

ATTORNEY GENERAL
STATE OF NEW HAMPSHIRE

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

LIP T. MCLAUGHLIN
ATTORNEY GENERAL

STEPHEN J. JUDGE
DEPUTY ATTORNEY GENERAL



June 11, 2002

Lauren Noether, Esquire
Belknap County Attorney's Office
64 Court Street
Laconia, NH 03246

RE: [REDACTED]

Dear Lauren:

Enclosed please find a copy of a letter that was forwarded to me from Paul McDonough regarding the above-referenced matter. Please call if you have any questions or concerns.

Sincerely,

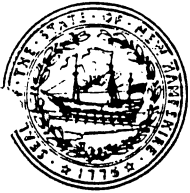
N. William Delker
Senior Assistant Attorney General
Chief, Criminal Justice Bureau
(603) 271-3671

NWD/mmp
Enclosure
183506

FIRST ASSISTANTS

PAUL McDONOUGH
KATHLEEN D. BROWN

ASSISTANT COUNTY ATTORNEYS

JOHN H. HARDING III
CATHERINE L. BERNHARD
JOHN B. WELD
BRENDA L. LAPOINTE
MAUREEN F. O'NEIL
MICHAEL P. CRAIG
CAROLYN M. KIRBY
ANDREW A. OUELLETTE
MARIANNE P. OUELLET
ARTHUR G. GATZOULIS
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JENNIFER L. SANDOVAL
JOCELINE D. CHAMPAGNE
ROGER C. CHADWICK, JR.
KENT E. SMITH
CHARLES J. KEEFFE
JEAN M. REEDCATHERINE McNAUGHTON
DIRECTOR, VICTIM/WITNESS PROGRAM

Hillsborough County Attorney State of New Hampshire

300 Chestnut Street, Manchester, N.H. 03101
Telephone (603) 627-5605
Fax (603) 627-5627

PETER McDONOUGH
COUNTY ATTORNEY

June 6, 2002

William Delker, Esq.
Assistant Attorney General
33 Capitol St.
Concord, NH 03301

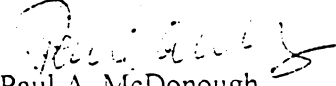
Re: Letter (June 3, 2002) - Robert Gale

Dear Attorney Delker:

The enclosed letter was delivered by US Mail to the Hillsborough County Attorney's Office on June 6, 2002. As it appears to raise allegations of criminal activity in Belknap County, we are forwarding these materials for your review.

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

Very truly yours,


Paul A. McDonough
Assistant County Attorney

PAM/ks

enclosure

cc: Lauren Noether, County Attorney
Rev. David M. O'Leary



The Catholic Center at Tufts University
Rev. David M. O'Leary, S.T.L., Ph.D., Director
58 Winthrop Street
Medford, MA 02155-5300

STATE OF NH
DEPT. OF JUSTICE

1005

3 June 2002 02 JULY -7 AM 10:00

Greetings!

Enclosed is my mandatory Report
on Reverend Robert Gzle, who in the
late 1980's molested a male victim
under the age of 18, in New Hampshire.

Please know of my willingness
to answer any follow up questions
you may have.

After June 30th I will be working
full time for Tufts University, not
the Archdiocese of Boston.

David M. O'Leary

COMMONWEALTH OF MASSACHUSETTS

SPECIAL FORM FOR CLERGY REPORTING OF SUSPECTED ABUSE OF CHILDREN WHO ARE NOW AGE 18 OR OLDER TO THE MASSACHUSETTS DISTRICT ATTORNEYS

Massachusetts law requires all mandated reporters, including clergy, to immediately report the suspected physical, sexual or emotional abuse of children under the age of 18 directly to the Department of Social Services. This special form must be utilized exclusively to report cases of child abuse, where the child was under 18 when the abuse occurred but now is age 18 or older. Report all suspected abuse, regardless of how old, and regardless of who the suspected perpetrator (e.g., clergy, parent, neighbor) may be. Please mail this form directly to the District Attorney for the county where the abuse occurred.

Please complete all sections of this form. If some data is unknown, please so indicate. If some data is not certain, place a question mark after the entry.

DATA ON CHILDREN REPORTED:

Table with 4 columns: NAME, CURRENT LOCATION/ ADDRESS, SEX, CURRENT AGE OR DATE OF BIRTH. Contains redacted information and handwritten 'About 34'.

DATA ON CHILD'S MALE PARENT OR GUARDIAN:

Name: UNKNOWN, Address: Street and Number, City/Town, State, Telephone Number, Age

DATA ON CHILD'S FEMALE PARENT OR GUARDIAN:

Name: UN KNOWN
 First Last Middle
 Address: 11
 Street and Number City/Town State
 Telephone Number: 1 Age: 4

DATA ON REPORTER/REPORT:

3 June 2002
 Date of Report
 Reporter's Name: (Rev) David M. O'Leary
 First Last

Reporter's Address: (If the reporter represents an institution, school, or facility please indicate.)

38 Boston Ave Medford
 Street City/Town
MA 02155 781 488 5444
 State Zip Code Telephone Number

ABUSE/NEGLECT REPORT:

What is the nature and extent of the injury, abuse, maltreatment or neglect?
 (Please cite the source of this information if not observed first hand.)

In 1992 the victim, [redacted] told me
she was molested by Reverend Robert G. [redacted] a few
times earlier.

Approximately when and where did the abuse itself occur? (city/town)

The first molestation happened in the year 1981
at her home in [redacted] at the time from [redacted]
to [redacted] in [redacted]

approximately when and under what circumstances did you become aware of this information? Who provided this information to you? Has this information been reported, and if so, when and to whom? To your knowledge, are there records anywhere regarding this? In 1992 I was the

Resident Director of Exceptional Citizens Week at Camp
Atima. [redacted] told me that Reverend Robert
[redacted] molested him. I reported this information to
the Archdiocese of Boston, Rev. Thomas Dilly. I also reported
this information to Mr. Gus Planchet of the Manchester Diocese.

Please give other information which you think might be helpful in establishing the cause of the injury and/or the person responsible for it. If known, please provide the name(s) of the alleged perpetrator(s).

Reverends Robert Gyle & Ed Kelly were in charge of the
school waters at E.C. week. They would give
them to have alcohol. In 1991 I
[redacted] Ed Kelly never came back to E.C. week
in 1997 I called Bob Gyle.

[redacted] address is
17 Winship Street #6
Boston, MA 02135-3330

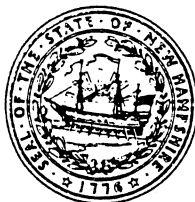
[redacted]
Signature of Reporter

ATTORNEY GENERAL
STATE OF NEW HAMPSHIRE

1812

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

MILIP T. MCLAUGHLIN
ATTORNEY GENERAL



STEPHEN J. JUDGE
DEPUTY ATTORNEY GENERAL

April 29, 2002

Lauren Noether, Esquire
Belknap County Attorney's Office
64 Court Street
Laconia, NH 03246

Peter McDonough, Esquire
Hillsborough County Attorney's Office
300 Chestnut Street
Manchester, NH 03101

RE: Father Robert Gale

Dear Lauren and Peter:

Enclosed please find a copy of a letter I received from William Christie regarding the above-referenced matter. I believe that sexual assaults by Robert Gale took place in your county.

Please contact me if you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read "N. William Delker".

N. William Delker
Senior Assistant Attorney General
Chief, Criminal Justice Bureau
(603) 271-3671

NWD/mmp
185554

William E Christie
Attorney at Law

Offices
Dover, NH
Concord, NH

April 24, 2002

Neals-Erik William Delker
Senior Assistant Attorney General
Office of the Attorney General
33 Capitol Street
Concord, NH 03301-6397

Re: Father Robert Gale

Dear Mr. Delker:

As discussed in our telephone conversation of April 22, 2002, this office has been retained to represent Father Robert Gale. As also discussed, should the State determine that any action is warranted, we request the opportunity to meet with the individuals handling the referral prior to the filing of any charges. It is my understanding that the Attorney General's Office will relay this request to the appropriate authorities.

Very truly yours,



William E. Christie
wchristie@shaheengordon.com

WEC/jdb
cc: Father Robert Gale
Steven M. Gordon, Esq.

F:\DATA\CLIENTS\Gale\Delker 4-24-02.doc

William E Christie
Attorney at Law

Offices
Dover, NH
Concord, NH

April 24, 2002

Neals-Erik William Delker
Senior Assistant Attorney General
Office of the Attorney General
33 Capitol Street
Concord, NH 03301-6397

Re: Father Robert Gale

Dear Mr. Delker:

As discussed in our telephone conversation of April 22, 2002, this office has been retained to represent Father Robert Gale. As also discussed, should the State determine that any action is warranted, we request the opportunity to meet with the individuals handling the referral prior to the filing of any charges. It is my understanding that the Attorney General's Office will relay this request to the appropriate authorities.

