This recommendation about given the**
16 **seriousness of our exposure, when you use the term the**
17 **seriousness of our exposure, that means yours and the**
18 **Archdiocese's, correct?**

19 A. I don't remember what I was thinking, but as
20 I read it now, I think I'm focusing on the Archbishop
21 and the Archdiocese.

22 **Q. Is that exposure to go to jail? Were you**
23 **concerned about being sent to jail for you -- for**
24 **yours and the Archdiocese's failures at that time?**

25 A. I never remember being concerned about going

1 to jail.

2 Q. Well, when somebody says given the
3 seriousness of our exposure, they're referring to
4 something. Exposure to what? It's not exposure to
5 climate change. It's exposure to some consequence.
6 Is the consequence jail or publicity or scandal or
7 what?

8 MR. GOLDBERG: Object to the form of that
9 question.

10 A. Well, obviously, it would be scandal and
11 also publicity.

12 Q. (By Mr. Anderson) Did you have concerns back
13 then, Archbishop, that as you wrote this, that
14 Archdiocesan officials could face some criminal
15 liability for their role in being complicit in
16 covering up or concealing the crimes by Adamson?

17 A. No, I don't remember I ever did that.

18 Q. Did you or any of the Archdiocesan officials
19 consult criminal lawyers about your exposure at this
20 time?

21 MR. WIESER: Object to the form of the
22 question to the extent that it's a compound question.

23 Q. (By Mr. Anderson) Did you seek legal counsel
24 on whether --

25 A. I did not seek any. I'm not aware of

1 anybody who did.

2 Q. Ted Collins, the lawyer you referred Adams
3 to -- Adamson to did end up representing Adamson. Do
4 you recall that?

5 A. I don't.

6 Q. Okay. The next sentence is, you write, "I
7 would recommend that in cooperation with Bishop
8 Watters, that Father Adamson be sent to the Paracletes
9 in Albuquerque or to the House of Affirmation." Those
10 are both treatment centers you knew to exist?

11 A. At the time, they were both.

12 Q. And they were often -- they were treatment
13 centers used to send up clerics with problems, not
14 just sexual abuse, but problems dealing with celibacy,
15 chemical dependency and other things; is that correct?

16 A. I think and also emotional issues.

17 Q. And were these both treatment centers that
18 had an affiliate with the Catholic Treatment Centers,
19 funded by Bishops?

20 A. I don't believe they were funded by Bishops,
21 but they were Catholic Treatment Centers.

22 Q. Did you also utilize St. Luke's back then?

23 A. I don't remember if we did or didn't.

24 Q. You had earlier said that you felt that the
25 Archdiocese made mistakes in the handling of this

1 priest and others, but you seem to attribute more
2 responsibility on the therapist. Do you think that
3 the therapist, upon which you relied, either at the
4 Service of Paracletes, Ken Pierre, Gendron or others
5 that appear in this record, bear as much or more
6 responsibility than the Archdiocesan officials who
7 made the choices they did?

8 A. I think if you go back in history, I think
9 the whole culture did not know what they were dealing
10 with. I think therapists didn't. I don't think we
11 fully understood. I don't think public school
12 administrators understood it. I don't think we
13 realized it was the serious problem it is.

14 Q. Well, mandatory reporting laws went into
15 effect across the nation in 1973, Archbishop.

16 MR. GOLDBERG: I'm going to object to the
17 form of that question.

18 MR. ANDERSON: Let me finish the question.

19 MR. GOLDBERG: Go ahead. I'm sorry.

20 Q. (By Mr. Anderson) And you knew at all times,
21 while a priest, having been ordained in 1970, it was a
22 crime for an adult to engage in sex with a kid. You
23 knew that, right?

24 MR. GOLDBERG: I'm going to object to the
25 form of that question now. You're talking about

1 mandatory reporting.

2 MR. ANDERSON: Okay. I'll -- if you don't
3 like the question, I'll ask another question.

4 MR. GOLDBERG: Well, you've asked a
5 conjunctive question. One doesn't --

6 MR. ANDERSON: Objection heard. I'll ask
7 another question. Okay?

8 MR. GOLDBERG: Go ahead.

9 Q. (By Mr. Anderson) Archbishop, you knew it
10 was a crime for an adult to engage in sex with a kid?

11 A. I'm not sure whether I knew it was a crime
12 or not. I understand today it's a crime.

13 Q. When did you first discern that it was a
14 crime for an adult to engage in sex with a kid?

15 A. I don't remember.

16 Q. When did you first discern that it was a
17 crime for a priest to engage in sex with a kid who he
18 had under his control?

19 A. I don't remember that either.

20 Q. Do you have any doubt in your mind that you
21 knew that in the '70s?

22 A. I don't remember if I did or didn't.

23 Q. In 1984, you are a Bishop in the -- an
24 Auxiliary Bishop in the Archdiocese of St. Paul/
25 Minneapolis. You knew it was a crime then, right?

1 A. I'm not sure if I did or didn't.

2 Q. Well, you're talking about criminal sexual
3 conduct in 1980, and you're talking about it again in
4 1984, so you knew that to be correct, right?

5 A. What I said, I said, and if I -- if I wrote
6 it, I said it.

7 Q. Do you know what other treatment centers
8 were utilize by the Archdiocese besides the House of
9 Affirmation, Dr. Gendron, Ken Pierre Consultation
10 Services Center or the Service of Paracletes, to treat
11 priests who had offended against kids?

12 A. There may have been others, but I don't
13 remember.

14 Q. That funding was done by the Archdiocese as
15 a part of a substantive evaluation; is that correct?

16 MR. WIESER: Object, foundation, if you
17 know.

18 MR. GOLDBERG: Let me just ask you for
19 clarification. I'm not sure. Are you talking about
20 the cost of treatment that was paid by the diocese?

21 MR. ANDERSON: Yes.

22 MR. GOLDBERG: Are you talking about
23 supporting the institution that was providing the
24 treatment?

25 MR. ANDERSON: The cost of treatment.

1 MR. GOLDBERG: Did you understand the
2 question that way?

3 THE WITNESS: No. I thought we were
4 supporting the --

5 MR. ANDERSON: Okay. Let me clarify the
6 question.

7 Q. (By Mr. Anderson) The funding for the
8 treatment of the priests that was sent, in this case,
9 to House of Affirmation, the Service of Paracletes,
10 St. Luke's or any of the institutions where priests
11 who had offended or abused kids and they were sent for
12 treatment, is it correct to say the Archdiocese paid
13 for that treatment?

