

STATE OF NEW HAMPSHIRE

SUPERIOR COURT
HILLSBOROUGH COUNTY



VS

GORDON MACRAE

ENTRY OF APPEARANCE

COMES NOW, GORDON MACRAE, Defendant Pro Se and hereby enters his appearance on behalf of himself in the above-entitled cause.

Respectfully submitted,

GORDON MACRAE
Defendant Pro Se
P.O. Box 10
Jemez Springs, New Mexico 87025
(505) 829-3180

CERTIFICATION

I hereby certify that a true copy of the foregoing pleading was sent via first class mail, postage prepaid to George Dickson, 394 Elm Street, Box 1, Milford, New Hampshire 03055 on this 26th day of November, 1993.

G J Macrae
GORDON MACRAE

State Of New Hampshire
Northern District of Hillsborough County

SUPERIOR COURT

WRIT OF SUMMONS

No.
() COURT
() JURY



vs. Roman Catholic Bishop of Manchester, Inc., Et Al
SEE ATTACHED LIST OF DEFENDANTS & ADDRESSES

To the Sheriff of any County or his Deputy:

WE COMMAND YOU TO SUMMON

f to be found in your precinct, to appear at the SUPERIOR COURT at MANCHESTER in said County of
Hillsborough, on the first Tuesday of December 19 93 , to answer to the plaintiff(s).
IN A PLEA OF

SEE ATTACHED

NOTICE

You do not have to physically appear in Court on the day specified in these papers since there will be no hearing on that day. If you desire to be heard, you must notify the Court by filing an appearance with the Clerk of Court on or before the date specified on this writ. (Appearance forms are available at the Clerk's Office) Failure of any defendant to file an appearance form will result in a default judgment being entered against them.

To the damage of the plaintiff, as he says , the sum of within the jurisdictional limit of the Court
and make return of this writ with your doings therein.

Witness Joseph A. DiClerico, Jr., Esquire, 10th day of September A.D. 1993
LAW OFFICES OF GEORGE DICKSON
3 m Street, Box 1
Milford, NH 03055 -
(603) 673-6755 Indorser

By
George B. Dickson Attorney

TRUE COPY ATTEST
Harold Wheeler
DEPUTY SHERIFF
John M. Safford

December 1, 1993

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

Dear Atty. Higgins:

Enclosed please find materials I am preparing to send to Atty. Ron Koch. Would you please review them. If I do not hear from you by Monday, December 6th, I will assume you have no objection to them being sent, and I will mail them on that date.

Sincerely yours,

(Msgr.) Francis J. Christian
Secretary
Chancellor

Enclosure

File Copy

November 30, 1993

PERSONAL/CONFIDENTIAL

Ron Koch, P.A.
Attorney and Counselor at Law
503 Slate Avenue, N.W.
Albuquerque, NM 87102

Dear Attorney Koch:

In response to your inquiry of November 15th, I am pleased to respond to your questions and to provide the material you requested in the enclosed documentation.

I have asked our diocesan attorney who is handling the civil suits in reference to Father MacRae, and who has all the documentation requested in his files, to forward copies of it to you as soon as possible. Should you have any further information regarding that documentation, would you please contact him directly:

Atty. James E. Higgins
Sheehan, Phinney, Bass & Green
Professional Association
1000 Elm Street - PO box 3701
Manchester, NH 03105-3701
Tel. #(603)627-8121

Msgr. John Quinn has also asked Atty. Higgins to provide you with the documentation from his files, which I assume he will do at the same time, providing what you have asked from him.

I have personally been contacted by a number of priests to whom you had written, inquiring as to whether or not they should cooperate with you. In each case I have requested that they respond promptly and honestly to all your questions, to insure that Gordon receives a complete defense. To the best of my knowledge, each of the priests I have spoken to has responded, or intends to respond, to your inquiries.

I trust that the enclosed materials will be of assistance to you as well.

Assuring you of my prayerful best wishes, I am

Sincerely,

(Msgr.) Francis J. Christian
Secretary
Chancellor

Enclosure

Rev. Msgr. Francis Christian, Ph.D.
Diocese of Manchester
P.O. Box 310
Manchester, NH 03105

November 15, 1993

Personal and Confidential

Dear Msgr. Christian:

I continue to await your reply to my correspondence of October 8, 1993. I am sending another copy of that letter in this mailing in case, for some reason, you have not received it. The information requested in this correspondence is vital to my defense of Father MacRae's case, and, as is always my practice, I prefer to obtain as much information as possible voluntarily before I seek other means of retrieving this information. I would prefer not to have to subpoena materials necessary for Father MacRae's defense from the Diocese of Manchester. It is my understanding that some or all of what I have requested has already been turned over to state officials.

I also prefer not to have to subpoena priests of the Diocese to answer questions and provide materials necessary to this defense. Of course, the most important factual witness who was at St. Bernard's Parish in Keene in 1983 is deceased, but other potentially factual witnesses have not responded to my inquiries. I have had no reply to inquiries I addressed to Msgr. John Quinn, Father James Watson, Father Stephen Scruton, Fr. Robert Biron and Daniel Dupuis. I realize that the cooperation of these individuals may not be under your control, but I would like to ask that Diocesan officials encourage them to cooperate voluntarily. In fact, I have written a total of forty-eight letters to priests and former priests of the Diocese with specific questions and have thus far heard from ten.

In addition to the information requested in the [REDACTED] case I also request that you or someone in the Diocesan Office provide the following:

- 1) The current mailing address for Father Stephen Scruton and the name and address of his attorney.
- 2) The current mailing address for Father Roger Fournier.
- 3) The current mailing address for Father Mark Fleming.

- 4) The current mailing address for Father Norman Carrier.
- 5) The current mailing address for Father Daniel Dupuis.
- 6) The current mailing address for Father Henry Huot.
- 7) The current mailing address of Father Richard Muskes

I have attempted to contact each of these individuals by writing to them in care of the Diocese of Manchester. It would be very helpful if I could now contact them directly. In addition to the above I also request the following:

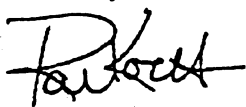
- 8) The current mailing address for Mr. Wayne Thurston, former Youth Minister for St. John the Evangelist Parish in Hudson (if you can reasonably obtain this, I would appreciate it.)
- 9) A copy of the seminarian evaluation completed by Father Denis Horan on Father MacRae at the end of the Summer of 1979 which included an evaluation statement prepared by [REDACTED] at Father Horan's request.
- 10) A copy of the seminarian evaluation completed by Father Charles DesRuisseaux on Father MacRae at the end of the Summer of 1980 which included an evaluation statement prepared by Father Gerald Belanger at Father DesRuisseaux's request.
- 11) A list of priests and deacons assigned to, and/or in residence at, St. Bernard Rectory in Keene between 1978 and 1983.
- 12) A list of priests and deacons assigned to, and/or in residence at, St. John the Evangelist Rectory in Hudson between 1978 and 1983.
- 13) Copies of all press releases of the Diocese of Manchester regarding Father Gordon MacRae and the allegations against Father Gordon MacRae now and in 1988.
- 14) Father MacRae recalls a conversation between you and he in the Rio Grande Yacht Club Restaurant in Albuquerque on October 16, 1991 during which you asked him if he "has ever heard from that family in Keene who [REDACTED] This was eighteen months before Gordon was indicted in Keene. I would like to request a statement on exactly when you and/or other officials of the Diocese of Manchester became aware that allegations were made by members of the [REDACTED] family, that Gordon was a target in an investigation in Keene, how you became aware of it, what documents were presented to you, what documents were provided by you, and what, exactly, was said to you regarding this case, when, and by whom.