Very truly yours,



William E. Christie
wchristie@shaheengordon.com

WEC/jdb
cc: Father Robert Gale
Steven M. Gordon, Esq.

F:\DATA\CLIENTS\Gate\Delker 4-24-02.doc

RELEASE OF ALL CLAIMS

In consideration of [REDACTED])
[REDACTED], the Receipt whereof is hereby acknowledged and the agreement that Rev. Robert V. Gale will not be placed in an assignment which will give him unsupervised access to children under the age of eighteen (18) years old, including parish assignments, [REDACTED] hereby remises, releases and forever discharges the Roman Catholic Archbishop of Boston, a Corporation Sole, its agents, servants, officers, employees and independent contractors, all priests incardinated to the Roman Catholic Archdiocese of Boston, including, but not limited to Reverend Robert V. Gale, and all entities and organizations affiliated with or associated with the Roman Catholic Archbishop of Boston, a Corporation Sole, their agents, servants, employees, officers, trustees, directors and independent contractors, of and from all debts, demands, causes of action, suits, accounts, covenants, contracts, agreements, damages, and any and all claims, demands and liabilities whatsoever of every name and nature, both in LAW and in EQUITY, including, without limitation, any and all claims for past, present or future physical, mental and emotional injuries, whether presently known or unknown, any and all claims for punitive or exemplary damages, any and all claims for loss of earning capacity, diminished life expectancy, death, loss of consortium, loss of society, physical and mental anguish, infliction of emotional distress, pain and suffering, legal fees and expenses, any and all claims for violations of Massachusetts General Laws Chapter

-2-

93A and Chapter 176D, and any and all liens asserted, or which may hereafter be asserted, known or unknown, as a result of any claim herein released, which against the said Roman Catholic Archbishop of Boston, a Corporation Sole, its agents, servants, officers, employees and independent contractors, all priests incardinated to the Roman Catholic Archdiocese of Boston, including, but not limited to Reverend Robert V. Gale, and all entities and organizations affiliated with or associated with the Roman Catholic Archbishop of Boston, a Corporation Sole, their agents, servants, employees, officers, directors and independent contractors, I now have or ever had from the beginning of the world to this date, including but in no way limited to events which occurred in February of 1979.

I further agree that this settlement is in full compromise of a doubtful and disputed claim both as to the question of liability and as to the nature, extent and permanency of all injuries and damages, and that the payment is not to be construed as an admission of liability on the part of the Roman Catholic Archbishop of Boston, a Corporation Sole, its agents, servants, officers, employees and independent contractors, all priests incardinated to the Roman Catholic Archdiocese of Boston, including, but not limited to Reverend Robert V. Gale, and all entities and organizations affiliated with or associated with the Roman Catholic Archbishop of Boston, a Corporation Sole, their agents, servants, employees, officers, directors and independent contractors, all of whom expressly

-3-

deny liability. No promise or inducement which is not herein expressed has been made to me and in executing this Release, I do not rely upon any statement or representation made by any person, firm or corporation hereby released, or any agent or other person representing them or any other concerning the nature, extent, or duration of said damages or losses, or the legal liability therefore.

It further is expressly agreed by and among all of the parties to this Release, as well as their attorneys, agents, servants, employees and insurers, that they will maintain the confidentiality of the facts of this settlement and the specific terms thereof. No party, nor a party's attorney, agent, servant, employee or insurer, shall disclose or cause to be disclosed, directly or indirectly, to any person, corporation or entity not a party to this Release, including but not limited to any form of print or broadcast media, the names of any parties described herein, the existence of any claims against the released parties, the fact of this settlement, the terms or amounts of this settlement, any facts or circumstances leading to the completion of this settlement or the alleged facts and circumstances giving rise to any claims described herein unless in response to a lawfully issued subpoena from a duly constituted Grand Jury or by court order. Prior to making any such required disclosure, [REDACTED], through his Counsel, shall notify Counsel for the Roman Catholic Archbishop of Boston, a Corporation Sole, and Counsel for Reverend Robert V.

Gale. This paragraph shall not prevent [REDACTED] from disclosing or discussing the facts and circumstances giving rise to any claims described herein or the terms of this Settlement Agreement with a licensed clergy, physician, attorney, mental health professional, spouse or partner, or immediate family. Prior to making any disclosures to any of the above named persons, [REDACTED] shall inform said person of the confidentiality requirements of this clause and shall obtain from them their agreement to honor such confidentiality.

I further state that I have carefully read the foregoing Release and know the contents thereof, and I sign the said as my own free act.

Witness my hand and seal this 1st day of October, 1996.

[REDACTED SIGNATURE]

AGREED AND ASSENTED TO:

Peter A. Gleichman
 Peter A. Gleichman, Esquire
 Griffin, Swanson & Gleichman, P.A.
 56 Middle Street, P.O. Box 598
 Portsmouth, N.H. 03802-0598

Counsel for [REDACTED]

COPY

CONFIDENTIALM E M O R A N D U M

TO: Fr. John McCormack
FROM: Sr. Catherine Mulkerrin
RE: Allegation by [REDACTED] Concerning Fr. Robert Gale
DATE: February 9, 1994

[REDACTED] initially met with Fr. Charles Higgins who in turn referred him to CEM. Fr. Higgins described [REDACTED] as a very well balanced twenty-six year old father of two. [REDACTED] is employed at the [REDACTED] having taught for a few years. His mother has been a [REDACTED] for several years; his father is or was a [REDACTED]. He has shared with his wife what happened to him at the age of twelve.

[REDACTED] met with CEM on Tuesday, February 8. He said that the [REDACTED] incident and more recently the Cardinal's letter moved him to unburden his own incident with Fr. Robert Gale while the priest was stationed at St. Joseph's, Quincy Point. He began by saying that it was known that Fr. Gale had approached a kid in the rectory and others, and that the fathers of the boys "ran him out of town". His own father was among them although [REDACTED] had not told his parents.

In 1978-79 when [REDACTED] was 12 years old, his family had moved to North Quincy, but continued to attend St. Joseph's for Mass, CCD, etc. [REDACTED] was an altar boy who felt Fr. Gale took a special interest in him and who worked with him on a singing part for a later cancelled parish show - all now seen as a set up. During the February, 1979 school vacation week, Fr. Gale invited [REDACTED] to go camping at Camp Fatima. They had a hard time getting into one of the buildings and then could not get the heat to work. They then went to Fr. Gale's sister's home. [REDACTED] did not know where this was and by this time he was not feeling well and had developed a fever. He remembers that the sister had a room upstairs and that he and Fr. Gale used a pull-out couch in the living room. When he appeared uncomfortable about sharing the bed, Fr. Gale said, "what do you think - that I'm gay?" He is not sure what went on (CEM asked if there were any advances); he knows he was feverish and knows that he felt terrible and that he was bleeding rectally the next morning.

When [REDACTED] returned home, he remembers that his mother and a visiting aunt took care of him. He had a 104 fever and they thought the bleeding was connected to the high fever. [REDACTED] expressed some bitterness that these adults did not recognize what

Conf. memo to JBM req. Fr. Robert Gale 2-9-1994

p.2

██████ thought that they might know, his mother having said at some time, "we know the problems that can happen." He never told them, but did tell two friends. "I trusted no one" and "I went through the motions about church".

██████ feels that in sharing this he will receive support from his family. He felt that his interview provided an opportunity to know that he is not "crazy" and that he is a credible person. Since ██████ now lives in Rockland, CEM gave him two counseling agencies on the South Shore as references. She also shared that Fr. Gale's ministry is restricted and that with ██████'s permission the incident would be made known to Fr. Gale.

GRIFFIN, SWANSON & GLEICHMAN, P.A.

ATTORNEYS AT LAW
56 MIDDLE STREET
P. O. BOX 598

PORTSMOUTH, NEW HAMPSHIRE 03802-0598

CHARLES A. GRIFFIN
DALE T. SWANSON
PETER A. GLEICHMAN

CHARLES J. GRIFFIN, RETIRED

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

MAINE
PETER A. GLEICHMAN

October 20, 1995

OCT 23 1995

Wilson D. Rogers, Jr.
DUNN & ROGERS, P.A.
1 Union Street
Boston, MA 02108

RE: [REDACTED] v. Reverend Robert V. Gale
and the Archdiocese of Boston, Inc.

Dear Attorney Rogers:

Thank you for your letter of October 2, 1995. My client, [REDACTED] has authorized me to write to you to give a more complete explication of his claim against Reverend Robert V. Gale and the Archdiocese of Boston.