14 MR. WIESER: And before you answer,
15 Archbishop, it would be helpful just to have a time
16 frame on this question as well.

17 MR. ANDERSON: We're in the 1984 time frame
18 now.

19 A. I don't remember whether we did or didn't.
20 I was never involved with the financial aspects of
21 things.

22 Q. (By Mr. Anderson) You did get involved in
23 meeting with the counselors, however, to help to
24 determine whether or not an offender such as Adamson
25 could be returned to ministry, and you understood that

1 Adamson had given a waiver of his privilege for you
2 and other officials to consult with them?

3 MR. WIESER: Is that a question?

4 MR. ANDERSON: No. It was a bad question,
5 so I'm going to ask a good question.

6 Q. (By Mr. Anderson) Did you understand that
7 you had access, as an official of the Archdiocese, to
8 his medical care providers, such as Gendron, Pierre,
9 Service of Paracletes?

10 A. I would talk to them, but usually if there
11 was something written, it was sent to the Archbishop.

12 Q. And did you ever meet with them personally
13 concerning Adamson?

14 A. I remember meeting with Dr. Gendron, and the
15 reason I remember meeting with him is it was in a
16 parking garage, and he died like that week later, so
17 it was just -- that kind of thing sticks in your
18 memory.

19 Q. Sure. So now that we've reviewed some
20 documents and explored some issues pertaining to
21 sexual abuse, what you knew and how you viewed it, let
22 me see if there's anything that has come to you in the
23 time we spent together that changes your answer to
24 this question.

25 At any time, Archbishop, while you were a

1 priest, a chancellor, an Auxiliary Bishop or an
2 official to the Archdiocese from 1970 to '94, did you
3 ever report any suspicions of sexual abuse by a priest
4 to any law enforcement agency directly?

5 A. The first report I remember is in South
6 Dakota.

7 Q. And so the answer to that question I just
8 gave you pertaining to your tenure in the Archdiocese
9 would have been, "No, I never reported it," correct?

10 A. I don't remember.

11 Q. And did you, during your tenure in the
12 Archdiocese of St. Paul/Minneapolis from '70 to '94,
13 ever order or advise any of your colleagues or
14 subordinates or other officials to report suspicions
15 of sexual abuse to law enforcement agencies?

16 A. I know I told parents. I may have told
17 others. There may be examples that you're aware of,
18 but I don't know. But if someone came to me and had
19 information, firsthand information, I'm pretty sure I
20 would tell them to report if they wanted to.

21 Q. But your answer to the question today is you
22 have no memory of having ever told anybody to report
23 to law enforcement or advised them to do so, correct?

24 MR. GOLDBERG: I'm going to object. I think
25 that mischaracterizes his testimony given earlier this

1 morning.

2 MR. ANDERSON: Well, let me ask the question
3 so that there's no ambiguity about it.

4 Q. (By Mr. Anderson) Did you, from 1970 to
5 1994, ever advise or order any of your colleagues or
6 other officials to make a report to law enforcement of
7 suspicions of sexual abuse by one of the clerics?

8 A. I know I told parents. I think there's some
9 memos we didn't see.

10 Q. I'm talking about colleagues and officials.
11 Now, priests and officials.

12 MR. GOLDBERG: Well, that's a different
13 question.

14 MR. ANDERSON: No, it's not. I asked
15 colleagues and officials.

16 MR. GOLDBERG: Well, I thought you --

17 MR. ANDERSON: If you didn't understand the
18 question, I'm going to get him to understand it, and
19 then you listen to the question, too. Okay?

20 MR. GOLDBERG: You were talking about "or
21 anyone."

22 MR. ANDERSON: No, I said -- listen. Let's
23 get on the same page. It happens. Don't worry about
24 it.

25 MR. GOLDBERG: I'm not worried about it.

1 **Q. (By Mr. Anderson) Okay. The question is**
2 **from 1970 to 1994, did you ever order or advise any of**
3 **the Archdiocesan officials or priests to report**
4 **suspensions of sexual abuse?**

5 A. I don't remember if I did or didn't. I
6 think I would have advised people that had firsthand
7 information to call the police if they wanted to or to
8 get the facts.

9 **Q. My question is, do you remember ever having**
10 **done it? Yes or no?**

11 A. As I said, I don't remember whether I did or
12 didn't.

13 **Q. Well, if you did, isn't that the kind of**
14 **thing you would remember, just like you remembered**
15 **Gendron's death --**

16 MR. GOLDBERG: Objection.

17 A. -- and the conversation you had with him
18 about a week before?

19 MR. GOLDBERG: Object to the form of the
20 question. It's argumentative.

21 A. I think there may have been people I did. I
22 can't call to mind a name right now.

23 **Q. (By Mr. Anderson) Have you discussed -- have**
24 **you discussed the current litigation or the handling**
25 **of -- other than with your lawyers, the handling of**

1 the whole matter of the sexual abuse in the
2 Archdiocese with any of your former colleagues for the
3 Archdiocese? That would be Kevin McDonough, now
4 Chancellor Eisenzimmer or anybody else?

5 MR. WIESER: Misstates the facts with regard
6 to your representation about Chancellor Eisenzimmer.

7 MR. ANDERSON: Oh, former Chancellor
8 Eisenzimmer. Sorry.

9 Q. (By Mr. Anderson) My question is have you
10 discussed the whole matter of this litigation and the
11 controversy surrounding that with anybody?

12 A. With the people you just mentioned, no.

13 Q. Who have you discussed it with besides the
14 lawyers?

15 A. My sisters called me when it was in the
16 paper.

17 Q. And anybody from the Archdiocese --

18 A. No.

19 Q. -- or affiliated with them?

20 A. No.

21 Q. Nobody other than family, correct?

22 A. (Witness nodding head.)

23 Q. Correct?

24 A. Correct, family.

25 Q. No conversation -- what about Harry Flynn?

1 **Ever have a conversation with him about how sexual**
2 **abuse was to be handled or had been handled?**

3 A. The only communication I've had with Harry
4 Flynn was inviting him to be on a committee three
5 years ago, and he never came.

6 **Q. Okay. What about Kevin McDonough? Any**
7 **conversations following your departure from the**
8 **Archdiocese in '94, on the topic?**

9 A. We may have had conversations. Nothing
10 particular comes to mind.

11 **Q. Anything recent?**

12 A. No.

13 MR. GOLDBERG: Counsel, just for
14 clarification purposes, when was this case filed? I'm
15 not sure he knows. You keep referring to controversy
16 around this case, and I am not sure when this case was
17 filed.