15) The Report on the Diocese of Manchester's Council of Priests Meeting of January 27, 1993 contains a discussion on a proposed Clergy Sexual Misconduct Policy. In this document is a report on a statement by Msgr. John Quinn as follows: "He (Msgr. Quinn) also noted that here in New Hampshire, State officials are please(d) with the way the Diocese has worked with the officials in these matters." Can you please outline exactly how the Diocese has worked with State officials in the past in regard to the reporting and investigating of allegations of sexual misconduct by clergy, what officials these allegations have been reported to, and who, specifically, Msgr. Quinn is referring to in his statement that State officials have been pleased with this process up to now. This is important information in my evaluation of the Discovery we have been reading, especially in the investigations of the repeated reports by [REDACTED]. It would be helpful if you outlined, from start to finish, how an allegation is reported by the Diocese, to whom it is reported, and each step taken subsequently.

Msgr. Christian, I realize that I am asking for a lot here. It is clear to me that Father MacRae wants to defend himself without placing the Diocese of Manchester, or anyone in it, at risk. I am convinced that Father MacRae is innocent of the allegations brought by the [REDACTED] and I am convinced that he is innocent of the allegations brought by [REDACTED] each time this has been reported. It is my sincere hope, and Father MacRae's, that we can assist each other's interests fully in this regard.

If there is a problem in providing me with any of the requested information please do not hesitate to discuss this with me.

Sincerely,



Ron Koch
Attorney at Law

PERSONAL/CONFIDENTIALResponses to Questions Posed in
Letter of 11/15/93

1. Stephen Scruton's address: [REDACTED]
Attorney: Current attorney not known.
2. Current mailing address for Roger Fournier:
[REDACTED]
3. Current mailing address for Mark Fleming:
[REDACTED]
4. Current mailing address for Norman Carrier:
[REDACTED]
5. Current mailing address for Daniel Dupuis:
We have no current mailing address for Daniel Dupuis. You might
send your request to his parents: [REDACTED]
[REDACTED]
6. The current mailing address for Henry Huot:
[REDACTED]
7. The current mailing address for Richard Muskes:
We have no mailing address for Richard Muskes, and have had no
contact with him for several years.
8. The current mailing address for Mr. Wayne Thurston, former youth
Minister for St. John the Evangelist Parish in Hudson: Unknown.
9. Copy of seminarian evaluation completed by Father Denis Horan on Father
MacRae at the end of the Summer of 1979, which included an evaluation
statement prepared by [REDACTED] at Father Horan's request: see
attached.
10. A copy of the seminarian evaluation completed by Father Charles
DesRuisseaux on Father MacRae at the end of the Summer of 1980, which
included an evaluation statement prepared by Father Gerald Belanger at
Father DesRuisseaux's request: see attached.
11. A list of priests and deacons assigned to, and/or in residence at St.
Bernard Rectory in Keene between 1978 and 1983:

Rev. Gabriel R. Houle, 3/10-76 to 6/20/85 (Deceased)
Rev. Paul E. Groleau, Adm., 2/23/78 to 6/78
Rev. Robert G. Biron, 7/14/78 to 6/16/81
Rev. Wilfrid F. Bombardier, 7/14/78 to 3/23/82
(except 1/17/80 to 11/12/80)
Rev. Daniel m. Dupuis, 6/16/81 to 6/15/83
Rev. Wilfrid F. Bombardier, 6/15/83 to 1985
Rev. Gordon J. MacRae, 6/15/83 to 12/01/87

12. A list of priests and deacons assigned to, and/or in residence at, St. John the Evangelist Rectory in Hudson between 1978 and 1983:

Rev. Gerard A. Boucher, 10/1/72 to 6/18/80
 Rev. Norman R. Carrier, 6/22/77 to 10/15/81
 Rev. Paul E. Groleau, 6/18/79 to 6/15/82
 Rev. Mark K. Fleming, 10/15/81 to 12/83
 Rev. Roger E. Fournier, 6/15/81 to 1/19/83
 Rev. Daniel A. St. Laurent (in residence),
 6/15/83 to 10/24/84

13. Copies of all press releases of the Diocese of Manchester regarding Father Gordon MacRae and the allegations against Father Gordon MacRae now and in 1988. See attached.
14. I recall having supper with Father MacRae at the Rio Grande Yacht Club Restaurant in Albuquerque on 2 separate occasions, approximately a year apart, during my visits to Jemez Springs in connection with other priests then in treatment. However, I have absolutely no recollection of discussing the family from Keene with him.

The Diocese of Manchester became aware of allegations made against Gordon only in the Spring of 1993, when contacted by attorneys representing them in regard to civil suits. Prior to the Spring of this year, the Diocese was unaware of any allegations made against Gordon by the [REDACTED] family.

15. Please note that the "quotation" cited was part of the minutes of the Council of Priests meeting, and was meant to help summarize the general discussion and, therefore, was not a direct quote of Msgr. Quinn.

In the full context of the meeting and discussion that followed, Msgr. Quinn informed the Council that the Diocese had, and will continue, as per the law and the specific instructions of the Bishop, to work closely with and cooperate fully with any and all civil authorities in connection with any reporting requirement regarding child sexual abuse. Again, in the context of the discussion, Msgr. Quinn, in general terms, told the Council that in the cases with which he had been involved (there has in fact been but one -- Gordon MacRae) since the reporting legislation was passed, the Diocese has provided the State with immediate notification, and all information regarding the case at its disposal. Further, and this was not stated specifically at the Council Meeting, but has been stated to the DCYS personnel involved with both the first and second investigation of the MacRae [REDACTED] case, that we intended to cooperate fully and provide them with whatever assistance was needed in their work. In both cases the individuals expressed their thanks for that assurance.

As to the procedure in reporting, should any further cases of alleged child sexual abuse regarding clergy be reported to the Diocese, DCYS in Concord would be notified immediately, and diocesan personnel would be made available to whomever was assigned to investigate the situation to provide any and all information needed by the investigator.

SEMINARIAN EVALUATION

Name of Seminarian Jordan MacRae Date 8/15/79

Your Name Rev. Denis Horan Address 5 Livingston
(street)

Marlborough N.H. 05455
(city or town) Zip

1) a) Did the seminarian become truly involved in the parish ministry? Yes

b) In what particular areas was he most involved? Many areas, - youth work, in particular; visiting sick and elderly; physical work - painting, The Church in Dublin, acting as Lectur. at Mass.

2) How do you rate his effectiveness in the aforementioned areas of involvement?

Intense involvement - with great enthusiasm.

a) How well did he communicate with fellow workers? with young people, excellent - very open with adult community.

b) With you individually? at times strained - at times, very open -

4. a) Did he express a deep interest in parish liturgies? Yes -

b) How do you evaluate his participation in liturgical functions? very well - always read lessons well before reading them.

5. Do you consider him a man of prayer? Please explain. I didn't see him take an interest in prayer life. I brought it to his attention and he explained he did it privately and without any show.

6. Has he demonstrated friendliness and courtesy in his relationships with the Laity in the Parish? very friendly - has a tendency to become very involved with a few families in a total giving of himself. These families respect him and his influence on the community.

How would you rate his leadership ability, that is, his ability to inspire others and maintain confidence?

In the families he concentrated on, they were very fond of him and in the relationship, had a beneficial effect on them.

8. Did he demonstrate loyalty to and respect for the teachings of the church? *+*

heard and saw nothing that would be contrary to the church teachings.

9. What is his reaction to trying situations or to criticism? *+* *I think Gordon*

measured up to them. We had no major confrontations but he did meet some negative people and he reacted well.

10. How would you rate his punctuality? *+* *I think Gordon would have some*

problems with this - not done intentionally but not a person to run his life by the clock.

1. Has he shown initiative and creativity in his parish experience (in the liturgy, in education programs, etc.)?

Didn't have much opportunity but each about many things he has done in the past that speaks of his creativity.

2. How would you rate his personal appearance (dress, mannerisms, etc.)? *Very*

clean. Overseen for the occasion.

1. Is there any age group or area in which his ministry has been most effective?

In the youth.

What has impressed you most about this person? *ability to come very close*

to young people and get confidences.

a) Does he demonstrate those qualities which are required in one aspiring to sacred ordination? *Yes - he is on the road -*

Do you recommend that he be encouraged to pursue his priestly formation and education? Please explain. *Yes - Gordon is very enthusiastic*

about the work he accomplishes.