[REDACTED], who is currently twenty-nine years old and residing on the South Shore of Massachusetts, was sodomized by Father Gale in Father Gale's sister's apartment in Manchester, New Hampshire in February, 1979. [REDACTED] grew up in Quincy, Massachusetts and came to know Father Gale at Saint Joseph's Church in Quincy, where my client was an altar boy. My client came to know Father Gale not only through my client's religious duties, but also because of Father Gale's contact with his family. In February 1979, Father Gale invited my client, who was twelve years old at the time, and his brother to go on a camping trip with him to New Hampshire during school vacation. My client's brother got sick, however, and could not attend. At this time, [REDACTED]'s parents looked favorably upon the fact that Father Gale was taking a special interest in their son.

The circumstances as to what happened in New Hampshire are curious indeed. My client relates that Father Gale drove him to Camp Fatima in Gilmanton, Iron Works, New Hampshire, a camp for mentally retarded and developmentally disabled children owned the Diocese of Manchester, but frequented by Boston clergy. Father Gale apparently did not have any keys to the camp, so he broke into

Wilson D. Rogers, Jr.
Page Two
October 20, 1995

a cabin with my client. After breaking in, he tried to get heat going, but after a period of time, he decided to go with my client to his sister's apartment in Manchester, New Hampshire.

My client has tracked down, with the assistance of a private investigator, the location of Father Gale's sister's apartment. Indeed, my client was inside the apartment earlier this year and confirms that as being the location where he was sexually molested. My client says that as that day was progressing, he was feeling worse, perhaps coming down with whatever his illness his brother had developed. At Father Gale's sister's apartment, they watched t.v. for a while, and when it was time for bed, Father Gale told my client that they had to sleep together in a pull-out couch. Father Gale stripped down to his t-shirt and underwear and, perhaps sensing that my client was apprehensive, said to him, "Don't worry. What do you think I am, gay?" My client said nothing.

Until one and one-half years ago, that was all my client remembered. Since then, he has remembered that when they were in bed together, Father Gale pulled my client close to him and sodomized him. My client states that his strongest memory was of not being able to move, of feeling mentally and physically paralyzed. In the morning, my client remembers getting dressed and leaving the room in a hurry. His predominant memory of the car ride home is sitting in the front passenger seat and leaning against the door.

When Father Gale brought my client home, his parents put him in bed because he was sick. During the past year, my client has recalled that his parents had suspicions that something had happened to him overnight, because they sent my client's older brother in to ask him if anything had happened. My client denied at that time that anything had happened. My client recalls that his mother checked his underpants and found that they were soiled with blood and a strange liquid. [REDACTED] has recalled that his anus hurt him after the molestation, and he had recurrent hemorrhoid problems for several years thereafter.

As a result of running a personal ad in a newspaper in the Quincy, Massachusetts area, [REDACTED] has been contacted by at least two other victims of Father Gale. One of the victims was sexually molested in New Hampshire as well, within one year after my client's molestation. The other victim was sexually molested by Father Gale shortly before and shortly after he molested [REDACTED]; this victim is known to the Archdiocese of Boston, and it was his sexual molestation shortly after [REDACTED] that led to Father Gale being quickly transferred by the Archdiocese of Boston from Saint Joseph's Church in Quincy to Saint Jude Church in Waltham.

The State of New Hampshire

COPY

SUPERIOR COURT

() COURT

(X) JURY

ROCKINGHAM COUNTY

WRIT OF SUMMONS

[REDACTED]

v. Reverend Robert V. Gale
Our Lady's Hall
287 Highland Street
Milton, MA 02186

The Sheriff or Deputy of any County is ordered to summon each defendant to file a written appearance with the Superior Court at the address listed below by the return day of this writ which is the first Tuesday of December 1995

YEAR

The PLAINTIFF(S) state(s):

SEE ATTACHED

A TRUE COPY ATTEST:

Ralph Norman
DEPUTY SHERIFF
11/8/95

and the Plaintiff(s) claim(s) damages within the jurisdictional limits of this Court.

[REDACTED]

INDORSER (sign and print name)

10/24/95
DATE OF WRIT

NOTICE TO THE DEFENDANT

The Plaintiff listed above has begun legal action against you. You do not have to physically appear in Court on the return day listed above since there will be no hearing on that day. However, if you intend to contest this matter, you or your attorney must file a written appearance form with the Clerk's Office by that date. (Appearance form may be obtained from the Clerk's Office.) You will then receive notice from the Court of all proceedings concerning this case. If you fail to file an appearance by the return day, judgment will be entered against you for a sum of money which you will then be obligated to pay.

Witness, JOSEPH P. NADEAU, Chief Justice, Superior Court.

Raymond W. Taylor
Raymond W. Taylor, Clerk
NH Superior Court Rockingham County
Administration and Justice Building
Exeter NH 03833

Peter A. Gleichman
SIGNATURE OF PLAINTIFF ATTORNEY

Peter A. Gleichman, Esquire
PRINTED/TYPED NAME
Griffin, Swanson & Gleichman, P.A.
56 Middle St., P.O. Box 598
ADDRESS
Portsmouth, NH 03802-0598
(603)433-1830

PARTIES

1. Plaintiff, whose date of birth is [REDACTED] is, and has been at all times pertinent to this action, a resident of the Commonwealth of Massachusetts currently residing in [REDACTED]
2. Defendant, Reverend Robert V. Gale, is a resident of Milton, Massachusetts.
3. Defendant was at all times pertinent to this action employed by or otherwise in the service of The Archdiocese of Boston.

FACTS

4. In 1978, Plaintiff and his family resided in [REDACTED] and were members of the congregation of Saint Joseph's Church in Quincy, Massachusetts when Defendant was assigned to Saint Joseph's Church as Associate Pastor. Plaintiff, who was twelve years old at the time, was already serving as an alter boy at Saint Joseph's Church at the time of Defendant's assignment.
5. From the time of Defendant's assignment to Saint Joseph's Church in 1978, Defendant showed a special interest in Plaintiff upon which Plaintiff's parents looked approvingly. For instance, Defendant selected Plaintiff be the lead singer in the Christmas Holiday Concert that year, which concert never occurred for reasons unrelated to this action.
6. In December 1978, Plaintiff's family moved to a different part of Quincy, Massachusetts within a different parish of the Roman Catholic Church. However, Plaintiff and his family continued to be affiliated with Saint Joseph's Church, where Plaintiff attended mass and religious education classes.
7. In February 1979, Defendant invited Plaintiff and his older brother to go on a camping trip with him to New Hampshire during school vacation. Again, Plaintiff's parents looked approvingly upon the attention that Defendant was giving Plaintiff.
8. At the time of the camping trip, Plaintiff's brother became ill and could not attend. However, Plaintiff went with Defendant on the camping trip alone.
9. Defendant took Plaintiff to Camp Fatima in Gilmanton Iron Works, New Hampshire, a camp for mentally retarded and developmentally disabled children owned by the Diocese of Manchester but frequented by Boston clergy.

10. Claiming that he forgot to bring his keys to the camp, Defendant broke into a cabin with Plaintiff. After breaking in, Defendant tried to get heat going, but after a period of time he decided to leave with Plaintiff and go to his sister's apartment in Manchester, New Hampshire.

11. Upon arriving his sister's apartment at [REDACTED], Manchester, New Hampshire, Defendant and Plaintiff visited with Defendant's sister and watched television. As the day was progressing, Plaintiff began feeling ill.

12. Later that evening, when it was time for bed, Defendant informed Plaintiff that they had to sleep together in a pull-out couch. Defendant undressed to his t-shirt and underwear. Perhaps sensing Plaintiff's apprehension, Defendant said to Plaintiff, "Don't worry. What do you think I am, gay?" Plaintiff said nothing in response.

13. During the evening, while Plaintiff and Defendant were in bed together, Defendant pulled Plaintiff close to him and sodomized him. Plaintiff has remembered not being able to move, of feeling mentally and physically paralyzed.

14. On the morning following the sexual molestation, Plaintiff remembers getting dressed quickly and leaving the room in a hurry. Plaintiff recalls there being little conversation between Plaintiff and Defendant during the return ride home to Massachusetts. Plaintiff's predominant memory of the car ride home is of sitting in the front passenger seat feeling ill and leaning against the door.

15. Upon returning home, Plaintiff's parents put him in bed immediately because of his illness. Later that day, while Plaintiff was in bed, Plaintiff's parents sent Plaintiff's brother into to ask him if anything had happened during the trip with Defendant. Plaintiff denied on that occasion that anything had happened. Later that same day, Plaintiff's mother checked Plaintiff's underpants and found that they were soiled with blood and a strange liquid.

16. Plaintiff has remembered that his anus hurt him after the sexual molestation and that he had recurrent hemorrhoid problems for several years thereafter.