18 MR. WIESER: May.

19 MR. GOLDBERG: May of what year?

20 MR. ANDERSON: 2013.

21 MR. GOLDBERG: Oh, okay. So his questions
22 are relating since May of 2013.

23 A. Only my sisters.

24 **Q. (By Mr. Anderson) When you take a memo like**
25 **that marked "strictly confidential," and you said it**

1 was for the Archbishop's eyes only, where would that
2 memo go once you prepared it for the Archbishop's eyes
3 only, having marked it "strictly confidential"?

4 A. Since you have it, I assume he sent it to
5 the file.

6 Q. Okay. And it would be sealed in the file?

7 A. Not necessarily.

8 Q. Was there a separate secret file maintained
9 for confidential and scandalous material?

10 A. At one time, there was. I -- I don't know
11 when that stopped.

12 Q. That was my next question. When did that
13 practice stop?

14 A. I don't know.

15 Q. It was in place while you were a Chancellor;
16 was it not?

17 A. It was.

18 Q. And was it still in place while you were
19 auxiliary?

20 A. I wouldn't have known, because I wasn't
21 Chancellor anymore. I think Kevin McDonough came in
22 to replace me.

23 Q. As Chancellor, what was the protocol for
24 scandalous material, and in what file was scandalous
25 material kept?

1 A. Depending on what it was, in the old days,
2 years ago, I think anything that was considered
3 scandalous would be sent to the secret archives. In
4 my time, other than memos marked strictly
5 confidential, it would go to the normal file.

6 **Q. Under seal?**

7 A. No, just --

8 **Q. Just like that?**

9 A. Yeah.

10 **Q. Okay. So when you say a secret archive,**
11 **where was the secret archive, and who had access to**
12 **it?**

13 A. It was in the same file room, I think.

14 **Q. In the vault?**

15 A. In the vault on the main floor.

16 **Q. Of the Chancery?**

17 A. Yes.

18 **Q. And that secret archive, who had access to**
19 **that?**

20 A. The Archbishop had a key, and the Chancellor
21 had a key.

22 **Q. And so the Archbishop Roach and you, as**
23 **Chancellor, would have access to that --**

24 A. Or chancellors before me or after.

25 **Q. Did you, at any time while a Bishop of the**

1 **Archdiocese, ever become aware of a compilation of a**
2 **list of offenders who had been accused or credibly**
3 **accused in the Archdiocese of St. Paul/Minneapolis?**

4 A. No.

5 Q. Did -- to your knowledge, did anybody ever
6 **try to compile such a list?**

7 A. I think lists may have been compiled in
8 dioceses at the time of the John Jay study. I'm not
9 aware of -- I am not aware of any list in the
10 Archdiocese, and I'm not aware of any list anywhere
11 before that.

12 Q. So nothing before 2002 in any case?

13 A. Whenever that was.

14 Q. Okay. Actually, the charter was 2002. You
15 attended the meeting of the Catholic Conference of
16 Bishops in 2002. They made a promise, and then as a
17 result of that, John Jay was commissioned, correct?

18 A. Yes.

19 Q. And then some data was supplied to them, and
20 then some lists were compiled sometime after that, as
21 you understand it?

22 A. In the Archdiocese of Sioux Falls, that's
23 what we did.

24 Q. In the mid-'80s, let just say the '82, '83,
25 '84 time frame, Archbishop, how much time do you think

1 was devoted to handling and dealing with allegations
2 of sexual abuse that were surfacing at that time in
3 your capacity?

4 A. I would -- just guessing. This is an
5 estimate. I have no -- I didn't keep a record. It
6 would be well less than 10 percent of my time. Maybe
7 less than five percent.

8 Q. And after you protested the assignment of
9 Adamson to another parish to Archbishop Roach and he
10 was assigned anyway, were you taken off the handling
11 of all sexual abuse cases, or just that one?

12 A. For a while, it may have been all of them.
13 If I was back on, there would be a document like this.
14 I don't know how long that was, though. Certainly off
15 of Adamson.

16 Q. Okay. So you can't be sure today whether
17 you were allowed to continue on other cases. You were
18 taken off that one?

19 A. For sure, I was taken off that one and maybe
20 others. I was not very popular.

21 Q. Who besides the Archbishop with whom -- who
22 else were you not popular with?

23 A. I don't know. You would have to ask them.

24 MR. GOLDBERG: You mean present company
25 excluded?

1 MR. ANDERSON: No, no.

2 A. That I'm aware of, I was a priest, remember,
3 and then I was auxiliary. Maybe some of the
4 auxiliaries. I don't know. Maybe the Vicar Generals.
5 I don't know. I was just out of the loop for a time.

6 Q. (By Mr. Anderson) I'm going to go through --
7 there's a couple of exhibits. One is 275, and I'm
8 going to show it to you, and on it there's a stamp
9 that I'm going to ask you about and have you tell me
10 about what that means.

11 And I'm handing you Exhibit 275. It's dated
12 April 7, 1992. It's a memo to Bishop Carlson, Father
13 McDonough from Archbishop Roach. At the top, there's
14 a stamp that says "File, location, sex abuse. Date,
15 4/7/92 by" -- whose initial is that? That would be --

16 A. I don't know.

17 Q. So what is the stamp, and what does this
18 "Location, sexual abuse" file refer to here?

19 A. I assume a file. I've never seen this stamp
20 before, so whoever used it, I don't know.

21 Q. Do you know in '92, was there a separate sex
22 abuse file being maintained somewhere?

23 A. I don't know. I was out of the loop at that
24 time.

25 Q. There's a little handwriting up at the

1 right-hand corner of the stamp, and I can't read it on
2 the copy that I have. Can you identify that
3 handwriting?

4 A. I can't.

5 Q. Do you know who wrote, under "location,"
6 "sex abuse"? Because it's a different handwriting
7 than the upper right-hand quadrant.

8 A. I don't.

9 Q. Look at Exhibit 276, and as she's handing
10 that to you, we've got the same stamp, and this one's
11 dated April 7, 1992, and it's a letter from Archbishop
12 Roach. The recipient is blocked out, as we say,
13 redacted, but the stamp, the same stamp appears. At
14 the top, somebody writes in hand, "sex abuse." Whose
15 handwriting is that?

16 A. I have no idea.

17 Q. And then again we see a "location, sex
18 abuse," and it's kind of the same thing of the earlier
19 document. Can you illuminate me on -- on what the
20 stamp is or where this file is and what this means?

21 A. I never saw the stamp, so I don't know. I
22 also was not Chancellor at this time.

23 Q. Let's go back to 275 for a moment. It's to
24 you from Archbishop Roach and to also Father
25 McDonough, and it says, "I met Blank on April 6, 1992.

