

SECOND JUDICIAL DISTRICT COURT

COUNTY OF BERNALILLO

STATE OF NEW MEXICO

FILED  
SECOND JUDICIAL DISTRICT

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JOSEPH A. HAUFERMAN, SCOTT M. BRUCE, MARK  
SANCHEZ, GARY SANCHEZ, ROBERT J. CURTIS,  
NOEL B. CLARK, EDWARD W. FRANCIS, GREGG  
FRANCIS, ANDREW FRANCIS, MICHAEL D. SANDOVAL,  
MICHAEL A. LOWE, DAVID L. CARAWAY, SCOTT C. DUVA  
and MATTHEW A. STEVENS,

Plaintiffs,

vs.

CV 92-10820

ROMAN CATHOLIC CHURCH OF THE DIOCESE OF EL PASO,  
TEXAS, a corporation sole, ROMAN CATHOLIC  
DIOCESE OF WORCESTER, MASSACHUSETTS, a corporation  
sole, THE SERVANTS OF THE PARACLETE, INC., a New  
Mexico corporation and FATHER DAVID A. HOLLEY,

Defendants.

AFFIDAVIT

FATHER DAVID A. HOLLEY, being duly sworn and upon oath,  
states:

1. I am a Defendant in the above-referenced case. I have defaulted in the case as I have no non-exempt assets, no lawyer, and I am currently in jail. However, I have been asked to provide an Affidavit regarding my relationship with the Diocese of Worcester while I was at Servants of the Paraclete, and I have agreed to provide this Affidavit containing my sworn testimony.
2. I was born on August 2, 1927, and ordained as a Roman Catholic priest of the Benedictine Order on May 31, 1958.
3. On May 11, 1962, I sought appointment as a diocesan priest of the Diocese of Worcester, Massachusetts, making this request of Bishop Bernard Flanagan. Exhibit A. This request

LETITIA A. NEWMAN  
#  
J. Ring

required the permission of the Benedictines and of the Diocese of Worcester. On July 16, 1962, Bishop Flanagan notified me and my Abbot that the Diocese of Worcester was accepting me for three (3) years on an experimental basis. Exhibits B and C. On October 31, 1962, I was appointed by the Diocese of Worcester as assistant pastor at St. Philip's parish in Grafton, Massachusetts, Exhibit D, and then to St. Mary of the Hills parish in Boylston, Massachusetts. Exhibit E. In 1967, the Bishop of Worcester transferred me to Our Lady of Fatima parish in Worcester. Exhibit F. On May 15, 1967, I was officially incardinated to the Diocese of Worcester. Exhibit G. By becoming incardinated to the Diocese of Worcester, I took a vow of obedience to the Bishop of Worcester, agreeing to do as he directed, and I was released from my vow of obedience to my Superior in the Benedictines.

4. My psycho-sexual disorder first began to manifest itself in approximately 1962.

5. Before I became officially incardinated to the Diocese of Worcester, Bishop Flanagan had received reports that I had sexually molested boys in the above-referenced parishes. On at least two occasions Bishop Flanagan called me in to discuss the allegations, cautioned me against causing a scandal in the church, but he expressed no comments about my victims. He said that my actions were a cause of scandal to the Diocese of Worcester.

6. On August 17, 1968, after my incardination, Bishop Flanagan wrote to Father Jerome Hayden, a priest-psychiatrist,

informing Father Hayden that I had sexually molested boys in the Diocese of Worcester and placing me in Father Hayden's care for treatment. Exhibit H. A month later, Bishop Flanagan appointed me to be assistant pastor at St. Anne's parish in Southboro, Massachusetts. Exhibit I. There were no restrictions on my faculties that I recall, and I was concerned that I was again being given access to boys.

7. In 1969, I requested that Bishop Flanagan allow me to be admitted to the Seton Psychiatric Institute for treatment of a psycho-sexual disorder. The Bishop agreed, and I was admitted there, but retained some of my priestly faculties. I also remained under the control of the Bishop. For example, on May 6, 1970, the Bishop gave me permission to attend and officiate at my brother's wedding. Exhibits J and K. In March of 1970, Bishop Flanagan informed me that he would not rule out the possibility of my returning to parish work in the Worcester Diocese. Exhibit L.