16 Does he seem to have an adequate understanding of theology? *I think this
 question could be best answered by those authorities in the seminary.*

17. Are there any points which you feel should be brought to our attention as we help, guide and support this seminarian?
*Integrate a deeper prayerlife with his spirited activism. I feel you
 can burn yourself out real fast without it.*

18. Are there any points you feel should be brought to the seminary's attention? *I
 think his spirited attempt might challenge some pastors in the future - maybe to
 the detriment of the parish. Have the feeling - which I shared with Gordon - that
 he can be a loner.*

19. Are there any points which you feel ought to be brought to the seminarian's
 attention as he prepare himself for ordination to the priesthood? *I saw him
 make a big attempt to contact other seminarians and share with them. I
 think too many of us in ministry "do our own thing".*

2 Any further comments concerning this Seminarian?

Signed Dan F. Horan

Date 8/15/79

Please return immediately to:

Vocation Department
 153 Ash Street
 Manchester, N.H. 03105

SEMINARIAN EVALUATION

Seminarian's Name Gordon Date July 23 79
 Parish/Town Sacred Heart - Marlborough, N.H.

- Can you give a brief description of the quality or vitality of the seminarian's involvement in your parish? *He has been involved in the Confirmation program; hiking, movies, painting, church, visiting elderly etc. Has brought communion to shut-ins, visited hospital regularly & nursing homes. Attended Little League & Babe Ruth games, been involved in liturgies etc. Has gotten to know many of the young people as well as families and the elderly.*
- Do you think that this seminarian is well known in the parish?

Considering his short stay, I would say yes.

- Does he communicate well with you or others in the parish/parish council?

Excellent communication skills; very friendly and has a great sense of humor.

- Does he show an interest in the religious education programs in the parish? Has he contributed to the programs? How?

Yes - has spent time reviewing past programs, suggested possible new teachers and borrowed sample books from other parishes to help us have a better idea of what the best available is.

- Is he involved in the sacramental preparation programs of instruction in the parish (e.g. Baptism, Eucharist, First Penance, Confirmation)?

Confirmation (as explained above)

- Has he demonstrated friendliness and courtesy in his relationships with the laity in the parish?

Yes

- How would you rate his leadership ability, that is, his ability to inspire others and maintain their confidence?

From what I have seen - very good

How would you rate his ability to work with others (clergy and laity)?

I can't speak for clergy, although he seems to have many friends in the clergy - but as a lay member involved in CCS, Parish Council etc with him, I find him very easy to get along with.

1. What is his reaction to trying situations or to criticism?
About the same as most people - he seems a little sensitive to criticism, but not unduly so.

2. How would you rate his punctuality?

Good

3. Has he shown initiative and creativity in his parish experience (in the liturgy, in education programs, etc.)

He really hasn't had the opportunity to demonstrate his ability in a 6-8 week summer stay.

4. How would you rate his personal appearance (Dress, mannerisms etc.)?

He wouldn't be considered stylish, if that's what you mean - but he is clean and comfortable appearing. He's very open, warm and friendly.

5. Is there any age group or area in which his ministry has been most effective?

Probably among the young although I think the elderly have enjoyed him too.

6. What has impressed you most about this person?

We like him. He has spent considerable time with the family - we have 8 children - they all love him. Even my husband who is a non-practising Catholic and very off-standish to the clergy, likes him a great deal.

7. Would you be willing to send a member of your family or a friend to this seminarian for pastoral advice and counseling? Please explain.

Yes, he has already spent time with my 14 year old who is an adopted biracial child and has feelings of insecurity and unworthiness sometimes. Gordon has become very important to her.

8. Would you wish to have this seminarian remain as an associate pastor in your parish after ordination to the priesthood? Please explain.

We would love it. As I have said we like him and respect him. We think he will be an excellent priest.

17. Would you recommend this man for ordination to the priesthood at this time?

Not after 1 yr in the seminary. But I'm sure he'll be ready by ordination time.

18. Are there any points which you feel should be brought to the bishop's attention before his ordination to the priesthood which may especially enhance or impair his ministry?

Not that I'm aware of.

19. Are there any points which you feel ought to be brought to the seminarian's attention before he is ordained to the priesthood?

Only that which I feel sure is pointed out by his superiors. That the freedom he has enjoyed to spend with family, young people, at ball game and etc. may not necessarily be available to him as a pastor who must become a business manager & financial wizard. But he is so friendly and outgoing that perhaps he will find a way.

20. Any further comments concerning this seminarian?

Only that it has been a joy having him in our parish this summer and our family will miss him as a friend. We shall follow his progress with interest and look forward to his ordination.

Signed 

Date July 23, 1979

Please return immediately to: Vocation Department
153 Ash Street
Manchester, N.H. 03105



S E M I N A R I A N E V A L U A T I O N

Name of Seminarian Gordon MacRae Date _____

Your Name REV. CHARLES DESRUISSEAU Address 35 ARCH ST-
(street)

KEENE NH. 03431
(city or town) Zip

- 1) a) Did the seminarian become truly involved in the parish ministry? YES
 b) In what particular areas was he most involved? YOUTH WORK, COUNSELING, PARISH VISITATION, HOSPITAL VISITATION, PREACHING
- 2) How do you rate his effectiveness in the aforementioned areas of involvement?
VERY GOOD.
 .) How well did he communicate with fellow workers? QUITE WELL
 b) With you individually? VERY WELL
4. a) Did he express a deep interest in parish liturgies? YES
 b) How do you evaluate his participation in liturgical functions? VERY GOOD
5. Do you consider him a man of prayer? Please explain. YES, HE USUALLY PARTICIPATED IN OUR DAILY LITURGY + MORNING PRAYER. He also said that late at night he liked to make a visit to the Church.
6. Has he demonstrated friendliness and courtesy in his relationships with the Laity in the Parish? Yes. He seems to make contacts easily and also makes friends easily.

How would you rate his leadership ability, that is, his ability to inspire others and maintain confidence? *Very good.*

8. Did he demonstrate loyalty to and respect for the teachings of the church? *Yes.*
9. What is his reaction to trying situations or to criticism? *He handled a couple of difficult situations very well. He stood his ground and told the persons they were wrong. I argued with him.*
10. How would you rate his punctuality? *Pretty good.*
11. Has he shown initiative and creativity in his parish experience (in the liturgy, in education programs, etc.)? *There was very little opportunity in the two examples mentioned. He was here when we started offering Communion from the cup on Sundays and he voluntarily prepared the cups for the celebrant at the Lamb of God. He got our Youth Club up to meet on a regular basis which they usually do not in the summer.*
12. How would you rate his personal appearance (dress, mannerisms, etc)? *Good.*
13. Is there any age group or area in which his ministry has been most effective? *Youth and middle age, especially the former and even young children.*
14. What has impressed you most about this person? *His ability to reach people in a short time and to gain their confidence.*
15. a) Does he demonstrate those qualities which are required in one aspiring to sacred ordination? *I believe he does.*
- b) Do you recommend that he be encouraged to pursue his priestly formation and education? Please explain. *Yes, because he has gifts which would make him a very effective priest. He can become part of a group very easily.*

- 6. Does he seem to have an adequate understanding of theology? *Yes, as far as I can see in such a short time.*
- 17. Are there any points which you feel should be brought to our attention as we help, guide and support this seminarian?
- 18. Are there any points you feel should be brought to the seminary's attention?
No.
- 19. Are there any points which you feel ought to be brought to the seminarian's attention as he prepare himself for ordination to the priesthood?
I think he must try to realize more than he seems to, the importance of certain aspects of parish ministry such as parish visitation, the apostolate to the elderly.
- 20. Any further comments concerning this Seminarian?