1 **They received [sic] with me the long history of their**
2 **family association with Michael Kolar, Ken LaVan, Bob**
3 **Kapoun, Jim Finnegan, Joe Wajda, Tom Adamson and**
4 **Sister Sue Ahmiller." Now, tell me what that long**
5 **history was and what you know about that.**

6 MR. WIESER: Just note it for the record
7 that that was a misstated -- the first line of that
8 paragraph.

9 MR. ANDERSON: Did I read it wrong?

10 MR. GOLDBERG: The word "reviewed."

11 MR. ANDERSON: Oh, okay. I'll read it
12 again. I don't -- it was inadvertent.

13 MR. WIESER: He can -- the witness can
14 obviously read it.

15 MR. ANDERSON: Is it okay?

16 MR. WIESER: Yeah.

17 **Q. (By Mr. Anderson) So the question is what**
18 **can you tell me about this?**

19 A. I have absolutely no memory of ever
20 receiving this.

21 **Q. Do you remember taking any action responsive**
22 **to this at all?**

23 A. I was involved with parishes in St. Paul at
24 the time.

25 **Q. This is '92. You're an Auxiliary Bishop.**

1 A. By that time, we had been divided into three
2 regions.

3 Q. You had a vicariate.

4 A. I had a vicariate sample.

5 Q. But you had a history with Mike Kolar. You
6 had been a year behind him and had known him a long
7 time.

8 A. He was my spiritual director at one time.

9 Q. You also were a year behind him at the
10 seminary, right? A close friend.

11 A. No, not a close friend. He was my spiritual
12 director.

13 Q. Okay.

14 A. You don't usually choose close friends as
15 your spiritual director.

16 Q. And you know Kevin LaVan?

17 A. I followed him into a parish.

18 Q. And you had known Bob Kapoun?

19 A. He was another associate with me at
20 St. Raphael's.

21 Q. And Jim Finnegan, how did you know him?

22 A. I think I taught him in the seminary, one
23 course on marriage.

24 Q. And what do you know about his -- what
25 history he had that's being referred to here?

1 A. I have no idea.

2 **Q. So you know nothing about this document or**
3 **the history being referred to here?**

4 A. Based on the stamp, I don't think I ever
5 received it.

6 **Q. Well, it's sent to you, though. Why would**
7 **you say you didn't receive it?**

8 A. I have no memory of receiving it. I don't
9 believe I did receive it. I don't know why my name's
10 on it.

11 **Q. But the other document I showed you, you**
12 **said you had no memory of receiving it either?**

13 A. I didn't prepare this one.

14 **Q. In here, Kapoun is mentioned. I'm going to**
15 **ask you some questions about him. In 1971 to '73 -- I**
16 **think you just mentioned this -- you were at**
17 **St. Raphael's with him in Crystal?**

18 A. Correct.

19 **Q. And did it come to your attention that**
20 **Kapoun had abused?**

21 A. I was informed after I left the parish by
22 the family of one person. I'm not sure if he's the
23 one that came forward or not.

24 **Q. And what were you told?**

25 A. I was told by the parents after he had been

1 removed from the parish that their son had been abused
2 by him.

3 Q. And what did you do?

4 A. They said they had called the diocese. I
5 didn't do anything.

6 Q. Did you call the police?

7 A. I did not.

8 Q. What year was that?

9 A. I don't remember.

10 Q. Was it while you were at St. Raphael's or
11 after you had been at St. Raphael's?

12 A. It was after I had left St. Raphael's in
13 1972.

14 Q. How long after you left St. Raphael's --
15 actually, I think you left St. Raphael's in '73;
16 didn't you?

17 A. I thought it was '72.

18 Q. In any case, how long after you left St.
19 Raphael's did you get this report?

20 A. Well, I don't remember, because I was a
21 social friend of the parents at some point.

22 Q. What led you to believe that it had been
23 reported to the Archdiocese?

24 A. I believe they told me, but I'm not sure
25 that -- they told me it had been reported, but I'm not

1 sure if they're the ones that reported it or didn't.

2 I just don't remember.

3 Q. Do you recall, Archbishop, that, in fact,
4 Kapoun was still in the parish, and it was the family
5 that was so upset because their son had been so -- had
6 been abused, and they were insisting that he be
7 removed? Do you remember that?

8 A. I don't remember if that was the family that
9 talked to me.

10 Q. Okay. Let's look at Exhibit 282. It's
11 dated April 12, 1984. It's a memo to Archbishop John
12 R. Roach. It's from you. That means it was prepared
13 by you, correct?

14 A. That's correct.

15 Q. "Subject: Father Robert Kapoun." It
16 states, "Bishop Bullock and I met with Father Kapoun
17 on Wednesday, April 11, 1984 to discuss his
18 relationship with Blank and the Blank family." Do you
19 remember that meeting?

20 A. I don't remember it, but if I wrote it here,
21 it's what happened.

22 Q. Okay. It goes on to state, "Blank is saying
23 that Father Kapoun invited him to the house rather
24 often. They would give each other back rubs for a
25 period of about two years. Father would give Blank

1 hairecuts. He had the boy strip down to his underwear
2 shorts, and Father Kapoun was nude. After the
3 hairecut, they would take showers together, washing
4 each other's back, and Blank said that Father Kapoun
5 would masturbate himself." This is a report of sexual
6 abuse; isn't it?

7 A. Correct.

8 Q. And do you remember receiving this
9 information?

10 A. I don't remember it, but if I wrote it, it
11 happened.

12 Q. Do you remember Father Kapoun's explanation
13 for his conduct?

14 A. I don't.

15 Q. Let's look at the next paragraph. You
16 write, "Father Kapoun states that masturbation never
17 took place and that he has no problem with
18 masturbation. The boy described it as a flow of
19 mucous." Do you remember Kapoun trying to wiggle his
20 way out of that one?

21 A. I don't.

22 Q. It goes on to state, "The boy stated that on
23 several occasions he and Father would sleep in the
24 same bed, and Father Kapoun had to be very close to
25 him. This would happen even when there were other

1 empty beds in the same room." Do you remember that?

2 A. If it's here -- if this what was said to me,
3 I don't remember it.

4 Q. You go on to write, "Father Kapoun would
5 take Blank to racquetball clubs and insist that they
6 take a sauna together in the nude." It sounds a lot
7 like what Adamson had been doing, huh?