8. In December of 1970, I was discharged from Seton, and the doctors issued a report to the Bishop. Exhibit M. Around that time, my full faculties were restored, but I was unable to get a parish assignment from Bishop Flanagan although I requested one several times. Bishop Flanagan informed me that he would attempt to secure a parish assignment for me outside of the Worcester Diocese. Other Dioceses, however, including the Diocese of Wilmington, Delaware, and the Archdiocese of Boston, Massachusetts, refused to accept me because of my psycho-sexual disorder. Thereafter, Bishop Flanagan told me he wanted me to go

to Servants of the Paraclete in New Mexico. On March 23, 1971, I wrote to the Bishop telling him I would prefer to stay at a Paraclete house in the East, like their Vermont facility, but that I would do as he wished when he made the arrangements. Exhibit N.

9. In September of 1971, Bishop Flanagan sent me to New Mexico, and informed Servants of the Paraclete that the Diocese of Worcester would be responsible for my care and treatment. Exhibit O. I was ordered by Bishop Flanagan to leave the State of Massachusetts and enter the program in New Mexico. Bishop Flanagan also directed me by letter to go to New Mexico, and he sent me plane fare, on October 1, 1971. Exhibit P. I went to New Mexico reluctantly and against my wishes, but out of obedience and pursuant to the orders of my Bishop. It was clear to me that Bishop Flanagan was fearful that if I stayed in Massachusetts I would repeat the acts for which I had been in treatment, and that this would, in turn, cause further scandal in the Diocese.

10. Prior to leaving for New Mexico, Bishop Flanagan lifted all restrictions upon my priestly faculties since I would need faculties to assist the Servants of the Paraclete in local ministry. Once again, therefore, I had unrestricted faculties as a priest of the Worcester Diocese. Bishop Flanagan instructed me to notify Father Joseph McNamara, a Paraclete official, of the time of my arrival in New Mexico, and the Bishop informed me that

Father McNamara would direct someone to meet me at the airport.  
Exhibit P.

11. When I arrived in New Mexico, Servants of the Paraclete placed me in a house on Pajarito Road in Albuquerque where I remained for almost exactly one (1) year. I was never taken to the Jemez Springs facility. I was never given a psychiatric or psychological evaluation, or a spiritual evaluation. No history of my problem was taken. I participated in no therapy or treatment programs offered by Paraclete. I never met with a Paraclete psychiatrist or psychologist. I was simply told by the Superior at the Pajarito Road facility to see Dr. Donald Cummings at Lovelace once a week. The Diocese of Worcester received and paid bills for my treatment, Exhibits Q and R, I sent reports on my conduct to Bishop Flanagan, Exhibits S and T, and he sent letters to me, Exhibit U. Almost immediately after I arrived at Paraclete, I was given parish assignments for week-end work in the South Valley of Albuquerque. The Bishop of Worcester gave me faculties to do this work and knew I was doing it. Additionally, I believe Paraclete obtained faculties for me from the Archdiocese of Santa Fe since I performed all the holy sacraments in these Albuquerque churches. The Santa Fe Archdiocese could not have permitted me to perform the holy sacraments in New Mexico without seeking and receiving permission from the Diocese of Worcester and the Diocese of Worcester's confirmation that I was in good standing there.

12. The Diocese of Worcester supported me financially while I was in New Mexico, and I regularly performed work for the

Diocese of Worcester, as directed by the Bishop of Worcester, while I was in New Mexico. For example, on December 27, 1972, the Bishop of Worcester wrote to me transmitting money for my dental bills and transmitting Mass stipends money for twenty-five (25) Masses. Exhibit V. The Bishop directed me to say the twenty-five (25) Masses for parishioners of the Worcester Diocese which I did in the chapel at Paraclete on Pajarito Road. To explain further:

- A. People in the Worcester Diocese would send in donations - usually \$3.00 to \$5.00 - for Masses to be said for a loved one. The people asked that a Mass be said to express their intentions to God for the well-being of a loved one, for example. However, Worcester is a small diocese, and the priests there could not accommodate all the Mass intentions.
- B. Therefore, Bishop Flanagan sent the donations and prayer requests to me in New Mexico with instructions that I, as a priest of the Worcester Diocese, pray for the Worcester parishioners by saying Masses for them in New Mexico to fulfill their spiritual intentions.
- C. While in New Mexico, I regularly said Masses for Worcester Catholics pursuant to Bishop Flanagan's instructions, his transmittal of the Mass stipends and his transmittal of the Mass intentions.
- D. I could not have said Masses in New Mexico for Worcester Catholics at the direction of the Bishop of Worcester without faculties from and direction by the Bishop of Worcester.