Signed Charles E. DesRuisseaux

Date Aug. 5, 1981

Please return immediately to:

Vocation Department
153 Ash Street
Manchester, N.H. 03105

S E M I N A R I A N E V A L U A T I O NName of Seminarian Gordon MacRae Date July 25, 1980Your Name Rev. Gerald R. Belanger Address 35 Arch Street
(street)Keene, N.H. 03431 Zip
(city or town)

- 1) a) Did the seminarian become truly involved in the parish ministry?
Even though Gordon was not officially assigned to do work for the Mission Church, I found him eager to be of service to me.
b) In what particular areas was he most involved?
Convert instruction: he worked throughout the Summer with an entire family who will soon ask to be Baptized into the Faith.
Youth ministry: Gordon shows a genuine concern for kids and their problems.
- 2) How do you rate his effectiveness in the aforementioned areas of involvement?
In the short time that I have had to observe him, I would rate Gordon as having been very effective in his work.
3. a) How well did he communicate with fellow workers?
I believe we shared a healthy peer relationship. Good communication.
b) With you individually?
The same.
4. a) Did he express a deep interest in parish liturgies?
Yes. He was particularly diligent in preparing his homilies.
b) How do you evaluate his participation in liturgical functions?
I have only had the opportunity to observe him at weekday Eucharists, and this participation was frequent and good.
5. Do you consider him a man of prayer? Please explain.
Yes I do. I have always regarded Capuchins as men of prayer, and with Gordon's earlier formation being with them, he has not changed that opinion. It is evident especially in the content of his homilies.
6. Has he demonstrated friendliness and courtesy in his relationships with the Laity in the Parish?
Yes. But he is also very truthful with them, and I think this is a positive trait. At times he lacks a little tact, but I believe this will come with increased parish experience. No cause for major concern.

How would you rate his leadership ability, that is, his ability to inspire others and maintain confidence?

3279

I do not have enough personal contact with the people of St. Margaret Mary Parish to be able to evaluate Gordon on this point.

8. Did he demonstrate loyalty to and respect for the teachings of the church?

Absolutely.

9. What is his reaction to trying situations or to criticism?

His homilies have sparked criticism from several parishioners. I was never on the scene to witness initial reactions, but post factum I have found that he has handled this well.

10. How would you rate his punctuality?

No problem. He has not missed an appointment yet.

11. Has he shown initiative and creativity in his parish experience (in the liturgy, in education programs, etc.)?

The only input I have on this issue is to say that I know he has tried to help the parish youth group to work out some of its difficulties.

12. How would you rate his personal appearance (dress, mannerisms, etc)?

No negative comments.

13. Is there any age group or area in which his ministry has been most effective?

cf. #1 B Youth ministry and Family ministry.

14. What has impressed you most about this person?

His simplicity of life style, generosity of time and money (of which he has precious little). He seems to enjoy the work that he has been doing.

15. a) Does he demonstrate those qualities which are required in one aspiring to sacred ordination? Absolutely.

b) Do you recommend that he be encouraged to pursue his priestly formation and education? Please explain.

Yes. In many ways, I find that Gordon is well prepared and suited for the priesthood. I enthusiastically look forward to his ordination to the Diaconate and Priesthood.

16. Does he seem to have an adequate understanding of theology?

Yes. And he seems to know how to translate that knowledge practically, for the people to whom he ministers.

17. Are there any points which you feel should be brought to our attention as we help, guide and support this seminarian?

Nothing that I haven't mentioned elsewhere.

18. Are there any points you feel should be brought to the seminary's attention?

All or part of this evaluation could be shared with them.

19. Are there any points which you feel ought to be brought to the seminarian's attention as he prepare himself for ordination to the priesthood?

The most important suggestion that I could make to him is that he continue to develop his prayer life, which, as I have already mentioned, has a solid foundation.

20. Any further comments concerning this Seminarian? None.

Signed Rev. Gerald R. Belanger

Date July 24 1986

Please return immediately to:

Vocation Department
153 Ash Street
Manchester, N.H. 03105

THE STATE OF NEW HAMPSHIRE

SUPERIOR COURT
ROCKINGHAM COUNTY

WRIT OF SUMMONS

COURT ()
JURY (xxx)

[Redacted]
Exeter, New Hampshire 03833

vs.

GORDON J. MAC RAE
Route 4, P.O. Box 10
Jemez Springs, N.M. 87025
THE ROMAN CATHOLIC BISHOP OF
MANCHESTER, INC.
153 Ash Street, Manchester, N.H. 0310
MONSIGNOR GERARD BOUCHER
St. Patrick Church, Milford, N.H. 030

To the Sheriff of Any County or His Deputy: Gordon J. Mac Rae,
WE COMMAND YOU TO SUMMON

The Roman Catholic Bishop of Manchester, Inc. and Monsignor Gerard Boucher
if to be found in your precinct, to appear at the SUPERIOR COURT at EXETER, in said County of Rockingham,
on the first Tuesday of December, 19 93, to answer to the plaintiff

See attached.

To the damge of the plaintiff as he says, in an amount within the jurisdictional
limits of this Court,

writ with your doings therein.

and make return of this

Witness JOSEPH P. NADEAU, Esquire, the 22nd day of September A.D., 19 93
Chief Justice

Name, Address and Telephone Number
of Attorney:
Peter A. Gleichman, Esquire
GRIFFIN, SWANSON & GLEICHMAN, P.A.
56 Middle Street, P.O. Box 598
Portsmouth, N.H. 03802-0598
(603) 433-1830

Raymond W. Taylor, Clerk
Lawrence A. Carnevale, INDORSER
BY: *Peter A. Gleichman*, ATTORNEY
PETER A. GLEICHMAN

PARTIES

1. Plaintiff, whose date of birth is [REDACTED] 1969, is, and has been at all time pertinent to this action, a resident of the State of New Hampshire currently residing in Exeter, New Hampshire.

2. Defendant Gordon J. MacRae (hereinafter "Defendant MacRae") is a resident of Jemez Springs, New Mexico.

3. Defendant MacRae was at all times pertinent to this action employed by or otherwise in the service of The Roman Catholic Church, specifically the Roman Catholic Bishop of Manchester, Inc.

4. Defendant Monsignor Gerard Boucher (hereinafter "Defendant Monsignor Boucher") is, and has been at all times pertinent to this action, employed by or otherwise in the service of the Roman Catholic Church, specifically The Roman Catholic Bishop of Manchester, Inc.

5. Defendant The Roman Catholic Bishop of Manchester, Inc. (hereinafter "Defendant Catholic Bishop of Manchester") is, and has been at all times pertinent to this action, a non-profit corporation with its principal place of business in the City of Manchester, New Hampshire, and has at all times pertinent to this action administered Our Lady of the Miraculous Medal Church in Hampton, New Hampshire (hereinafter "The Hampton Church").

FACTS

6. From approximately June 1982 through June 1983, Defendant MacRae was employed by and in the service of Defendant Catholic Bishop of Manchester as Associate Pastor of The Hampton Church under the direct supervision of Defendant Monsignor Boucher, who was directly employed by and in the service of The Catholic Bishop of Manchester serving as Pastor of The Hampton Church.

7. During said period of time, Defendant MacRae came to know Plaintiff, who was attending public school at Hampton Academy in Hampton, New Hampshire. Plaintiff attended religious classes at Sacred Heart School run by The Hampton Church, and with which Defendant MacRae was affiliated.

8. While Plaintiff was attending religious classes at Sacred Heart School, Defendant MacRae came to know that Plaintiff wanted to become a priest himself and gained the confidence of Plaintiff by encouraging Plaintiff to transfer full-time to Sacred Heart.

9. During said period of time, Defendant MacRae bought many gifts for Plaintiff, at first told Plaintiff that Plaintiff and he were friends, and then started telling Plaintiff that he loved Plaintiff. Defendant MacRae would often ask Plaintiff if he loved MacRae.

10. After Defendant MacRae had gained the confidence of Plaintiff, Defendant MacRae began kissing and hugging Plaintiff and urged Plaintiff to kiss Defendant intimately.

11. During said period of time, Defendant MacRae would encourage Plaintiff to masturbate in Defendant MacRae's presence.

12. Defendant MacRae then began to fondle Plaintiff's sexual organs during a game that Defendant MacRae called the "spider game." During the "spider game," Defendant MacRae would feel one of Plaintiff's legs, then Plaintiff's other leg, and then Plaintiff's "middle leg."

13. Defendant MacRae's fondling of Plaintiff's sexual organs occurred frequently during said period of time in the rectory of The Hampton Church and occasionally at Plaintiff's home in Hampton, New Hampshire.