8 A. There seems to be a similarity.

9 Q. On recommendation, this would be a
10 recommendation to the, again, Archbishop Roach,
11 correct?

12 A. Correct.

13 Q. You write, "The family insists that Father
14 Kapoun move. If this does not happen, they will go to
15 county sheriff. The father of the boy stated this to
16 Bishop Bullock." You recorded that, correct?

17 A. I did.

18 Q. And so Kapoun was moved; wasn't he?

19 A. I believe he resigned the parish and went
20 into treatment.

21 Q. And when he resigned the parish, the people
22 in the parish were not told the real reason for his
23 resignation; were they?

24 A. I can't say for sure, because the case I
25 talked about was another person who --

1 Q. So it wasn't even this one. It was a
2 different one?

3 A. Okay.

4 Q. And the one you were talking about was
5 before this?

6 A. I don't know if it was before or after.

7 Q. Well, this is '84. This is about ten years
8 after you left St. Raphael's, so --

9 A. I don't remember.

10 Q. In any case, it was not reported to the
11 police because the Archdiocese moved Kapoun out of the
12 parish at the request of the father and in lieu of a
13 report, correct?

14 A. I've sent this to the archbishop. I wasn't
15 involved after that.

16 Q. It was the Archbishop that made the choice
17 to move him out, the conscious choice to move him out?

18 A. I don't know who made the final choice. The
19 Archbishop is the only one that can act on the choice.

20 Q. But you made the recommendation.

21 A. I made these recommendations, yes.

22 Q. Let's look at Exhibit 245. This one is
23 dated April 13, 1984. It's a memo to Bishop Carlson,
24 CC'd to Korf from Archbishop Roach regarding Kapoun.
25 You received this, I trust?

1 A. I'm just in the process of reading it. I
2 don't remember receiving it.

3 Q. Okay. It is written, in any case, to you,
4 and in the third paragraph, it states, "I'm asking
5 Bishop Carlson to call the father to assure him that
6 Father Kapoun is moving and ask the father now to drop
7 the whole situation." Did you do that?

8 A. No.

9 Q. How can you assert to me that you didn't do
10 that when you can't remember anything about this event
11 until you made that assertion?

12 A. Because I have no memory of asking anybody
13 to drop anything. In fact, I encouraged them to call
14 the police.

15 Q. Whose little initial is that at the bottom
16 of that?

17 A. Archbishop Roach.

18 Q. Exhibit 250 reflects that Kapoun was then
19 assigned by the Archbishop to other parishes.

20 MR. GOLDBERG: Can we have that?

21 MR. ANDERSON: If you want to.

22 MR. GOLDBERG: Well, I don't -- it's not --
23 it's your deposition, but you're referencing that.

24 Q. (By Mr. Anderson) The records reflect that
25 he was assigned to a parish in Heidelberg and

1 Lexington. My question to you is did the Archdiocese
2 make any -- or any official of the Archdiocese make
3 any disclosure to the parishioners at Heidelberg or
4 Lexington or any other parish where Kapoun worked
5 about the history now known to the Archdiocese and the
6 reason for his transfer?

7 A. I don't know. Other than the initial
8 involvement, I don't think I was involved, other than
9 the initial memo -- memo, and this was not in my
10 region, so I wouldn't have been involved in handling
11 anything.

12 Q. My question to you, then, is more global.
13 At any time, to your knowledge, at any time when a
14 priest was moved or transferred by reason of sexual
15 abuse, was there ever a public disclosure made to the
16 parish where he had been now newly assigned about the
17 history of abuse known to the Archdiocese, in your
18 experience?

19 MR. GOLDBERG: Object to the form. There's
20 no time frame.

21 MR. ANDERSON: At any time.

22 MR. GOLDBERG: You're talking about during
23 his entire tenure in Minneapolis/St. Paul?

24 MR. ANDERSON: Yes.

25 MR. GOLDBERG: Archbishop or what?

1 MR. ANDERSON: Yeah.

2 Q. (By Mr. Anderson) Was there ever a
3 disclosure of sexual abuse to the parishioners where a
4 priest was assigned who had a history?

5 A. It's a difficult question to answer for this
6 reason, because we've done so much of that in the
7 other three dioceses where I've been in, and I don't
8 remember when it all started and when it all ended.
9 But we were most aggressive in the number of dioceses
10 I've been in in reporting people who had been abused
11 and going out to all the parishes. We even went back
12 to a case in 1941 or something.

13 Q. That was in Sioux Falls you're talking
14 about.

15 A. But I remember -- I can't sort it all out.

16 Q. Okay. I have to direct your attention now
17 to the Archdiocese of St. Paul/Minneapolis, you know,
18 which brings you up to 1994. In that time,
19 Archbishop, can you think of any instance where the
20 Archdiocese made a disclosure to a parish and those in
21 it concerning a priest being assigned to that parish
22 who had a history of sexual abuse, such as Kapoun or
23 Adamson or anybody else?

24 A. I wasn't involved in any of those actual
25 assignments, so I don't know. I do know that I went

1 out to parishes before I left the Archdiocese, at
2 least one or two cases, and I had told them that the
3 priest had abused.

4 Q. When was that?

5 A. I don't remember the year, but it was the
6 parish by the Mendota Bridge.

7 Q. What priest?

8 A. I think it was Turner.

9 Q. Any others in which you either made a
10 disclosure to any of the parishioners or, to your
11 knowledge, the Archdiocese made any disclosure to
12 parishioners who are now being -- having a priest
13 assigned to a parish who had a history of having
14 offended?

15 A. The one I mentioned comes to mind. No
16 others do.

17 Q. In the case of Kapoun, look at Exhibit 246.
18 It's dated 1987. And this is a letter to you from
19 St. Luke's or St. Bernardine Clinic from Frank
20 Valcour; is it not?

21 A. I don't remember ever seeing this, so I'd
22 have to read it to see, or I'll check the name at the
23 end.

24 Q. Okay. Well, it's addressed to you, in any
25 case?

1 A. I see that.

2 Q. Do you remember sending Kapoun to see
3 Valcour?

4 A. I don't.

5 Q. Beyond what we have covered, do you have any
6 independent memory of how you handled Kapoun or what
7 you did or recommended to the Archbishop to do beyond
8 what has been covered?

9 A. No.

10 Q. Do you remember that Kapoun was diagnosed
11 with ephebophilia?

12 A. I do not.

13 Q. Do you remember he was identified as a risk
14 of harm to children?

15 A. I don't remember that either.

16 Q. Do you remember the Archbishop permitting
17 him to continue in parishes without warning or
18 disclosure to the parishioners about the diagnosis or
19 the risks known?