13. The Diocese of Worcester also sought and received reports on my treatment in New Mexico. Exhibits W and X.

14. At all times that I was in New Mexico, I was a priest of the Diocese of Worcester, acting for, on behalf of, and in accordance with my vow of obedience to the Bishop of Worcester. The Bishop of Worcester told me what to do, or gave me permission to do certain things, and I did them.

15. I started working in Alamogordo in 1972, and I went there with the permission of the Bishop of Worcester. While the Diocese of Worcester did not directly receive financial benefit from my service in Alamogordo, it received a benefit it very much wanted; namely, my absence from the Worcester Diocese and the resultant abatement of the scandal my behavior had caused. The Bishop of Worcester permitted me to go to Alamogordo so as to achieve that benefit for the Worcester Diocese. My faculties from the Diocese of Worcester remained intact while I was in Alamogordo, and the Diocese of El Paso also granted faculties to me at the request of Father Wilfred Diamond, a priest of the El Paso Diocese. The El Paso Diocese could not have permitted me to perform the holy sacraments in New Mexico without seeking and receiving permission from the Diocese of Worcester and the Diocese of Worcester's confirmation that I was in good standing there.

16. No one, from the Worcester Diocese, including Bishop Flanagan, ever objected to the exercise of my faculties at any parish in New Mexico. In fact, Bishop Flanagan informed me that it was good to know that I was actively engaged in pastoral

ministry in New Mexico. Exhibit U. Therefore, there is no question that, in addition to requiring that I perform certain duties on behalf of Worcester parishioners, Bishop Flanagan was well aware of my parish work in New Mexico.

17. My absence from the Diocese also gave the Bishop an opportunity to determine what type of permanent assignment would be appropriate for me. On December 7, 1972, I wrote to Bishop Flanagan informing him that I was prepared to return to full-time ministry, and asking for a permanent assignment in the East. Exhibit Y. On December 27, 1972, the Bishop responded to my request by informing me that he would need to contact my doctor and the Superior of the Paraclete House before he made any decisions about my future outside of New Mexico. Exhibit V.

18. In September of 1977, the Bishop of Worcester gave his consent to my temporary assignment in the Diocese of San Angelo, Texas. Exhibit Z.

19. In October of 1987, the Diocese of Worcester assured the Archdiocese of Denver that I was a priest in good standing of the Worcester Diocese. Exhibit AA.

20. Shortly before this lawsuit was filed in 1992, the Bishop of Worcester directed me to leave Denver and check into the St. Luke's Institute in Baltimore which I did since I remain a priest of the Worcester Diocese. Indeed, since I was incardinated to the Worcester Diocese in 1967, to the best of my knowledge I have never been excardinated from the Worcester



Diocese, nor has my laicization ever been sought, and I remain a priest of the Worcester Diocese to this day.

(Fr.) David A. Holley  
Father David A. Holley

STATE OF NEW MEXICO     )  
  ) ss.  
COUNTY OF                    )

SUBSCRIBED AND SWORN TO BEFORE ME this 14<sup>th</sup> day of June, 1993.

[Signature]  
Notary Public

My commission expires:  
June 19, 1994

BRUCE E. PASTERNAK  
A Professional Corporation  
by [Signature]  
Bruce E. Pasternack  
Attorney for Plaintiffs  
Two Woodward Center  
700 Lomas, N.E. Suite 100  
Albuquerque, New Mexico 87102  
(505) 842-1800

I hereby certify that a true copy of the foregoing pleading was mailed to opposing counsel of record this 12<sup>th</sup> day of July, 1993.

[Signature]  
Bruce E. Pasternack

holleyju.aff  
trsr disk  
tjw

Reading Mission Priory  
Reading, Pa.  
May 11, 1962.

Most Rev. Bernard J. Flanagan, D.D., J.C.D.  
Bishop's House  
2 High Ridge Road  
Worcester, Mass.

Your Excellency, Bishop Flanagan:

Permit me to introduce myself before I go on with this letter. I am Father Benet D. Holley, O.S.B., 34 years of age and ordained a priest for four years. Three years ago, while stationed at Glastonbury Latin School in Hingham, Mass., I first came in contact with Msgr. Joseph P. Burke who is now pastor of St. Patrick's in Lawrence, Mass. Last Christmas, while visiting my sister in Medway, I stopped to see Msgr. Burke and it is he who suggested that I write to you personally.