17. Upon information and belief, which information Plaintiff believes to be true, Defendant has always resided and been employed outside the State of New Hampshire since the incident giving rise to this action.

18. Until late 1993, Plaintiff had repressed the memory of having been sodomized by Defendant. The occasion for Plaintiff remembering Defendant's sexual molestation of him in February 1979 was media publicity about the Father James Porter cases in Massachusetts and a request in February 1994 by Cardinal Law of the Archdiocese of Boston for victims of clergy sexual molestation to come forward and report the incidents.

19. Only as a result of Plaintiff remembering in late 1993 and early 1994 Defendant's sexual molestation of him in February 1979 has Plaintiff been able to know and understand that Defendant's sexual molestation of him in 1979 was an injury sufficient to apprise him that his rights may have been violated. Further, only as a result of Plaintiff remembering in late 1993 and early 1994 that Defendant sexually molested him in 1979, did Plaintiff discover all of the elements necessary to constitute the claims he has against Defendant.

COUNT I - ASSAULT AND BATTERY

20. The allegations in contained in Paragraph 1 - 19 are hereby incorporated by reference.

21. Defendant 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 psychological and emotional injury.

COUNT II - INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

22. The allegations contained in Paragraph 1 - 21 above are hereby incorporated by reference.

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

COUNT III - FALSE IMPRISONMENT

24. The allegations contained in Paragraphs 1-23 above are hereby incorporated by reference.

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

COUNT IV - FRAUD

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

1020

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

COUNT V - NEGLIGENCE

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

29. At all times material to this action, Defendant had a duty to use reasonable care in his relationship with Plaintiff 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).

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

31. Defendant'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 INFLECTION OF EMOTIONAL DISTRESS

32. The allegations contained in Paragraphs 1 - 31 above are hereby incorporated by reference.

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

34. Defendant breached his duty of reasonable care to Plaintiff by engaging in unreasonable and extreme conduct that would cause emotional and psychological harm to Plaintiff.

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

COUNT VII - BREACH OF FIDUCIARY DUTY

36. The allegations contained in Paragraphs 1 - 35 above are hereby incorporated by reference.

37. At all times material to this action, Defendant, acting as a representative of the Roman Catholic Church, owed a duty of due care toward Plaintiff to act as a moral person, to behave in a selfless fashion and to act in an accordance with the special confidence, trust and loyalty placed in him by Plaintiff.

38. Defendant breached his special duty to Plaintiff by engaging in forced anal intercourse with Plaintiff.

39. Defendant's conduct in breach of his special duty to Plaintiff directly and proximately caused Plaintiff to suffer past, present and future severe psychological and emotional injury.

40. In addition to the foregoing damages, Defendant has caused Plaintiff, in all Counts above, to sustain a loss of enjoyment of life.

OUR LADYS HALL - PRP

1001

Rockingham

.SS.

Superior

COURT

[Redacted]

v.

Reverend Robert V. Gale

PETITION TO ATTACH WITH NOTICE

The plaintiff petitions for permission to make the following attachments in a Civil/Equity Action, returnable on December 19 95.

Name of Defendant	Category of Property to be Attached (check)		Amount of Attachment
	Real Estate	Other	
1. Robert V. Gale	X		\$250,000
2.			
Etc.			

In support of this petition, the plaintiff certifies that:

1. The plaintiff believes there is a reasonable likelihood that the plaintiff will recover judgment, including interest and costs, in the amount of \$250,000.

2. The plaintiff also believes that, unless the attachment is allowed, there is a reasonable likelihood that the defendant's assets will be insufficient to satisfy a judgment, and assigns the following in support of this belief (Here give statement detailing reasons for belief): Defendant is a Roman Catholic priest whose clerical duties have been restricted by the Archdiocese of Boston in response to Plaintiff's reporting of the incident of sexual molestation giving rise to this action. Defendant's real estate in New Hampshire is the only known asset in New Hampshire, or anywhere for that matter, available to satisfy the judgment Plaintiff will receive against Defendant.

[Redacted Signature]

To Be Signed by Plaintiff (or Affiant) (In case of a corporation or partnership, a duly authorized officer or partner shall sign.)

[Redacted Signature]

MASSACHUSETTS STATE OF ~~NEW HAMPSHIRE~~

Plymouth, SS.

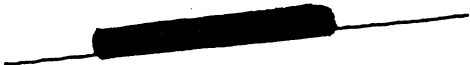
Personally appeared the person signing the above petition and certification, and swore that it is true to the best of his/her knowledge and belief.

10/30/95 Date

[Signature] Notary Public/Justice of the Peace

My Commission Expires

1002



V.

Reverend Robert V. Gale

NOTICE TO THE DEFENDANT

THE PLAINTIFF INTENDS TO ATTACH YOUR PROPERTY, AS SET FORTH IN THE ABOVE PETITION FOR PERMISSION TO DO SO, TO SECURE ANY JUDGMENT OR DECREE THE PLAINTIFF MAY OBTAIN IN THIS ACTION. YOU HAVE THE RIGHT TO OBJECT TO THE ATTACHMENT, AND TO HAVE A HEARING AS TO WHETHER IT SHOULD BE MADE. IF YOU DO WISH TO OBJECT, AND HAVE A HEARING, YOU SHOULD FILE A WRITTEN OBJECTION, DETAILING THE REASONS THEREFOR. TOGETHER WITH A REQUEST FOR A HEARING, WITH THE CLERK OF COURT, NOT LATER THAN December 5, 1995.
(return day)

IF YOU FAIL TO OBJECT BY THAT DATE, YOU WILL BE DEEMED TO HAVE WAIVED ANY OBJECTION.

IF YOU TRANSFER ANY PROPERTY AFTER RECEIVING THIS NOTICE, AND BEFORE THE ATTACHMENT, IF ALLOWED, IS MADE, YOU WILL BE SUBJECT TO THE PROVISIONS OF RSA 511-A:6.

EVEN IF YOU DO NOT OBJECT TO THE ATTACHMENT, YOU SHOULD FILE AN APPEARANCE WITH THE CLERK OF COURT BY December 5, 1995 UNLESS YOU ARE WILLING THAT THE PLAINTIFF HAVE JUDGMENT BY DEFAULT.
(return day)

Peter A. Gleickman
Plaintiff or Plaintiff's Lawyer

Peter A. Gleickman, Esquire

Munsey says that Fr. Quirk seems to know a lot about what priests have had reports against them. Fr. Quirk replaced Scruton in Laconia and was appalled by conduct of Scruton, she says. RS

February 28, 2002

[redacted] d.o.b. [redacted] called to report acts of sex abuse. She is at [redacted] (her physical address is at the corner of that street at [redacted]).

[redacted] reported that two priests sexually assaulted her: Fr. Robert Gale and Fr. Ed Kelly.

[redacted] said that Fr. Gale was "bombed" one night at Camp Fatima where she worked as a counselor. She was 18 years old and this was 1978. Gale said I want to fuck your bones. The next day when he was sober, Gale said he meant what he said the previous night. Gale pushed [redacted] into a tent and ripped her shirt trying to have sex with her. [redacted] broke free and ran away. She still has the ripped shirt. [redacted] later went to Fr. Kelly who gave [redacted] a free drink.

[redacted] reports that in 1979 and 1980 she was a Camp Fatima counselor and that she Fr. Kelly grabbed her breast in 79 and 80.

[redacted] called Ed Kelly in 1994 at a place in Milton reportedly used to treat priests for substance abuse. [redacted] discovered that pedophiles were sent there too. On the telephone, Kelly admitted to [redacted] that Kelly molested her. [redacted] said that at one point the a person from the chancery in Boston tried to get her to recant. She said it was someone like a Sr. McKenna or something to that effect.

[redacted] described the climate at Fatima as being sexual. For instance, in a bulletin sent in the camp there was an implied reference to sex on the altar. Also girls would get picked in the mess hall for a particular consequence. So if someone was late, a girl would be picked to go to the sink. "To the sink," the campers would shout. The sink could hold a person, and it was much like a wet t-shirt contest [redacted] explained. Furthermore, priests would engage in "t n' a" whereby priests dressed up in drag as part of a skit where photos were forbidden, and then they would moon everyone.

[redacted] reported her assaults to the chancery. Fr. Daly sent [redacted] to the chancery. Sr. McCarthy provided paperwork saying that the church would provide counseling for 6 months. A letter was sent along with a gag order that [redacted] never signed. This was around '95 or so. After payments for counseling stopped, [redacted] spoke with Fr. William Murphy. Murphy checked on the matter, she says, but reported that there was no record that she had been abused and could not continue funding. Murphy reportedly spoke to Sr. Rita McCarthy and Fr. Brian Flatley, who denied the existence of affidavits by [redacted] alleging abuse. Murphy, who is a higher-up, reportedly later learned that he had been lied to and that affidavits were in a file. Murphy started up the payments in 1998 and the aforementioned religious were disciplined. [redacted] said that Murphy said he would

testify if there was ever a court case. Murphy reportedly was disgusted by these events and went to St. John's Seminary to make a difference in priestly formation.