20 A. I don't.

21 Q. Do you know what ephebophilia is?

22 A. Ephebophilia, I believe, is the sexual
23 attraction to teenagers.

24 Q. Ephebophilia and pedophilia are often
25 interchanged in nomenclature; aren't they?

1 A. I don't think ephebophilia is very well
2 understood.

3 Q. It's more in the medical community?

4 A. Uh-huh.

5 Q. Yes?

6 MR. GOLDBERG: What? I didn't --

7 MR. ANDERSON: The medical community.

8 MR. WIESER: Foundation. Objection,
9 foundation.

10 Q. (By Mr. Anderson) I'll direct your attention
11 to Exhibit 247, Archbishop. It's dated -- as she
12 pulls it out -- June 1st, 1987. It's a memo to
13 Archbishop Roach from you, Bishop Carlson, regarding
14 Reverend Robert Kapoun. It begins by stating, "After
15 confirmation at Heidelberg yesterday, I met with
16 Father Bob Kapoun concerning his report from the
17 St. Luke Institute in Maryland." That's the report I
18 just referred you to.

19 A. Okay.

20 Q. And do you remember this?

21 A. I don't.

22 Q. Okay. Look at Item No. 2. You write to
23 Archbishop Roach, "Father Kapoun will meet with me
24 every three months." Were you required to do that?

25 A. I don't remember if the Archbishop told me

1 or not, but it's there.

2 Q. Did you do that?

3 A. I don't remember.

4 Q. And was that to do -- to supervise him, to
5 keep him from re-offending?

6 A. I assume the Archbishop asked me to do this.
7 I don't remember what he had in mind.

8 Q. In 1996, the case of [REDACTED] vs. the
9 Archdiocese of St. Paul/Minneapolis went to trial.
10 Did you testify in that?

11 A. I don't think I did.

12 Q. I'm going to ask you some questions about
13 Father Ken LaVan, who is another priest mentioned in
14 that document.

15 MR. GOLDBERG: Which document?

16 MR. ANDERSON: It was an earlier document
17 where there was a number of priests listed. Ken
18 LaVan --

19 MR. GOLDBERG: Oh, 275?

20 MR. ANDERSON: Yeah.

21 MR. GOLDBERG: Okay.

22 Q. (By Mr. Anderson) Did it come to your
23 attention in 1988 that he had abused two teenaged
24 girls?

25 A. I don't believe so.

1 Q. Did you ever learn that he had abused kids?

2 A. I don't believe I ever did, but, again,
3 there may be a memo.

4 Q. Let's look at Exhibit 33, and it is dated
5 later in time, but makes a reference back in time, and
6 the exhibit, just for the purposes of brevity, let me
7 represent to you is to Archbishop Flynn, Pates, Sister
8 Dominica, Andrew Eisenzimmer from Kevin McDonough.
9 Now, it's dated November 3rd, 2005, but it refers back
10 to a history now being referred to, so you may know
11 something about, so let me direct your attention to
12 that. In the middle of the second paragraph, it is
13 written by McDonough, "It embarrasses me to
14 acknowledge once again a lapse in memory on my own
15 part. Although I have dealt with LaVan for many years
16 about his boundary violations with adult females, I
17 had forgotten that there were two allegations in the
18 late 1980s concerning sex involvement with teen-aged
19 girls."

20 My question to you is do you know anything
21 about LaVan's sexual involvement in the mid-'80s with
22 teen-aged girls that Kevin McDonough is referring to
23 here?

24 A. Kevin is referring to the late '80s. I have
25 no knowledge.

1 Q. Okay. Do you recall sending LaVan to
2 Gendron?

3 A. I don't.

4 Q. Let's look at Exhibit 251. This would be a
5 letter from Joe Gendron dated February 14, to you,
6 "The Most Reverend Bishop Robert Carlson" and
7 regarding Father Kenneth LaVan, and begins by stating,
8 "Dear Bishop Carlson, I saw Father Kenneth LaVan for
9 psychiatric evaluation and had Dr. Paul Arnold see
10 him for psychological testing." You got this; didn't
11 you?

12 A. I don't remember getting it.

13 Q. Do you have any memory of, or did you ever
14 take any action concerning LaVan, either by sending
15 him to St. Luke's or returning him to ministry?

16 A. I don't remember doing that. I notice this
17 is with an adult woman. Before you were talk about
18 two teen-aged girls, so I'm a little bit confused.

19 Q. Yes. Kevin McDonough is referring to him
20 having had a history with -- inappropriate conduct
21 with adult women, but also the two teen-age girls.
22 This one refers to adult women, correct?

23 A. It says that, yes.

24 Q. Do you recall him being identified as
25 dangerous?

1 A. I don't.

2 Q. Look at Exhibit 252. It's dated
3 February 25, 1986, a memo to Archbishop Roach, Father
4 Michael O'Connell and Father Bill Kenney from Bishop
5 Carlson. Subject: Report from Dr. Gendron. The last
6 sentence -- and that's your initial there; isn't it?

7 A. It is.

8 Q. The last sentence, you write, "Given the
9 liability it involves and the fact that this report
10 puts on notice, I think we will have to treat this as
11 a rather serious case."

12 What can you tell me about what you're
13 writing and why you're writing it and what's going on
14 here?

15 MR. GOLDBERG: Object to the form of the
16 question.

17 A. I don't remember what went into writing it,
18 but I can say whatever I wrote was what the facts
19 were, and that's what I said, but I don't remember
20 anything more.

21 Q. (By Mr. Anderson) What about Father Hedrick?
22 Father Hedrick is a priest you knew because you had
23 been assigned as a co-pastor with him at some point in
24 time?

25 A. Yes.

1 Q. And where was that parish at?

2 A. St. Margaret Mary's in Golden Valley.

3 Q. And what period of time?

4 A. I was there, I think -- I thought it was
5 1972 to 1975 or '76.

6 Q. Well, '72 would have put you at St.
7 Raphael's.

8 A. Well, we moved in the summertime.

9 Q. Okay. So did you go from St. Raphael's to
10 St. Margaret Mary?

11 A. Yes.

12 Q. And you were there with Hedrick?

13 A. I was.

14 Q. What did you -- did you learn that he had
15 abused?

16 A. I don't believe I learned that when I was
17 there.

18 Q. When did you learn it?

19 A. I believe I was told when I came to do his
20 funeral.

21 Q. And what year was that?

22 A. I don't remember. Whatever year he died.

23 Q. And before his death, it's your testimony
24 that you never received any information, reports or
25 had any knowledge that he, in fact, had abused youth?