After frequent prayer to the Holy Ghost and advice from my spiritual director, it is my sincere desire to leave the religious life to become a diocesan priest. During the past three years, I have become increasingly aware that this is my place in God's vineyard. Your diocese, Bishop Flanagan, is where I would hope to achieve personal sanctification while serving God more effectively.

I have applied to no other diocese for admission as I earnestly desire to be inculcated in Worcester. In your diocese I know that I would be happy and do good work so I pray that you may find room for me. As I noted before, my married sister lives in Medway not too far from the diocesan boundary.

Several priests in the past few years have left our Abbey and become secularized. This has made the Abbot quite angry and is the reason why I hesitated to write sooner. If the Abbot learns of my intention to secularize, it is possible that he may send me to one of the Latin American missions as he has done to the other priests before they were released. For letters of recommendation, I refer you to the following priests with whom I have worked in school and on week-ends and who have given me permission to use their names.

The Rev. Christopher J. Gibney, Ph.D.  
Immaculate Conception Rectory  
640 E. Main Street  
Birdsboro, Pa.

The Rev. Raymond J. Lechner, Principal  
Central Catholic High School  
Reading, Pa.

Msgr. Burke from Lawrence, Mass. will send a letter shortly and more detailed information will be sent if you so desire, Your Excellency, and I pray that I will receive a favorable reply.

Very respectfully yours,

*Benet D. Holley, O.S.B.*

(Rev.) Benet D. Holley, O.S.B.

Rev. Benst D. Holley, O.S.B.  
Reading Mission Priory  
R. D. #1  
Reading, Pennsylvania

Dear Father Holley:

This note will acknowledge receipt of your letter of July 13 and inform you that I have written to Abbot Hess today stating my willingness to accept you on triennial trial.

With every best wish, I remain

Sincerely yours in Christ,

Bishop of Worcester

July 16, 1962

Rt. Rev. Gilbert Hess, O.S.B.  
Abbot, Blue Cloud Abbey  
Marvin  
~~Marvin~~, South Dakota

Dear Father Abbot:

This letter will inform you that I will be pleased to accept the Rev. Benet D. Holley, O.S.B. on triennial experimentum in this diocese, provided the necessary Indult can be obtained for him.

On the basis of confidential inquiries and because of a real need in the diocese, I believe that both the good of souls here and the personal welfare of Father Benet would be served.

With every best wish, I remain

Sincerely yours in Christ,

Bishop of Worcester

July 16, 1962

Rev. David A. Holley  
162 Lloyd Avenue  
Pittsburgh 18, Pa.

Dear Father Holley:

You are hereby appointed an assistant to the Reverend James E. Ruddy, pastor of St. Philip's Parish, Grafton. Kindly report to Father Ruddy for duty on Thursday, November 1, 1962, before 6:00 P.M.

I am pleased to act for Bishop Flanagan in your first assignment in the Diocese of Worcester. Please feel free to consult Chancery at any time to help you become acquainted with the synodal laws of our diocese as well as for any other reason you may deem necessary.

With kindest best wishes, I remain

Sincerely yours in Christ,

Rt. Rev. John F. Gannon, B.A.  
Vicar General

October 31, 1962

Rev. David A. Holley  
St. Denis Rectory  
Manchaug Road  
East Douglas, Mass.

Dear Father Holley:

By this letter I name you assistant at St. Mary of the Hills Parish, Hoyalston, and ask you to report to the pastor, Father Lynch, for duty on Monday, September 13, 1965. As of this same date, you are relieved of your present assignment at St. Denis Parish in East Douglas.

Kindly acknowledge receipt of this letter in writing to the Right Reverend Chancellor. Official announcement of your appointment will be made in the Catholic Free Press this Friday.

Wishing you good health and happiness in this new field of priestly ministry, I remain

Devotedly yours in Christ,

Bishop of Worcester

September 7, 1965

EXHIBIT E

Rev. David A. Holley  
St. Mary of the Hills Rectory  
148 Main Street  
Boylston, Massachusetts 01505

Dear Father Holley:

You are hereby named assistant at Our Lady of Fatima Parish in Worcester, effective February 10, 1967. As of that same date, you will be relieved of your present post at St. Mary of the Hills Parish in Boylston.

Please acknowledge receipt of this letter in writing to the Right Reverend Chancellor. Announcement will be made in the press of your appointment on Friday, February 3.

Wishing you God's choicest blessings in this new field of priestly ministry, I remain

Devotedly yours in Christ.