██████████ has received payments for counseling by the archdiocese for 6 years and has never signed the gag order.

She knew that Fr. Dowd was a camp director from the diocese of Manchester and that Frs. Silver and John Martin were in residence.

██████████ said that ██████████ (dob around 1960) was in prison in NH for molestation and attended Fatima. She said we should check into it. She said she spoke with ██████████ about abuse at Fatima.

██████████ was concerned about possible abuse during Exceptional Children/Citizens Week.

██████████ spoke with Suffolk County DA's office and Middlesex. ██████████ spoke with investigator John McDonough at Boston PD at 617-343-4400.

██████████ referred me to Frank Fitzpatrick who runs Survivor Connections, Inc at 401-941-2548, which matches victims and priests.

██████████ had information that caused her to believe that Fr. Bill Devine, a Fatima priest based at St. Mark's in Dorchester, MA was a pedophile. He may be a Navy chaplain.

I told her I would ask an investigator to speak with her and that Barbara Belmont was available too. ██████████ said that ██████████ is her social worker/counselor. RS

2/28/02

I put in call to Attys Sherman and MacLeish in Boston about sex cases they settled. Left message. RS

March 1, 2002

I spoke with ██████████ she was anxious today. I went over possible crisis services in her area. She has a therapist but she will not be back until March 6, 2002. Saw noon news about camp Fatima connection and wanted to warn her father that victims names may be named and she may be named. He saw the news too. She was upset with her father's response though she is not surprised by it (he said he will support the church above all else. He believes that it happened but she will ruin the family if she comes forward and the church should be protected at all costs.) He believes her but if this went to court and the Catholic Church calls him he will discredit her. He will call the Cardinal himself and tell him he will testify against her. This will not stop her from coming forward. She is looking around for support groups that deal specifically with victims of priests. I don't know of any but gave her numbers to NOVA and National Victim's Center.

The other thing is in regards to Paul Francis Ruzzo. He was ordained in church of Manchester. He was at St. Johns in Boston. He got kicked out of seminary for serious matters. He applied all over the place and was accepted at an Oregon seminary. She got invited to his ordination. She still has the invitation. She didn't go. He was told by the Archdiocese that he could never be a priest in Mass. He also was Camp Fatima person. BB

March 5, 2002

I spoke with Brad Cook, diocesan attorney. He expressed his full cooperation with whatever we needed to know. I thanked him greatly. He told me that Fatima's records go back to the 1950's. Some records are better than others. If we need to know about certain priests or counselors who might have been at a Fatima event or an EC event, he should be able to help. He may not be able to help when it comes to the outside groups using the campsite.

The camp has a director, Gus Planchet, who has been there sine 1990. EC week also has its own director. The director of Fatima falls under the secy for education.

I said we will be in touch and we both expressed a desire to work with each other. [REDACTED]

March 20, 2002

[REDACTED] called to report that he had been molested when he was 7 or 8 at Camp Fatima in the mid 1980's. He could not remember exactly the dates. He said that a camp counselor named Bill in his 20s or 30s took [REDACTED] into the lodging facility and started to make out with him. [REDACTED] got a hicky. At most these are misdemeanor assaults for which the statute of limitations has run out. I informed [REDACTED] of this but thanked him for the information. I told him to call if he remembered anything more or needed anything that we could help him with.

March 25, 2002

I spoke to Eric MacLeish today. His client, [REDACTED] is anxious to speak with us. He is at [REDACTED] they settled a case with Fr. Paquin where Paquin sexually assaulted [REDACTED]. The settlement was in 1996 or so. MacLeish did a lot of these clergy cases and got sick by it. The gag orders that the church insisted on using is what made MacLeish turn cases over to a partner; MacLeish was just tired of these gag orders. He said he recalls several priests taking kids up to a lake house on Winnepesaukee. He recalls the names of Frs. Kelly, Sharley and Graham. I told him we will speak to [REDACTED] and go from there. MacLeish very much wants to cooperate with any investigation. RS

[REDACTED] calls right after. He says he has knowledge of Fatima stuff but was abused himself in Hampton, Salem, Bethlehem, Rye Beach. RS

April 4, 2002

[REDACTED] called. He was reluctant to call because he never spoke to anyone about this. But he wanted to say that Brother Guy Beaulieu (who may be at Bishop



The Catholic Center at Tufts University
Rev. David M. O'Leary, S.T.L., Ph.D., Director
58 Winthrop Street
Medford, MA 02155-5300

JUN 07 2002

1048

5 June 2002

Greetings John!

OFFICE OF THE CHANCELLOR
FILE: Confidential - Gale
AUTHORIZED: JM

I am enclosing the mandatory report that I sent to the MASS Suffolk Co office & to the office of Hillsborough County Attorney Peter McDonough.

My report concerning Bob Gale should not be new. I wrote a few years ago when Gus Planchette invited Bob Gale to celebrate a mass for regular season camp reunion.

David M. O'Leary

COMMONWEALTH OF MASSACHUSETTS

SPECIAL FORM FOR CLERGY REPORTING OF SUSPECTED ABUSE OF CHILDREN WHO ARE NOW AGE 18 OR OLDER TO THE MASSACHUSETTS DISTRICT ATTORNEYS

Massachusetts law requires all mandated reporters, including clergy, to immediately report the suspected physical, sexual or emotional abuse of children under the age of 18 directly to the Department of Social Services. This special form must be utilized exclusively to report cases of child abuse, where the child was under 18 when the abuse occurred but now is age 18 or older. Report all suspected abuse, regardless of how old, and regardless of who the suspected perpetrator (e.g., clergy, parent, neighbor) may be. Please mail this form directly to the District Attorney for the county where the abuse occurred.

Please complete all sections of this form. If some data is unknown, please so indicate. If some data is not certain, place a question mark after the entry.

DATA ON CHILDREN REPORTED:

Table with 4 columns: NAME, CURRENT LOCATION/ ADDRESS, SEX, APPROXIMATE AGE OR DATE OF BIRTH. Contains redacted information and handwritten '34'.

DATA ON CHILD'S MALE PARENT OR GUARDIAN:

Name: [Redacted] First Last Middle

Address: [Redacted] Street and Number City/Town State

1650

Telephone Number: _____

Age: _____

DATA ON CHILD'S FEMALE PARENT OR GUARDIAN:

Name: _____
First Last Middle

Address: _____
Street and Number City/Town State

Telephone Number: _____

Age: _____

DATA ON REPORTER/REPORT:

3 June 2002 Mandatory Report Voluntary Report
Date of Report

Reporter's Name: (Rev.) David M. O'Leary
First Last

Reporter's Address: (If the reporter represents an institution, school, or facility please indicate.)

38 Boston Ave Medford MA
Street City/Town

MA 02155 781-488 5444
State Zip Code Telephone Number

Has reporter informed ^{victim} caretaker of report? Yes No

ABUSE/NEGLECT REPORT:

What is the nature and extent of the injury, abuse, maltreatment or neglect?
(Please cite the source of this information if not observed first hand)

In 1992 [redacted] told me he was
Molested by Reverend Robert Gile a few years earlier.

1651

What are the circumstances under which the reporter became aware of the injuries, abuse, maltreatment or other?

In 1992 I was Resident Director of Exceptional Citizens week at Camp Fatima in Gilmanston Ironw. N.H. [redacted] confided in me about the incident to make sure Bob Gale never came back to E.C. week.

Approximately when and where did the abuse itself occur?

The attack/molestation happened in the late 1980s at a private cabin ~~area~~ off site from Camp Fatima

Approximately when and under what circumstances did you become aware of receive this information? Has this information been reported, and if so, when and to whom? What (if anything) did you do to report this information when you first received it? To your knowledge, are there records anywhere regarding this?

I informed Rev. Thomas Daily asking that Bob Gale not be allowed at E.C. week. I informed Mr. Gus Planchette that Rev. Gale should never be allowed at Camp Fatima

Please give other information which you think might be helpful in establishing the cause of the injury and/or the person responsible for it. If known, please provide the name(s) of the alleged perpetrator(s).

Rev. Robert Gale
47 Winship Street #6
Boston MA 02135-3330

[redacted signature]
Signature of Reporter

1927

GRIFFIN, SWANSON & GLEICHMAN, P.A.