1 A. I don't believe I did.

2 Q. And what did you learn after he died about
3 his history, and from whom?

4 A. I don't remember who it was from, but when I
5 was coming to do his funeral, they said we've got to
6 know this exists, and I thought it was somebody he
7 abused at the state training school. That's what I
8 remember.

9 Q. There was a training -- for boys?

10 A. Correct.

11 Q. And that's all you knew or heard?

12 A. That's what I heard, and it's the kind of
13 thing you hear sacristy as you're getting ready to say
14 Mass.

15 Q. I'll direct your attention to Father Kern,
16 Jerome Kern. You knew him to be a priest of the
17 Archdiocese?

18 A. Yes.

19 Q. And did you learn that he had been reported
20 to have abused two boys in 1969?

21 A. I don't remember that.

22 Q. Did you ever hear or learn that he had been
23 reported to have abused minors?

24 A. I don't remember hearing that, but I would
25 have written a memo if there was.

1 Q. Let's look at Exhibit 293. Archbishop, this
2 one is dated June 15, 1987. It's from Michael J.
3 O'Connell. The subject is an "An Incident of Alleged
4 Sexual Abuse of Minors by Father Jerome Kern." And it
5 begins by stating "On May 4, 1987, Bishop Robert J.
6 Carlson and Father Michael J. O'Connell met with
7 Blank." And presumably the victims or the families of
8 the victims' names have been taken out of there to
9 protect their identity. It goes on to state, "They
10 asked to meet with us because of the publicity around
11 Father Adamson's sexual abuse of children case in the
12 Blank, brought the Blank events back. They are not
13 vindictive about their motives. Rather, they felt
14 they were never given any information by the
15 Archdiocese after Father Kern was moved from Blank,
16 and they wanted to know if he had been given any
17 treatment or had any follow-up after he was moved to
18 Edina in 1969." My question to you is what can you
19 tell me about this?

20 A. I have no memory of this at all. It says I
21 was there, so I guess I was there, but I don't
22 remember.

23 Q. The third paragraph down says, "Blank
24 indicated that he was picked up by Father Kern
25 allegedly to help him to swim, although Blank

1 indicated that he could swim very well without
2 assistance. Blank alleges that Father Kern slipped
3 his hand inside his tight cut-off jeans and, in fact,
4 touched his genitals." You knew that to be sexual
5 abuse?

6 A. I don't remember even hearing that.

7 Q. But in any case, at least as described in
8 this memo, to which you are at least in attendance,
9 sexual abuse is being described here, correct?

10 A. That's that I would assume, given the period
11 that Father O'Connell handled it from there. I don't
12 remember.

13 Q. And the last sentence of the next paragraph,
14 it goes on to state, "And touched his genitals on a
15 number of occasions." You knew that to be a crime?

16 A. I don't remember him saying it.

17 Q. But you knew a priest touching the genitals
18 of a kid to be a crime; did you not?

19 A. Yes.

20 Q. The second page, the top of it, it states,
21 "Father Kern did not deny that he did these things to
22 the boys." Do you remember that?

23 A. I don't.

24 Q. The third paragraph down says, "On June 5th,
25 1987, Bishop Robert Carlson, Father Michael O'Connell

1 and Father Jerome Kern met in Father O'Connell's
2 office." Do you remember that?

3 A. I don't.

4 Q. The next paragraph says, "When Father
5 O'Connell asked him if his motives and intentions were
6 as inappropriate as the events seemed to describe, he
7 admitted that his actions were totally inappropriate."
8 Do you remember that?

9 A. I don't.

10 Q. Did you or to your knowledge any official of
11 the Archdiocese report any of this as included in this
12 memo to any law enforcement agency?

13 A. I did not report it, and after this meeting,
14 I wasn't involved.

15 Q. The last paragraph -- the second-to-last
16 paragraph says, "Bishop Carlson told Father Kern that
17 he saw Father Kern enter a part of Loring Park in
18 Minneapolis at a time of night when a high degree of
19 homosexual soliciting takes place." What can you tell
20 me about what you saw in that connection and what this
21 refers to?

22 A. We were coming from a gathering of clergy of
23 St. Olaf's, and at the time I was at a parish in South
24 Minneapolis, and I forget the street that you drive
25 around the park to get to, but it's where the Guthrie

1 used to be, and then you head south.

2 Q. So what did -- what did you see?

3 A. I saw him walking into the park.

4 Q. I'm going to refer to Exhibit 133, and it is
5 a 1987 -- excuse me, 1993, the file of Jerome Kern
6 from Kevin McDonough. The subject is "A Report of
7 Abuse by [REDACTED]." And you'll see at the second
8 page, you are copied on this. Today, do you remember
9 having seen it?

10 A. No, I don't.

11 Q. Okay. This document reports sexual abuse,
12 and McDonough, given the fact that there's some
13 publicity, makes a statement to the parish. Did you
14 become aware of statements being made to the parish at
15 that time?

16 A. No. This would have been Bishop Sharon's
17 area, so I wouldn't have been involved.

18 Q. [REDACTED] made a complaint similar to
19 that that was read before that Kern put his hand on
20 his genitals. Did you become aware that Archbishop
21 Roach and Kevin McDonough represented to the parish
22 that there had been no earlier accusations concerning
23 Kern?

24 A. I did not.

25 Q. Did you become aware that they led the

1 people in the parish in 1993 to believe that Kern had
2 been wrongfully accused by [REDACTED]?

3 A. I did not.

4 Q. So you didn't know anything about the
5 [REDACTED] matter and Kern?

6 A. No. It was not in my area. I wouldn't have
7 been involved.

8 Q. What about Jeub? Did you get involved with
9 Jeub and allegations of abuse against him?

10 A. No.

11 Q. Unless there's a document that says I did.
12 Exhibit 260. Let's look at that for a moment, and
13 Exhibit 260 is a memo dated April 11, 1991, to
14 Archbishop John Roach, Bishop Robert Carlson and
15 Father Michael O'Connell. So here we have a memo,
16 right?

17 A. We do.

18 Q. And the topic, it's from McDonough, and it's
19 "Another alleged victim of Father Richard Jeub." Do
20 you remember this, Archbishop?