14. On at least one occasion during said period of time, Defendant MacRae stripped completely naked and talked to Plaintiff while showing Plaintiff a gun that Defendant MacRae owned and discussed how he had worked as an undercover police officer for the Baltimore County Police Department.

15. On at least one occasion during said period of time, Defendant MacRae held his gun to Plaintiff's head while discussing sex. On at least one other occasion during said period of time, Defendant MacRae was licking his gun while discussing sex with Plaintiff.

16. During said period of time, Defendant MacRae would lie on top of Plaintiff while fondling Plaintiff's sexual organs so that Plaintiff was not free to move away from Defendant MacRae.

17. On at least two occasions during said period of time, Defendant MacRae encouraged Plaintiff to play the "spider game" on Defendant MacRae.

18. On at least one occasion during said period of time, Defendant Monsignor Boucher walked in on Defendant MacRae and Plaintiff and witnessed Plaintiff sitting on Defendant MacRae's lap and Defendant MacRae kissing Plaintiff.

19. During the spring of 1983, Plaintiff went to Defendant Monsignor Boucher and told Monsignor Boucher that something was not right with Plaintiff's relationship with Defendant MacRae. Defendant Monsignor Boucher responded to Plaintiff by telling him not to worry, that Defendant MacRae would be leaving soon anyway.

20. After said conversation between Plaintiff and Defendant Monsignor Boucher in the spring of 1983, Defendant MacRae fondled Plaintiff's sexual organs on at least three or four occasions before Defendant MacRae was transferred from The Hampton Church to St. Bernard's Parish in Keene, New Hampshire.

21. Even after he was transferred to St. Bernard's Parish in Keene, New Hampshire, during the summer of 1983 Defendant MacRae contacted Plaintiff and encouraged Plaintiff to allow Defendant MacRae to come visit him and encouraged Plaintiff to meet with him, during which occasions Defendant MacRae sexually molested Plaintiff.

22. On or about September 1983, Plaintiff went to Father Jim Watson, who was then employed by and in the service of Defendant Catholic Bishop of Manchester, serving as Pastor of The Hampton Church. Plaintiff told Father Watson that Defendant MacRae had done things to Plaintiff that made Plaintiff feel uncomfortable. In response, Father Watson told Plaintiff that these were very serious allegations, that Plaintiff might want to reconsider.

23. At all times pertinent to this action, Defendant Catholic Bishop of Manchester was the supervisory authority responsible for Defendant MacRae, Defendant Monsignor Boucher, and Father Watson.

24. Upon information and belief, which information Plaintiff believes to be true, at all times pertinent to this action, prior to Defendant's MacRae's ordination as a Priest in the Roman Catholic Church, Defendant Catholic Bishop of Manchester was also the supervisory authority responsible for other Priests in its service within the State of New Hampshire. Said other Priests had allowed Defendant MacRae admission into churches throughout the State of New Hampshire with unidentified teenagers, and had facilitated Defendant MacRae in his sexual molestation of said unidentified teenagers.

COUNT I - ASSAULT AND BATTERY

25. The allegations contained in Paragraphs 1-24 above are hereby incorporated by reference.

26. Defendant MacRae intentionally, willfully, or recklessly, and without privilege, committed harmful and offensive sexual contact with Plaintiff. As a result of said sexual abuse, Plaintiff was damaged and caused to suffer past, present, and future severe psychological and emotional injury.

COUNT II- INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

27. The allegations contained in Paragraphs 1-26 above are hereby incorporated by reference.

28. Defendant MacRae intentionally, willfully, or recklessly engaged in extreme and outrageous conduct toward Plaintiff by sexually molesting Plaintiff, thereby causing past, present, and future severe psychological and emotional injury.

COUNT III - FALSE IMPRISONMENT

29. The allegations contained in Paragraphs 1-28 are hereby incorporated by reference.

30. Defendant MacRae intentionally, willfully, or recklessly, and without privilege, restrained the freedom of Plaintiff and imprisoned Plaintiff for the purpose of Defendant MacRae's sexual gratification.

COUNT IV - FRAUD

31. The allegations contained in Paragraph 1-30 above are hereby incorporated by reference.

32. Defendant MacRae intentionally, willfully, or recklessly made certain misrepresentations of material facts to Plaintiff concerning Defendant MacRae's past and the reasons why Plaintiff should befriend MacRae, for the purpose of inducing Plaintiff's reliance and emotional dependence upon Defendant MacRae. As a direct result of said misrepresentations to Plaintiff, Defendant MacRae has caused past, present, and future severe psychological and emotional injury to Plaintiff.

COUNT V - NEGLIGENCE

33. The allegations contained in Paragraphs 1-32 above are hereby incorporated by reference.

34. At all times material to this action, Defendant MacRae had a duty to use reasonable care in his relationship with Plaintiff and to act in a manner which would not create foreseeable and unreasonable risk of harm to Plaintiff, who was then a minor child, and to obey the laws of the State of New Hampshire, including RSA 639:3 (Endangering the Welfare of a Child).

35. Defendant MacRae breached his statutory and common law duties to Plaintiff by engaging in sexual contact with Plaintiff.

36. Defendant MacRae's conduct in breach of said duties directly and proximately caused Plaintiff to suffer past, present, and future severe psychological and emotional injury.

COUNT VI - NEGLIGENT INFLICTION OF EMOTIONAL DISTRESS

37. The allegations contained in Paragraphs 1-36 above are hereby incorporated by reference.

38. At all times material to this action, Defendant MacRae owed a duty to use reasonable care in his relationship with Plaintiff to refrain from conduct that would inflict psychological and emotional harm upon Plaintiff.

39. Defendant MacRae breached his duty of reasonable care to Plaintiff by engaging in a course of unreasonable and extreme conduct that would cause emotional and psychological harm to Plaintiff, including stripping naked in front of Plaintiff and handling a gun in a sexual manner or pointing a gun at Plaintiff while discussing sexual behavior.

40. Defendant MacRae's negligent conduct directly and proximately caused Plaintiff to suffer past, present, and future severe psychological and emotional harm.

COUNT VII - NEGLIGENT SUPERVISION

41. The allegations contained in Paragraphs 1-40 above are hereby incorporated by reference.

42. At all times material to this action, Defendant Monsignor Boucher owed a duty to Plaintiff to use reasonable care in supervising the activities of Defendant MacRae and in taking reasonable steps to respond to his own observations of inappropriate conduct between Defendant MacRae and Plaintiff. Defendant Monsignor Boucher further owed Plaintiff a duty of reasonable care in responding appropriately to Plaintiff's direct complaints about the inappropriate nature of the relationship between MacRae and Plaintiff.

43. Defendant Monsignor Boucher breached his duty to Plaintiff to properly supervise Defendant MacRae by failing to respond adequately to Defendant Monsignor Boucher's own observations of inappropriate conduct between Defendant MacRae and Plaintiff, and further by failing to take appropriate steps in response to Plaintiff's complaints about Defendant MacRae so as to protect Plaintiff from further sexual assault by Defendant MacRae.

44. Defendant Monsignor Boucher's breach of said duty directly and proximately caused Plaintiff to suffer past, present, and future severe psychological and emotional harm.

COUNT VIII - INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

45. The allegations contained in Paragraphs 1-44 above are hereby incorporated by reference.

46. Defendant Monsignor Boucher intentionally, willfully, or recklessly engaged in outrageous and extreme conduct by ignoring or dismissing Defendant MacRae's actions toward Plaintiff and Plaintiff's complaint about Defendant MacRae's conduct toward him, thereby inflicting upon Plaintiff, and causing Plaintiff to suffer, past, present, and future severe psychological and emotional injury.

COUNT IX - NEGLIGENT INFLICTION OF EMOTIONAL DISTRESS

47. The allegations contained in Paragraphs 1-46 above are hereby incorporated by reference.

48. At all times material to this action, Defendant Monsignor Boucher owed Plaintiff a duty to use reasonable care in supervising Defendant MacRae so as not to inflict upon Plaintiff and to cause him psychological and emotional harm.