ATTORNEYS AT LAW

56 MIDDLE STREET

P. O. BOX 598

PORTSMOUTH, NEW HAMPSHIRE 03802-0598

CHARLES A. GRIFFIN
DALE T. SWANSON
PETER A. GLEICHMAN

CHARLES J. GRIFFIN, RETIRED

TEL. 603-433-1830

603-659-2200

FAX 603-433-1197

MAINE

PETER A. GLEICHMAN

October 20, 1995

OCT 23 1995

Wilson D. Rogers, Jr.
DUNN & ROGERS, P.A.
1 Union Street
Boston, MA 02108

RE: [REDACTED] v. Reverend Robert V. Gale
and the Archdiocese of Boston, Inc.

Dear Attorney Rogers:

Thank you for your letter of October 2, 1995. My client, [REDACTED] has authorized me to write to you to give a more complete explication of his claim against Reverend Robert V. Gale and the Archdiocese of Boston.

[REDACTED], who is currently twenty-nine years old and residing on the South Shore of Massachusetts, was sodomized by Father Gale in Father Gale's sister's apartment in Manchester, New Hampshire in February, 1979. [REDACTED] grew up in Quincy, Massachusetts and came to know Father Gale at Saint Joseph's Church in Quincy, where my client was an altar boy. My client came to know Father Gale not only through my client's religious duties, but also because of Father Gale's contact with his family. In February 1979, Father Gale invited my client, who was twelve years old at the time, and his brother to go on a camping trip with him to New Hampshire during school vacation. My client's brother got sick, however, and could not attend. At this time, [REDACTED]'s parents looked favorably upon the fact that Father Gale was taking a special interest in their son.

The circumstances as to what happened in New Hampshire are curious indeed. My client relates that Father Gale drove him to Camp Fatima in Gilmanton, Iron Works, New Hampshire, a camp for mentally retarded and developmentally disabled children owned the Diocese of Manchester, but frequented by Boston clergy. Father Gale apparently did not have any keys to the camp, so he broke into

Wilson D. Rogers, Jr.
Page Two
October 20, 1995

a cabin with my client. After breaking in, he tried to get heat going, but after a period of time, he decided to go with my client to his sister's apartment in Manchester, New Hampshire.

My client has tracked down, with the assistance of a private investigator, the location of Father Gale's sister's apartment. Indeed, my client was inside the apartment earlier this year and confirms that as being the location where he was sexually molested. My client says that as that day was progressing, he was feeling worse, perhaps coming down with whatever his illness his brother had developed. At Father Gale's sister's apartment, they watched t.v. for a while, and when it was time for bed, Father Gale told my client that they had to sleep together in a pull-out couch. Father Gale stripped down to his t-shirt and underwear and, perhaps sensing that my client was apprehensive, said to him, "Don't worry. What do you think I am, gay?" My client said nothing.

Until one and one-half years ago, that was all my client remembered. Since then, he has remembered that when they were in bed together, Father Gale pulled my client close to him and sodomized him. My client states that his strongest memory was of not being able to move, of feeling mentally and physically paralyzed. In the morning, my client remembers getting dressed and leaving the room in a hurry. His predominant memory of the car ride home is sitting in the front passenger seat and leaning against the door.

When Father Gale brought my client home, his parents put him in bed because he was sick. During the past year, my client has recalled that his parents had suspicions that something had happened to him overnight, because they sent my client's older brother in to ask him if anything had happened. My client denied at that time that anything had happened. My client recalls that his mother checked his underpants and found that they were soiled with blood and a strange liquid. [REDACTED] has recalled that his anus hurt him after the molestation, and he had recurrent hemorrhoid problems for several years thereafter.

As a result of running a personal ad in a newspaper in the Quincy, Massachusetts area, [REDACTED] has been contacted by at least two other victims of Father Gale. One of the victims was sexually molested in New Hampshire as well, within one year after my client's molestation. The other victim was sexually molested by Father Gale shortly before and shortly after he molested [REDACTED]; this victim is known to the Archdiocese of Boston, and it was his sexual molestation shortly after [REDACTED] that led to Father Gale being quickly transferred by the Archdiocese of Boston from Saint Joseph's Church in Quincy to Saint Jude Church in Waltham.

1981

PARTIES

1. Plaintiff, whose date of birth is [REDACTED], is, and has been at all times pertinent to this action, a resident of the Commonwealth of Massachusetts currently residing in [REDACTED]
2. Defendant, Reverend Robert V. Gale, is a resident of Milton, Massachusetts.
3. Defendant was at all times pertinent to this action employed by or otherwise in the service of The Archdiocese of Boston.

FACTS

4. In 1978, Plaintiff and his family resided in Quincy, Massachusetts and were members of the congregation of Saint Joseph's Church in Quincy, Massachusetts when Defendant was assigned to Saint Joseph's Church as Associate Pastor. Plaintiff, who was twelve years old at the time, was already serving as an alter boy at Saint Joseph's Church at the time of Defendant's assignment.
5. From the time of Defendant's assignment to Saint Joseph's Church in 1978, Defendant showed a special interest in Plaintiff upon which Plaintiff's parents looked approvingly. For instance, Defendant selected Plaintiff be the lead singer in the Christmas Holiday Concert that year, which concert never occurred for reasons unrelated to this action.
6. In December 1978, Plaintiff's family moved to a different part of Quincy, Massachusetts within a different parish of the Roman Catholic Church. However, Plaintiff and his family continued to be affiliated with Saint Joseph's Church, where Plaintiff attended mass and religious education classes.
7. In February 1979, Defendant invited Plaintiff and his older brother to go on a camping trip with him to New Hampshire during school vacation. Again, Plaintiff's parents looked approvingly upon the attention that Defendant was giving Plaintiff.
8. At the time of the camping trip, Plaintiff's brother became ill and could not attend. However, Plaintiff went with Defendant on the camping trip alone.
9. Defendant took Plaintiff to Camp Fatima in Gilmanton Iron Works, New Hampshire, a camp for mentally retarded and developmentally disabled children owned by the Diocese of Manchester but frequented by Boston clergy.

10. Claiming that he forgot to bring his keys to the camp, Defendant broke into a cabin with Plaintiff. After breaking in, Defendant tried to get heat going, but after a period of time he decided to leave with Plaintiff and go to his sister's apartment in Manchester, New Hampshire.
11. Upon arriving his sister's apartment at [REDACTED] Manchester, New Hampshire, Defendant and Plaintiff visited with Defendant's sister and watched television. As the day was progressing, Plaintiff began feeling ill.
12. Later that evening, when it was time for bed, Defendant informed Plaintiff that they had to sleep together in a pull-out couch. Defendant undressed to his t-shirt and underwear. Perhaps sensing Plaintiff's apprehension, Defendant said to Plaintiff, "Don't worry. What do you think I am, gay?" Plaintiff said nothing in response.
13. During the evening, while Plaintiff and Defendant were in bed together, Defendant pulled Plaintiff close to him and sodomized him. Plaintiff has remembered not being able to move, of feeling mentally and physically paralyzed.
14. On the morning following the sexual molestation, Plaintiff remembers getting dressed quickly and leaving the room in a hurry. Plaintiff recalls there being little conversation between Plaintiff and Defendant during the return ride home to Massachusetts. Plaintiff's predominant memory of the car ride home is of sitting in the front passenger seat feeling ill and leaning against the door.
15. Upon returning home, Plaintiff's parents put him in bed immediately because of his illness. Later that day, while Plaintiff was in bed, Plaintiff's parents sent Plaintiff's brother into to ask him if anything had happened during the trip with Defendant. Plaintiff denied on that occasion that anything had happened. Later that same day, Plaintiff's mother checked Plaintiff's underpants and found that they were soiled with blood and a strange liquid.
16. Plaintiff has remembered that his anus hurt him after the sexual molestation and that he had recurrent hemorrhoid problems for several years thereafter.
17. Upon information and belief, which information Plaintiff believes to be true, Defendant has always resided and been employed outside the State of New Hampshire since the incident giving rise to this action.

18. Until late 1993, Plaintiff had repressed the memory of having been sodomized by Defendant. The occasion for Plaintiff remembering Defendant's sexual molestation of him in February 1979 was media publicity about the Father James Porter cases in Massachusetts and a request in February 1994 by Cardinal Law of the Archdiocese of Boston for victims of clergy sexual molestation to come forward and report the incidents.

19. Only as a result of Plaintiff remembering in late 1993 and early 1994 Defendant's sexual molestation of him in February 1979 has Plaintiff been able to know and understand that Defendant's sexual molestation of him in 1979 was an injury sufficient to apprise him that his rights may have been violated. Further, only as a result of Plaintiff remembering in late 1993 and early 1994 that Defendant sexually molested him in 1979, did Plaintiff discover all of the elements necessary to constitute the claims he has against Defendant.