21 A. I do not.

22 Q. You don't dispute that the memo was sent to
23 you; do you?

24 A. I don't dispute the fact that it lists that
25 the memo was sent to me, but I have no memory of it.

23 So it's indicating here that Jeub is, like,
24 denying the abuse. In your experience from 1970 to
25 1994, serving the Archdiocese and even to today, is it

1 **your experience, Archbishop, that these offenders,**
2 **when confronted, usually deny the abuse?**

3 A. Not all.

4 Q. But more often than not?

5 A. Many did. Many did.

6 Q. Yeah. And you also met with a lot of
7 **victims too; haven't you?**

8 A. I have, and continue to meet with victims.

9 Q. And in that experience, Archbishop, is it
10 **fair to say that it's painful for you and painful for**
11 **the victims to even be discussing this?**

12 A. It's painful for both of us.

13 Q. And is it also your experience, informed by
14 **the many years in ministry and various -- when victims**
15 **come forward, oftentimes they don't report the abuse**
16 **at the time of it, that it takes them years to do so?**

17 A. I have no sense of that in any, you know,
18 organized or official way. I think it's different for
19 different people, but I don't know.

20 Q. How many reports have you received at any
21 **time where the abuse was recent? That means within**
22 **the last year or two.**

23 A. Well, we had one in this Archdiocese about a
24 year ago.

25 Q. But other than that one, were there any

1 reports made to you where the abuse was recent in time
2 in contrast to all the others where the abuse was back
3 in time, and now the survivor was --

4 A. The one I mentioned, but I just don't
5 remember.

6 MR. GOLDBERG: I wonder is this a good time
7 to --

8 MR. ANDERSON: Sure.

9 MR. GOLDBERG: Well, you know, I don't want
10 you running out of time. That's most important.

11 MR. ANDERSON: Oh, no. I think we should
12 take a break.

13 VIDEOGRAPHER: The time is 3:00 p.m. We are
14 off the record.

15 (Whereupon a break was taken.)

16 VIDEOGRAPHER: The time is 3:10. We are
17 back on the record.

18 MR. ANDERSON: Archbishop, I have no further
19 questions. Thank you.

20 THE WITNESS: Thank you.

21 VIDEOGRAPHER: The time is 3:10. We are off
22 the record. This concludes today's deposition of
23 Archbishop Carlson.

24 MR. WIESER: I have no questions for the
25 Archdiocese.

1 MR. BRAUN: And none for the Diocese of
2 Winona.

3 MR. WIESER: E-tran. Condensed. Send the
4 page to me.

5 MR. BRAUN: I'll take the same.

6 MR. ANDERSON: Everything. We want the E.
7 We want the condensed. We want the regular and HD
8 DVD. (Signature not
9 waived.)

10 (WHEREIN, the deposition was concluded at 3:00 p.m.)

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CERTIFICATE OF REPORTER

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I, Brenda Orsborn, a Certified Court
Reporter (MO CCR No. 914) and Certified Shorthand
Reporter (IL CSR No. 084-003460), do hereby certify
that the witness whose testimony appears in the
foregoing deposition was duly sworn by me; that the
testimony of said witness was taken by me to the best
of my ability and thereafter reduced to typewriting
under my direction; that I am neither counsel for,
related to, nor employed by any of the parties to the
action in which this deposition was taken, and
further, that I am not a relative or employee of any
attorney or counsel employed by the parties thereto,
nor financially or otherwise interested in the outcome
of the action.

Brenda Orsborn

1 COURT MEMO
2 IN THE CIRCUIT COURT, CITY OF ST. LOUIS
3 TWENTY-SECOND JUDICIAL CIRCUIT
4 STATE OF MISSOURI

5 DOE 1)
6 vs.)
7 ARCHDIOCESE OF ST. PAUL AND)
8 MINNEAPOLIS, DIOCESE OF WINONA)
9 and THOMAS ADAMSON)

10 CERTIFICATE OF OFFICER AND STATEMENT OF DEPOSITION CHARGES
11 (Rule 57.03(g)(2)(a) & Sec. 492.590 RSMO 1985.)
12 DEPOSITION OF ARCHBISHOP ROBERT CARLSON
13 MAY 23, 2014

14 Name and address of person or firm having custody of the
15 original transcript: Mr. Jeff Anderson
16 Jeff Anderson & Associates P.A.
17 366 Jackson Street, Suite 100
18 St. Paul, Minnesota 55101

19 TAXED IN FAVOR OF: Mr. Jeff Anderson
20 TOTAL: \$
21 TAXED IN FAVOR OF: Mr. Thomas B. Wieser
22 TOTAL: \$
23 TAXED IN FAVOR OF: Mr. Thomas R. Braun
24 TOTAL: \$

25 Upon delivery of transcript, the above charges had not yet
been paid. It is required that all charges will be paid
in the normal course of business.

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29 St. Louis, Missouri 63101

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21 My Commission Expires:

1 MIDWEST LITIGATION SERVICES

2 June 5, 2014

3 Mr. Thomas B. Wieser
4 Meier, Kennedy & Quinn
5 Bremer Tower, Suite 2200
6 445 Minnesota Street
7 St. Paul, Minnesota 55101

8 IN RE: DOE 1 vs. ARCHDIOCESE OF ST. PAUL AND
9 MINNEAPOLIS, DIOCESE OF WINONA and THOMAS
10 ADAMSON

11 Dear Mr. Wieser:

12 Please find enclosed your copies of the deposition of
13 ARCHBISHOP ROBERT CARLSON taken on May 23, 2014 in the
14 above-referenced case. Also enclosed is the original
15 signature page and errata sheets.

16 Please have the witness read your copy of the
17 transcript, indicate any changes and/or corrections
18 desired on the errata sheets, and sign the signature
19 page before a notary public.

20 Please return the errata sheets and notarized
21 signature page to Jeff Anderson for filing prior to
22 trial date.

23 Sincerely,

24 Ms. Brenda Orsborn, RPR/CSR/CCR

25 Enclosures

1 ERRATA SHEET

Witness Name: ARCHBISHOP ROBERT CARLSON

2 Case Name: DOE 1 vs. ARCHDIOCESE OF ST. PAUL AND
MINNEAPOLIS, DIOCESE OF WINONA and THOMAS
3 ADAMSON

Date Taken: MAY 23, 2014

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24 Witness Signature: _____

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1 STATE OF _____)

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3 COUNTY OF _____)

4

5 I, ARCHBISHOP ROBERT CARLSON, do hereby certify:

6 That I have read the foregoing deposition;

7 That I have made such changes in form

8 and/or substance to the within deposition as might

9 be necessary to render the same true and correct;

10 That having made such changes thereon, I

11 hereby subscribe my name to the deposition.

12 I declare under penalty of perjury that the

13 foregoing is true and correct.

14 Executed this _____ day of _____,

15 20____, at _____.

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ARCHBISHOP ROBERT CARLSON

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NOTARY PUBLIC

24 My Commission Expires:

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