49. Defendant Monsignor Boucher breached his duty of reasonable care to Plaintiff in that Defendant Monsignor Boucher negligently allowed Plaintiff, then a minor, to believe that Defendant MacRae's conduct toward Plaintiff did not require immediate preventive action so as to avoid further sexual abuse of Plaintiff by Defendant MacRae.

50. As a direct and proximate result of said breach, Defendant Monsignor Boucher inflicted upon Plaintiff, and caused Plaintiff to suffer, past, present, and future severe psychological and emotional harm.

COUNT X - RESPONDEAT SUPERIOR

51. The allegations contained in Paragraphs 1-50 above are hereby incorporated by reference.

52. At the time Defendant MacRae committed the acts alleged above, he was acting within the scope of his employment and in furtherance of his employment by Defendant Catholic Bishop of Manchester.

53. Defendant Catholic Bishop of Manchester is vicariously liable for the acts of Defendant MacRae committed within the scope of his employment and in furtherance of his employment by Defendant Catholic Bishop of Manchester.

COUNT XI - NEGLIGENT ORDINATION

54. The allegations contained in Paragraphs 1-53 above are hereby incorporated by reference.

55. At all times relevant to this action, Defendant Catholic Bishop of Manchester owed a duty of reasonable care to Plaintiff and other parishioners to educate and train its seminarians who become priests in service to the Roman Catholic Church. Defendant Catholic Bishop of Manchester further owed a duty of reasonable care to Plaintiff and other parishioners to properly investigate its seminarians who become priests in service to the Roman Catholic Church and to be aware of conduct of its semarians that is known to priests already employed by and in the service of the Roman Catholic Church so as not to expose Plaintiff and other parishioners to known sexual molesters of minors.

56. Defendant Catholic Bishop of Manchester breached its duty of reasonable care to Plaintiff by ordaining Defendant MacRae as a Priest in the Roman Catholic Church even though it knew, or should have known, through its agents and employees, that Defendant MacRae was a risk to the safety and well-being of Plaintiff and other parishioners.

57. As a direct and proximate result of said breach, Defendant Catholic Bishop of Manchester has caused Plaintiff to suffer past, present, and future severe psychological and emotional harm.

COUNT XI - NEGLIGENT SUPERVISION

58. The allegations contained in Paragraphs 1-57 above are hereby incorporated by reference.

59. Defendant Catholic Bishop of Manchester owed Plaintiff, directly and through its agents and employees, a duty of reasonable care in supervising the activities of Defendant MacRae while in the employment of and in furtherance of his employment by Defendant Catholic Bishop of Manchester. Specifically, Defendant Catholic Bishop of Manchester, through its agents and employees, owed Plaintiff a duty of reasonable care of not exposing Plaintiff to and allowing Plaintiff to have continued contact with the sexually abusive conduct of Defendant MacRae.

60. Defendant Catholic Bishop of Manchester breached its duty of reasonable care to Plaintiff by failing, through its agents and employees, to make reasonable investigation of suspected child abuse and of allegations of sexual abuse by Defendant MacRae.

61. As a direct and proximate result of said breach, Defendant Catholic Bishop of Manchester has caused Plaintiff to suffer past, present, and future severe psychological and emotional harm.

COUNT XII - INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

62. The allegations contained in Paragraphs 1-61 above are hereby incorporated by reference.

63. Defendant Catholic Bishop of Manchester, through its agents and employees, intentionally, willfully, or recklessly engaged in extreme and outrageous conduct in failing to remove Defendant MacRae from his position as Associate Pastor at The Hampton Church after receiving evidence that Defendant MacRae was acting inappropriately toward and sexually molesting Plaintiff.

64. Defendant Catholic Bishop of Manchester's extreme and outrageous conduct has caused Plaintiff to suffer past, present, and future severe psychological and emotional harm.

COUNT XIII - NEGLIGENT INFLICTION OF EMOTIONAL DISTRESS

65. The allegations contained in Paragraphs 1-64 above are hereby incorporated by reference.

66. At all times relevant to this action, Defendant Catholic Bishop of Manchester owed a duty of reasonable care to Plaintiff to take action so as not to inflict and cause, or to refrain from action which would inflict and cause, emotional harm to Plaintiff, and other parishioners who worship within the Roman Catholic Church.

67. Defendant Catholic Bishop of Manchester, through its agents and employees, breached its duty of reasonable care to Plaintiff by failing to properly investigate, and to take preventive steps in response to, allegations and evidence of Defendant MacRae's sexual abuse of Plaintiff.

68. As a direct and proximate result of said breach, Defendant Catholic Bishop of Manchester inflicted upon Plaintiff, and caused Plaintiff to suffer, past, present, and future severe psychological and emotional harm.

State Of New Hampshire
Northern District of Hillsborough County

3290

SUPERIOR COURT

WRIT OF SUMMONS

No.
() COURT
() JURY



vs. Roman Catholic Bishop of Manchester, Inc., Et Al
SEE ATTACHED LIST OF DEFENDANTS & ADDRESSES

To the Sheriff of any County or his Deputy:

WE COMMAND YOU TO SUMMON

if to be found in your precinct, to appear at the SUPERIOR COURT at MANCHESTER in said County of Hillsborough, on the first Tuesday of December 19 93, to answer to the plaintiff(s).
IN A PLEA OF

SEE ATTACHED

NOTICE

You do not have to physically appear in Court on the day specified in these papers since there will be no hearing on that day. If you desire to be heard, you must notify the Court by filing an appearance with the Clerk of Court on or before the date specified on this writ. (Appearance forms are available at the Clerk's Office) Failure of any defendant to file an appearance form will result in a default judgment being entered against them.

To the damage of the plaintiff, as he says, the sum of within the jurisdictional limit of the Court and make return of this writ with your doings therein.

Witness Joseph A. DiClerico, Jr., Esquire, 10th day of September A.D. 1993
LAW OFFICES OF GEORGE DICKSON
30 Elm Street, Box 1
Dorchester, NH 03055
(603) 673-6755 Indorser

By George P. Dickson Attorney

John M. Safford
Clerk of Superior Court

DEFENDANTS and ADDRESSES

Roman Catholic Bishop of Manchester, Inc.
153 Ash Street
Manchester, NH 03104

Father Gordon MacRae
c/o Institute of Health Care, Inc.
195 Retreat Avenue
Hartford, CT 06106

Father John Doe
Address Unknown

Father John Doe I
Address Unknown

Father John Doe II
Address Unknown

Monsignor Quinn
Catholic Charities
215 Myrtle Street
P.O. Box 686
Manchester, NH 03105

Monsignor Watson
c/o St. Johns the Evangelist Church
72 South Main Street
Concord, NH 03301-4887

Monsignor Christian
Roman Catholic Bishop of Manchester, Inc.
153 Ash Street
Manchester, NH 03104

PARTIES

1. The plaintiff is and has been at all times pertinent to this action, a resident of the State of New Hampshire.

2. The defendant, Father Gordon MacRae, is a resident of Jemez Springs, New Mexico, and is currently in custody of the State of New Hampshire.

3. The defendant, Father Gordon MacRae, is and has at all times pertinent to this action been employed by or otherwise in the service of the Roman Catholic Church, specifically the Roman Catholic Bishop of Manchester, Inc.

4. The defendant, Father John Doe, is and has been at all times pertinent to this action, a resident of the State of New Hampshire.

5. The defendant, Father John Doe, is and has at all times pertinent to this action been employed by or otherwise in the service of the Roman Catholic Church, specifically the Roman Catholic Bishop of Manchester, Inc.

6. The defendant, Father John Doe was at all times pertinent to this complaint the pastor of St. John the Evangelist parish in Hudson, New Hampshire.

7. On knowledge and belief the defendant, Father John Doe I, is and has been at all times pertinent to this action, a resident of the State of New Hampshire.

8. On knowledge and belief, the defendant, Father John Doe I, was at all times pertinent to this action been employed by or otherwise in the service of the Roman Catholic Church, specifically the Roman Catholic Bishop of Manchester, Inc.