COUNT I - ASSAULT AND BATTERY

20. The allegations in contained in Paragraph 1 - 19 are hereby incorporated by reference.

21. Defendant 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 psychological and emotional injury.

COUNT II - INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

22. The allegations contained in Paragraph 1 - 21 above are hereby incorporated by reference.

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

COUNT III - FALSE IMPRISONMENT

24. The allegations contained in Paragraphs 1-23 above are hereby incorporated by reference.

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

COUNT IV - FRAUD

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

1934

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

COUNT V - NEGLIGENCE

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

29. At all times material to this action, Defendant had a duty to use reasonable care in his relationship with Plaintiff 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).

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

31. Defendant'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

32. The allegations contained in Paragraphs 1 - 31 above are hereby incorporated by reference.

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

34. Defendant breached his duty of reasonable care to Plaintiff by engaging in unreasonable and extreme conduct that would cause emotional and psychological harm to Plaintiff.

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

COUNT VII - BREACH OF FIDUCIARY DUTY

36. The allegations contained in Paragraphs 1 - 35 above are hereby incorporated by reference.

37. At all times material to this action, Defendant, acting as a representative of the Roman Catholic Church, owed a duty of due care toward Plaintiff to act as a moral person, to behave in a selfless fashion and to act in an accordance with the special confidence, trust and loyalty placed in him by Plaintiff.

38. Defendant breached his special duty to Plaintiff by engaging in forced anal intercourse with Plaintiff.

39. Defendant's conduct in breach of his special duty to Plaintiff directly and proximately caused Plaintiff to suffer past, present and future severe psychological and emotional injury.

40. In addition to the foregoing damages, Defendant has caused Plaintiff, in all Counts above, to sustain a loss of enjoyment of life.

~~STATE OF NEW HAMPSHIRE~~

1986

Superior

COURT

Rockingham

.SS.

~~_____~~

v.

Reverend Robert V. Gale

PETITION TO ATTACH WITH NOTICE

The plaintiff petitions for permission to make the following attachments in a Civil/Equity Action, returnable on December 19 95.

Name of Defendant	Category of Property to be Attached (check)		Amount of Attachment
	Real Estate	Other	
1. Robert V. Gale	X		\$250,000
2.			
Etc.			

In support of this petition, the plaintiff certifies that:

1. The plaintiff believes there is a reasonable likelihood that the plaintiff will recover judgment, including interest and costs, in the amount of \$250,000.

2. The plaintiff also believes that, unless the attachment is allowed, there is a reasonable likelihood that the defendant's assets will be insufficient to satisfy a judgment, and assigns the following in support of this belief (Here give statement detailing reasons for belief): Defendant is a Roman Catholic priest whose clerical duties have been restricted by the Archdiocese of Boston in response to Plaintiff's reporting of the incident of sexual molestation giving rise to this action. Defendant's real estate in New Hampshire is the only known asset in New Hampshire, or anywhere for that matter, available to satisfy the judgment Plaintiff will receive against Defendant.

~~_____~~

To Be Signed by Plaintiff (or Affiant)
(In case of a corporation or partnership, a duly authorized officer or partner shall sign.)

~~_____~~

MASSACHUSETTS
STATE OF ~~NEW HAMPSHIRE~~

Plymouth, SS.

Personally appeared the person signing the above petition and certification, and swore that it is true to the best of his/her knowledge and belief.

10/30/95
Date

S. P. Miel
Notary Public/Justice of the Peace

My Commission Expires
8/26/99

1987



v.

Reverend Robert V. Gale

NOTICE TO THE DEFENDANT

THE PLAINTIFF INTENDS TO ATTACH YOUR PROPERTY, AS SET FORTH IN THE ABOVE PETITION FOR PERMISSION TO DO SO, TO SECURE ANY JUDGMENT OR DECREE THE PLAINTIFF MAY OBTAIN IN THIS ACTION. YOU HAVE THE RIGHT TO OBJECT TO THE ATTACHMENT, AND TO HAVE A HEARING AS TO WHETHER IT SHOULD BE MADE. IF YOU DO WISH TO OBJECT, AND HAVE A HEARING, YOU SHOULD FILE A WRITTEN OBJECTION, DETAILING THE REASONS THEREFOR, TOGETHER WITH A REQUEST FOR A HEARING, WITH THE CLERK OF COURT, NOT LATER THAN December 5, 1995.

(return day)

IF YOU FAIL TO OBJECT BY THAT DATE, YOU WILL BE DEEMED TO HAVE WAIVED ANY OBJECTION.

IF YOU TRANSFER ANY PROPERTY AFTER RECEIVING THIS NOTICE, AND BEFORE THE ATTACHMENT, IF ALLOWED, IS MADE, YOU WILL BE SUBJECT TO THE PROVISIONS OF RSA 511-A:6.

EVEN IF YOU DO NOT OBJECT TO THE ATTACHMENT, YOU SHOULD FILE AN APPEARANCE WITH THE CLERK OF COURT BY December 5, 1995 UNLESS YOU ARE WILLING THAT THE PLAINTIFF

(return day)

HAVE JUDGMENT BY DEFAULT.

Peter A. Gleickman
~~Plaintiff~~ Plaintiff's Lawyer

Peter A. Gleickman, Esquire

The petition to attach is denied.

ORDER

TI

CONFIDENTIALMEMORANDUM

TO: Fr. John McCormack
FROM: Sr. Catherine Mulkerrin
RE: Allegation by [REDACTED] Concerning Fr. Robert Gale
DATE: February 9, 1994

[REDACTED] initially met with Fr. Charles Higgins who in turn referred him to CEM. Fr. Higgins described [REDACTED] as a very well balanced twenty-six year old father of two. [REDACTED] is employed at [REDACTED]

[REDACTED] wife what happened to him at the age of twelve.

[REDACTED] met with CEM on Tuesday, February 8. He said that the Porter incident and more recently the Cardinal's letter moved him to unburden his own incident with Fr. Robert Gale while the priest was stationed at St. Joseph's, Quincy Point. He began by saying that it was known that Fr. Gale had approached a kid in the rectory and others, and that the fathers of the boys "ran him out of town". His own father was among them although [REDACTED] had not told his parents.

In 1978-79 when [REDACTED] was 12 years old, his family had moved to North Quincy, but continued to attend St. Joseph's for Mass, CCD, etc. [REDACTED] was an altar boy who felt Fr. Gale took a special interest in him and who worked with him on a singing part for a later cancelled parish show - all now seen as a set up. During the February, 1979 school vacation week, Fr. Gale invited [REDACTED] to go camping at Camp Fatima. They had a hard time getting into one of the buildings and then could not get the heat to work. They then went to Fr. Gale's sister's home. [REDACTED] did not know where this was and by this time he was not feeling well and had developed a fever. He remembers that the sister had a room upstairs and that he and Fr. Gale used a pull-out couch in the living room. When he appeared uncomfortable about sharing the bed, Fr. Gale said, "what do you think - that I'm gay?" He is not sure what went on (CEM asked if there were any advances); he knows he was feverish and knows that he felt terrible and that he was bleeding rectally the next morning.

When [REDACTED] returned home, he remembers that his mother and a visiting aunt took care of him. He had a 104 fever and they thought the bleeding was connected to the high fever. [REDACTED] expressed some bitterness that these adults did not recognize what happened. When CEM asked if his parents knew about the incident,

Conf. memo to JBM req. Fr. Robert Gale 2-9-1994

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██████ thought that they might know, his mother having said at some time, "we know the problems that can happen." He never told them, but did tell two friends. "I trusted no one" and "I went through the motions about church".

██████ feels that in sharing this he will receive support from his family. He felt that his interview provided an opportunity to know that he is not "crazy" and that he is a credible person. Since ██████ now lives in Rockland, CEM gave him two counseling agencies on the South Shore as references. She also shared that Fr. Gale's ministry is restricted and that with ██████'s permission the incident would be made known to Fr. Gale.