On knowledge and belief the defendant, Father James Doe II, is and has been at all times pertinent to this action, a resident of the State of New Hampshire.

10. On knowledge and belief the defendant, Father James Doe II, was at all times pertinent to this action been employed by or otherwise in the service of the Roman Catholic Church, specifically the Roman Catholic Bishop of Manchester, Inc.

11. The defendant Monsignor Quinn, is and has been at all times pertinent to this action, a resident of the State of New Hampshire.

12. The defendant, Monsignor Quinn, is and has at all times pertinent to this action been employed by or otherwise in the service of the Roman Catholic Church, specifically the Roman Catholic Bishop of Manchester, Inc.

3. The defendant Monsignor Christian is and has been at all times pertinent to this action, a resident of the State of New Hampshire.

14. The defendant, Monsignor Christian, is and has at all times pertinent to this action been employed by or otherwise in the service of the Roman Catholic Church, specifically the Roman Catholic Bishop of Manchester, Inc.

15. The defendant Monsignor Watson is and has been at all times pertinent to this action, a resident of the State of New Hampshire.

16. The defendant, Monsignor Watson, is and has at all times pertinent to this action been employed by or otherwise in the service of the Roman Catholic Church, specifically the Roman Catholic Bishop of Manchester, Inc.

17. The Roman Catholic Bishop of Manchester, Inc. is and has been

(all times pertinent to this action, a non-profit body corporate.

FACTS

18. In 1978 while attending seminary in Baltimore, Maryland to become a Roman Catholic Priest for the Roman Catholic Bishop of Manchester, Inc. and while assigned to a parish in Marlborough, New Hampshire, Father Gordon MacRae came to know and gain the confidence of the plaintiff, and his family.

19. During the period from 1978 through 1983, defendant Father Gordon MacRae plied the plaintiff with expensive gifts, vacations, field trips, alcohol, food and other forms of attention.

20. During said period, defendant Father Gordon MacRae brought the plaintiff to St. Bernards Rectory in Keene, New Hampshire and stayed with him there for overnight periods for the purpose of his own sexual gratification. ??

21. Defendant Father Gordon MacRae produced a handgun and badge with which to intimidate the plaintiff and secure his silence and cooperation.

22. On those occasions, the Pastor of St. Bernards, was charged with the control of the activities within his parish, and specifically his rectory. Despite this obligation, the Pastor allowed Father MacRae unsupervised access to the rectory with a minor boy unknown to the Pastor.

23. During said visits to St. Bernards Rectory, defendant Father Gordon MacRae gained access to the rectory by simply knocking on the door, introducing himself, and announcing that he and the plaintiff would be spending the weekend there.

24. On numerous occasions during the period from 1978 through

1982, the Pastor granted access to the St. Bernards Rectory in Eene, New Hampshire to then Seminarian Gordon MacRae, who was at the time unknown to him. Such access was granted without adequate supervision, and without inquiry regarding the purpose of his prolonged stay with a male juvenile.

25. On numerous occasions during the period from 1978 through 1980, the St. Bernards Pastor allowed defendant Father Gordon MacRae to provide alcoholic beverages to the plaintiff who was at the time younger than the legal age to consume alcohol.

26. On those occasions defendant Father Gordon MacRae provided the plaintiff with alcohol in order to be able to force himself on the plaintiff.

27. On numerous occasions during the period from 1978 through 1983, defendant Father Gordon MacRae utilized his position of trust and respect to force the plaintiff, who at the beginning of this period was 14 years of age, to submit to forced anal intercourse.

28. During the period from 1979 through 1982, defendant Father Gordon MacRae brought the plaintiff to St. John the Evangelist Rectory in Hudson, New Hampshire and stayed with him there for overnight periods for the purpose of prostitution of the plaintiff to other priests staying at said rectory.

??
or 31

29. During said visits to St. John the Evangelist Rectory, defendant Father Gordon MacRae gained access to the rectory by simply knocking on the door, introducing himself, and announcing that he and the plaintiff would be spending the weekend there.

30. On those occasions defendant Father Gordon MacRae provided the plaintiff with alcohol in order to be able to coerce the plaintiff to provide sexual services to other priests.

31. On at least one occasion during the period from 1979 through

1982, defendant Father Gordon MacRae utilized his position of trust and respect to force the plaintiff, who at the beginning of his period was 15 years of age, to submit to forced anal intercourse with other priests.

32. On numerous occasions during the period from 1979 through 1982, defendant Father John Doe granted access to the St. John the Evangelist Rectory in Hudson, New Hampshire to then Deacon Gordon MacRae, who was at the time unknown to defendant Father John Doe. ?? Such access was granted without adequate supervision, and without inquiry regarding the purpose of his prolonged stay with a male juvenile, unknown to Father John Doe.

33. On numerous occasions during the period from 1979 through 1982, defendant Father John Doe allowed defendant Father Gordon MacRae to provide alcoholic beverages to the plaintiff who was at the time younger than the legal age to use alcohol.

34. On at least one occasion, defendant Father John Doe allowed defendant Father Gordon MacRae to engage in the prostitution of a young male to other priests in the rectory under his care and supervision.

35. During the period from 1979 through 1982, defendant Father John Doe I did engage in the unauthorized, unprivileged, and illegal sexual encounter with the plaintiff.

36. Said rape occurred at St. John the Evangelist Rectory in Hudson, New Hampshire.

37. During the period from 1979 through 1982, defendant Father John Doe II did engage in the unauthorized, unprivileged, and illegal sexual encounter with the plaintiff.

38. Said rape occurred at St. John the Evangelist Rectory in Hudson, New Hampshire.

39. That at all times pertinent to this action, Roman Catholic

Bishop of Manchester, Inc. was the supervisory authority responsible for defendant Father Gordon MacRae, defendant Father John Doe, defendant Father John Doe I, and defendant Father John Doe II.

40. Roman Catholic Bishop of Manchester, Inc. knew or should have known of sexually related problems within the priesthood given the vows of celibacy that the Roman Catholic Church enforces. Nonetheless, the Roman Catholic Bishop of Manchester, Inc. took no actions to check the backgrounds of or ascertain the mental stability of its priests and persons aspiring to become its priests despite its moral and legal obligation to do so. ??

41. The Roman Catholic Bishop of Manchester, Inc. had actual knowledge that members of the priesthood engaged in the sexual abuse of children, yet took no protective, or inadequate protective measures to assure the safety of its parishioners. ??

42. Defendant Monsignor Watson had actual knowledge of the sexual proclivities of defendant Father Gordon MacRae, after a report of abuse was made against MacRae to him in 1982 or 1983. Nonetheless, defendant Monsignor Watson took no steps, or inadequate steps to protect the Church's parishioners from future abuse by MacRae. ??

43. Defendant Monsignor Quinn had actual knowledge of the sexual proclivities of defendant Father Gordon MacRae, after a report of abuse was made against MacRae to him in 1982 and/or 1983. Nonetheless, defendant Monsignor Quinn took no steps, or inadequate steps to protect the Church's parishioners from future abuse by MacRae. ??

44. Defendant Monsignor Christian had actual knowledge of the sexual proclivities of defendant Father Gordon MacRae, after a report of abuse was made against MacRae to him in 1982 and/or 1983. Nonetheless, defendant Monsignor Christian took no steps, or inadequate steps to protect the Church's parishioners from ??

future abuse by MacRae.

COUNT I

45. The allegations contained in paragraphs 1-44 above are hereby incorporated by reference.

46. Defendant Father Gordon MacRae, in breach of the special trust bestowed upon him by virtue of his position as a Deacon and subsequently a Priest in the Roman Catholic church, did engage in the unwanted, unwarranted, unprivileged sexual assault on the plaintiff.

COUNT II

47. The allegations contained in paragraphs 1-46 above are hereby incorporated by reference.

48. Defendant Father Gordon MacRae, in breach of the special trust bestowed upon him by virtue of his position as a Deacon and subsequently a Priest in the Roman Catholic church, did engage in the intentional infliction of emotional distress on the plaintiff.

COUNT III

49. The allegations contained in paragraphs 1-48 above are hereby incorporated by reference.

50. Defendant Father Gordon MacRae, in breach of the special trust bestowed upon him by virtue of his position as a Deacon and subsequently a Priest in the Roman Catholic church, did engage in the unwanted, unwarranted, unprivileged prostitution of the plaintiff.

COUNT IV

51. The allegations contained in paragraphs 1-50 above are hereby incorporated by reference.

52. Defendant Father Gordon MacRae, in breach of the special trust bestowed upon him by virtue of his position as a Deacon and subsequently a Priest in the Roman Catholic church, did engage in the unprivileged imprisonment of the plaintiff for the purposes of utilizing the plaintiff to provide sexual gratification for other priests.

COUNT V

53. The allegations contained in paragraphs 1-52 above are hereby incorporated by reference.

54. Defendant Father John Doe I, in breach of the special trust bestowed upon him by virtue of his position as a Priest in the Roman Catholic church, did engage in the unwanted, unwarranted, unprivileged sexual assault on the plaintiff.

COUNT VI

55. The allegations contained in paragraphs 1-54 above are hereby incorporated by reference.

56. Defendant Father John Doe I, in breach of the special trust bestowed upon him by virtue of his position as a Priest in the Roman Catholic church, did engage in the intentional infliction of emotional distress on the plaintiff.

COUNT VII

57. The allegations contained in paragraphs 1-56 above are hereby incorporated by reference.

58. Defendant Father John Doe II, in breach of the special trust bestowed upon him by virtue of his position as a Priest in the Roman Catholic church, did engage in the unwanted, unwarranted, unprivileged sexual assault on the plaintiff.

COUNT VIII

59. The allegations contained in paragraphs 1-58 above are hereby incorporated by reference.

60. Defendant Father John Doe II, in breach of the special trust bestowed upon him by virtue of his position as a Priest in the Roman Catholic church, did engage in the intentional infliction of emotional distress on the plaintiff.

COUNT IX

61. The allegations contained in paragraphs 1-60 above are hereby incorporated by reference.

62. Defendant Father John Doe, in breach of his duty as the pastor of St. John the Evangelist Rectory in Hudson, New Hampshire, negligently admitted access to his rectory to defendant Father Gordon MacRae and the plaintiff, which access facilitated the sexual assault on the plaintiff.

COUNT X

1. The allegations contained in paragraphs 1-62 above are hereby incorporated by reference.

64. Defendant Father John Doe, in breach of his duty as the pastor of St. John the Evangelist Rectory in Hudson, New Hampshire, negligently supervised his rectory and the persons in it by granting to defendant Father Gordon MacRae the privilege of supplying alcohol to the plaintiff, which facilitated the assault on the plaintiff.

COUNT XI

65. The allegations contained in paragraphs 1-64 above are hereby incorporated by reference.

66. Defendant Father John Doe, in breach of his duty as the pastor of St. John the Evangelist Rectory in Hudson, New Hampshire, negligently supervised his rectory and the persons in it by allowing defendant Father John Doe I to sodomize the plaintiff while the two stayed at the St. John the Evangelist Rectory in Hudson, New Hampshire.

COUNT XII

67. The allegations contained in paragraphs 1-66 above are hereby incorporated by reference.

68. Defendant Father John Doe, in breach of his duty as the pastor of St. John the Evangelist Rectory in Hudson, New Hampshire, negligently supervised his rectory and the persons in it by allowing defendant Father John Doe II to sodomize the plaintiff while the two stayed at the St. John the Evangelist Rectory in Hudson, New Hampshire.

COUNT XIII

69. The allegations contained in paragraphs 1-68 above are hereby incorporated by reference.

70. Defendant Father John Doe, in breach of his duty as the pastor of St. John the Evangelist Rectory in Hudson, New Hampshire did engage in the intentional infliction of emotional distress on the plaintiff by allowing and facilitating the sexual exploitation of the plaintiff then under his care.

COUNT XIV

69. The allegations contained in paragraphs 1-68 above are hereby incorporated by reference.

70. Defendant Father John Doe, in breach of his duty as the pastor of St. John the Evangelist Rectory in Hudson, New Hampshire, negligently supervised his rectory and the persons in it by allowing defendant Father Gordon MacRae to prostitute the plaintiff at St. John the Evangelist Rectory in Hudson, New Hampshire.

COUNT XV

71. The allegations contained in paragraphs 1-70 above are hereby incorporated by reference.

72. Defendant Monsignor Christian, in breach of his duty did negligently supervise priests under his control by allowing the various assaults on the plaintiff even after he became aware of the sexual propensities of defendant Father MacRae.

COUNT XVI

3. Defendant Monsignor Christian, in breach of the special trust bestowed upon him by virtue of his position as a Priest in the Roman Catholic church, did engage in the intentional infliction of emotional distress on the plaintiff.

COUNT XVII

74. The allegations contained in paragraphs 1-73 above are hereby incorporated by reference.

75. Defendant Monsignor Quinn, in breach of his duty did negligently supervise priests under his control by allowing the various assaults on the plaintiff even after he became aware of the sexual propensities of defendant Father MacRae.

COUNT XVIII

76. Defendant Monsignor Quinn, in breach of the special trust bestowed upon him by virtue of his position as a Priest in the Roman Catholic church, did engage in the intentional infliction of emotional distress on the plaintiff.

COUNT XIX

77. The allegations contained in paragraphs 1-76 above are hereby incorporated by reference.

78. Defendant Monsignor Christian, in breach of his duty did negligently transfer defendant Father Gordon MacRae from Hampton where he had been accused of sexual assault on a minor, to Keene, where he assaulted the plaintiff. Defendant Monsignor Christian did further assign defendant father MacRae to a position where he

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would come in unsupervised contact with children although defendant Monsignor Christian had actual knowledge that MacRae was determined by the Division of Children and Youth Services as being the perpetrator of abuse.

COUNT XX

79. The allegations contained in paragraphs 1-76 above are hereby incorporated by reference.

80. Defendant Monsignor Watson, in breach of his duty did negligently fail to investigate and report the depth of the abuse MacRae was accused of while in Hampton. Defendant Monsignor Watson's breach of his supervisory duties did expose the plaintiff to further abuse by defendant MacRae.

COUNT XXI

81. The allegations contained in paragraphs 1-80 above are hereby incorporated by reference.

82. Defendant Roman Catholic Bishop of Manchester, Inc. negligently supervised its parishes and failed to protect its parishioners from sexual abuse by the clergy by failing its duty to ensure that defendant Father John Doe retained control of his parish and protected those within it who were unable to protect themselves.

COUNT XXII

83. The allegations contained in paragraphs 1-82 above are hereby incorporated by reference.

84. Defendant Roman Catholic Bishop of Manchester, Inc. negligently researched its prospective priests to determine their fitness for the special position of trust that the Church would bestow upon them. As a result of said breach, the plaintiff was exposed to sexually abusive individuals.

COUNT XXIII

85. Defendant Roman Catholic Bishop of Manchester, Inc., in breach of the special trust bestowed upon him by virtue of his position as a Priest in the Roman Catholic church, did engage in the intentional infliction of emotional distress on the plaintiff.

COUNT XXIV

86. The allegations contained in paragraphs 1-85 above are hereby incorporated by reference.

87. Defendant Roman Catholic Bishop of Manchester, Inc. negligently supervised defendant MacRae to Keene after having obtained knowledge of his sexual abuse of a child while in Hampton.

COUNT XXV

88. The allegations contained in paragraphs 1-87 above are hereby incorporated by reference.

89. Defendant Roman Catholic Bishop of Manchester, Inc., despite its knowledge that the vows of celibacy required of its priests violated the laws of nature, failed to take adequate steps to protect children placed in the charge of its priests. 77

90. The allegations contained in paragraphs 1-89 above are hereby incorporated by reference.

91. Defendant Roman Catholic Bishop of Manchester, Inc., despite actual knowledge that some of it's priests were engaged in a pattern of homosexual conduct and pedophilia, failed to take adequate steps to protect children placed in the charge of it's priests.