RELEASE OF ALL CLAIMS

In consideration of [REDACTED])
[REDACTED], the Receipt whereof is hereby acknowledged and the agreement that Rev. Robert V. Gale will not be placed in an assignment which will give him unsupervised access to children under the age of eighteen (18) years old, including parish assignments, [REDACTED] hereby remises, releases and forever discharges the Roman Catholic Archbishop of Boston, a Corporation Sole, its agents, servants, officers, employees and independent contractors, all priests incardinated to the Roman Catholic Archdiocese of Boston, including, but not limited to Reverend Robert V. Gale, and all entities and organizations affiliated with or associated with the Roman Catholic Archbishop of Boston, a Corporation Sole, their agents, servants, employees, officers, trustees, directors and independent contractors, of and from all debts, demands, causes of action, suits, accounts, covenants, contracts, agreements, damages, and any and all claims, demands and liabilities whatsoever of every name and nature, both in LAW and in EQUITY, including, without limitation, any and all claims for past, present or future physical, mental and emotional injuries, whether presently known or unknown, any and all claims for punitive or exemplary damages, any and all claims for loss of earning capacity, diminished life expectancy, death, loss of consortium, loss of society, physical and mental anguish, infliction of emotional distress, pain and suffering, legal fees and expenses, any and all claims for violations of Massachusetts General Laws Chapter

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93A and Chapter 176D, and any and all liens asserted, or which may hereafter be asserted, known or unknown, as a result of any claim herein released, which against the said Roman Catholic Archbishop of Boston, a Corporation Sole, its agents, servants, officers, employees and independent contractors, all priests incardinated to the Roman Catholic Archdiocese of Boston, including, but not limited to Reverend Robert V. Gale, and all entities and organizations affiliated with or associated with the Roman Catholic Archbishop of Boston, a Corporation Sole, their agents, servants, employees, officers, directors and independent contractors, I now have or ever had from the beginning of the world to this date, including but in no way limited to events which occurred in February of 1979.

I further agree that this settlement is in full compromise of a doubtful and disputed claim both as to the question of liability and as to the nature, extent and permanency of all injuries and damages, and that the payment is not to be construed as an admission of liability on the part of the Roman Catholic Archbishop of Boston, a Corporation Sole, its agents, servants, officers, employees and independent contractors, all priests incardinated to the Roman Catholic Archdiocese of Boston, including, but not limited to Reverend Robert V. Gale, and all entities and organizations affiliated with or associated with the Roman Catholic Archbishop of Boston, a Corporation Sole, their agents, servants, employees, officers, directors and independent contractors, all of whom expressly

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deny liability. No promise or inducement which is not herein expressed has been made to me and in executing this Release, I do not rely upon any statement or representation made by any person, firm or corporation hereby released, or any agent or other person representing them or any other concerning the nature, extent, or duration of said damages or losses, or the legal liability therefore.

It further is expressly agreed by and among all of the parties to this Release, as well as their attorneys, agents, servants, employees and insurers, that they will maintain the confidentiality of the facts of this settlement and the specific terms thereof. No party, nor a party's attorney, agent, servant, employee or insurer, shall disclose or cause to be disclosed, directly or indirectly, to any person, corporation or entity not a party to this Release, including but not limited to any form of print or broadcast media, the names of any parties described herein, the existence of any claims against the released parties, the fact of this settlement, the terms or amounts of this settlement, any facts or circumstances leading to the completion of this settlement or the alleged facts and circumstances giving rise to any claims described herein unless in response to a lawfully issued subpoena from a duly constituted Grand Jury or by court order. Prior to making any such required disclosure, [REDACTED], through his Counsel, shall notify Counsel for the Roman Catholic Archbishop of Boston, a Corporation Sole, and Counsel for Reverend Robert V.

Gale. This paragraph shall not prevent [REDACTED] from disclosing or discussing the facts and circumstances giving rise to any claims described herein or the terms of this Settlement Agreement with a licensed clergy, physician, attorney, mental health professional, spouse or partner, or immediate family. Prior to making any disclosures to any of the above named persons, [REDACTED] shall inform said person of the confidentiality requirements of this clause and shall obtain from them their agreement to honor such confidentiality.

I further state that I have carefully read the foregoing Release and know the contents thereof, and I sign the said as my own free act.

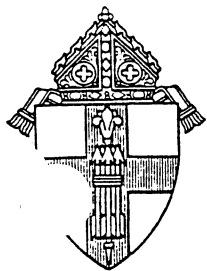
Witness my hand and seal this 1st day of October
, 1996.

AGREED AND ASSENTED TO:

Peter A. Gleichman

Peter A. Gleichman, Esquire
Griffin, Swanson & Gleichman, P.A.
56 Middle Street, P.O. Box 598
Portsmouth, N.H. 03802-0598

Counsel for [REDACTED]



Diocese of Manchester

Reverend Edward J. Arsenault
 Chancellor
 Secretary for Administration

153 Ash Street - Box 310
 Manchester, NH 03105-0310
 (603) 669-3100
 Fax: (603) 669-0377

OFFICE OF THE CHANCELLOR
 FILE: Confidential
 AUTHORIZED: [Signature]

TO: File
 FROM: Reverend Edward J. Arsenault
 DATE: March 15, 2002
 RE: Reverend Robert Gale

Sister Pauline Lebel, Secretary for Christian Formation, spoke with me on Thursday, 7 March 2002 regarding a discussion that she had with Mike French who serves as the Resident Director for E. C. Week. She asked me to contact Mr. French, which I did by telephone that evening.

When I spoke with Mr. French, he shared with me that the report which he had was not first hand and at this time was from a source he deemed to be reliable but which he could not reveal. He indicated that this person with whom he spoke had direct knowledge that a report was made to the Archdiocese of Boston approximately ten years ago regarding an allegation of sexual misconduct by Robert Gale that occurred approximately twelve to fifteen years ago. Although he did not have the details of the allegation, Mike indicated that Robert Gale assaulted a minor at Camp Fatima after the regular season E.C. Week had concluded.

Mike French and I agreed that he would corroborate the information, which he had received, and ask the person to contact my office directly so that I could facilitate a report to the Archdiocese of Boston and/or a report to the appropriate parties here in New Hampshire.

July 1, 1993

PERSONAL/CONFIDENTIAL

Rev. John B. McCormack
Secretary for Ministerial Personnel
2121 Commonwealth Avenue
Brighton, Ma 02135

Dear Father McCormack:

Sister Pauline Lebel, the Secretary for Christian Formation of the Diocese of Manchester, recently shared with me a copy of the letter sent to her and a number of other people, including yourself, from Father David O'Leary, the resident director of Exceptional Children Week at Camp Fatima, here in the Diocese of Manchester. I simply wanted to inform you that if we, in the Diocese of Manchester, can be of any assistance to you in regard to the allegations that have been raised about Father Robert Gale, please free to be in touch with me.

I would hasten to add one piece of information that might be important to you. The current director of the camp, Mr. Gus Planchette, who I understand has been friendly with Father Gale over the years, has made clear to Father Gale that because of his problem in the past, it would be better if he did not take part in any of the activities of the camp, including Exceptional Weekend, now or in the future. Father Gale apparently was understanding of this request, and stated openly to Mr. Planchette that while he did have a problem in this area many years ago, he has not experienced any difficulty for a long period of time. This may, in fact, be true. However, the allegation in the last paragraph on page 1 of Father O'Leary's letter would seem to indicate that his statement concerning his sobriety in this area may be inaccurate.

In any case, please let me know if there is anything that we can do for you in this regard.

Assuring you of my prayerful best wishes, I am

Sincerely in Christ,

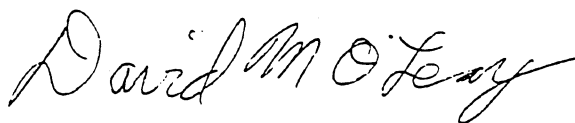
(Msgr.) Francis J. Christian
Secretary
Chancellor

January of 1993 applications for E.C. Week '93 are being prepared. I called Fr. Jim McCarthy to state I did not want Fr. Gale at E.C. Week, but felt very reluctant to tell & address the issue myself. Jim McCarthy assured me Fr. Gale would not be coming to E. C. Week. Applications sent out and returns come back. Fr. Bob Gale has sent in an application for E.C. Week '93. I call Jim McCarthy to voice my surprise at the application. Jim McCarthy assures me Bob Gale will call to withdraw the application. A few weeks later at an area clergy meeting Bob Gale asks me when the acceptance letters are coming out for E.C. Week and that he will be bringing up some chowder for the closing night and stopping up to see the cook during regular season to have everything ready.

Once again I called Jim McCarty and inform him of this information. Jim assures me that Bob Gale will be withdrawing his application. June is the time letters of acceptance are sent out to volunteers. I went up to camp and had Fr. Gale's name removed from the computer, which would mean he would not be getting a letter of acceptance for E.C. Week '93 or any other E.C. Week mailings. At this time I had a private meeting with Gus Planchet, the diocesan director of Camp Fatima & Camp Bernadette for Manchester. I shared with him this information and said Fr. Gale will not be coming to E.C. Week '93. I also warned him that Fr. Gale should not be let into camp during regular season.

This letter is to document all the information that has come to me in order to protect E.C. Week. I regret that I did not take stronger or quicker action.

Sincerely,



Reverend David M. O'Leary, STL
Resident Director E.C. Week

copies to:

Sister Pauline Lebel - Secretary for Christian Formation Diocese of Manchester

Gus Planchet

Reverends;

Thomas J. Daly

James McCarthy

John B. McCormack