Bishop of Worcester

February 1, 1967

EXHIBIT F

Rev. David A. Holley  
Our Lady of Fatima Rectory  
7 Auburn Street  
Worcester, Massachusetts

Dear Father Holley:

Since your priestly work has been eminently satisfactory during the period of your stay in the Diocese of Worcester, I write to inform you that I am officially incardinating you into the diocese, under the terms of the rescript granted by the Sacred Congregation of Religious, effective as of this date.

I have written to Abbot David Malancon, O.S.B., President of the Swiss-American Congregation, informing him of my intention and have been informed by him that there are no objections on the part of the Congregation to this action.

The Right Reverends Andrew Garber, O.S.B. and Gilbert Bass, O.S.B. have also been informed of the action.

Your seniority among our diocesan clergy will date from the day of your official assignment to a station in the diocese, November 1, 1962.

With prayerful best wishes that God will bless you with health and strength to continue your work in our diocese for many years to come and be a valuable addition to our diocesan clergy, I remain

Devotedly yours in Christ,

Bishop of Worcester

May 15, 1967



August 17, 1968

Rev. Jerome Hayden, O.S.F.  
Golden Road  
Rolliston, Massachusetts

Dear Father Hayden:

Within the next few days, I expect that you will receive a call from a 41 year old priest of this diocese whom I have advised to see you. I will be responsible for your professional service fees and any related expenses.

This man has been charged with molesting teen-age boys on at least two occasions—most recently in a hospital from which he has been barred—and with carrying around and showing to these boys pornographic magazines and books. Although the charges were established beyond any doubt in the judgment of the priests who assisted me in the investigation as well as myself, Father has denied any wrong doing. He continued to assert his innocence even in a confrontation with us and one of the boys—an 18 year old lad—who appeared at our request to detail the hospital incident.

I relate all this to point out that you may have some initial difficulty in getting this man to admit that he has a problem, even though he has readily agreed to see you. I did however repeatedly insist on his being completely open with you and can only hope that in a different set of conditions he will be less defensive and more truthful than he has been in his dealings with us.

Please know that I will be grateful for any help which you may be able to give this man. In due time, I would appreciate hearing of any progress you may also be able to report.

Sincerely yours in Christ,

Bishop of Worcester

Rev. David A. Holley  
11 Colonial Road  
c/o Mrs. Drew Martin  
Medway, Massachusetts 02053

Dear Father Holley:

This will confirm my telephone call assigning you as temporary assistant at St. Anne's Parish in Southboro where you will kindly report for duty Friday, September 20, 1968. The pastor is Rev. Thomas Carberry. I have explained to him that the appointment will probably be temporary and for the duration of the time during which you are obligated to see a doctor in the area on a regular basis.

With every best wish, I remain

Devotedly yours in Christ,

Bishop of Worcester

September 16, 1968

EXHIBIT I

Rev. David A. Holley  
Seton Institute  
6400 Wabash Avenue  
Baltimore, Maryland 21215

Dear Father Holley:

I have your recent letter and I am pleased to hear that you are continuing to improve.

I would have no reason for objecting to your taking part in the marriage of your brother in your home parish. In view of the fact that Dr. Kang has approved your traveling to Pittsburgh for this reason, I will write to the pastor to inform him that you have been given permission to officiate at the ceremony.

With a promise of continuing prayers and every best wish, I remain,

Devotedly yours in Christ,

Bishop of Worcester

May 6, 1970

Rev. Clarence A. Sanderbeck  
St. Anselm's Rectory  
7466 McClure Avenue  
Pittsburgh, Pennsylvania 15218

Dear Father Sanderbeck:

This will inform you that I have given the Rev. David A. Holley permission to leave Seton Institute, with the approval of his doctor, and to go to Pittsburgh later this month to officiate at the wedding of his brother, John, in your parish.

Father Holley has been celebrating Mass regularly now for some time and I know that he and his family will be grateful if you can give him authorization to witness the marriage.

With every best wish, I remain

Sincerely yours in Christ,

Most Rev. Bernard J. Flanagan  
Bishop of Worcester

May 6, 1970

EXHIBIT K

March 30, 1970

Dear Father Hollis,

I am pleased to learn from your recent letter that you are continuing to make progress at Seton. I pray that it will encourage you to carry on the good work already accomplished.

I was sorry to hear that Father Cermier had to enter the hospital, but trust that he is now feeling much better.

In response to your inquiry about the future, I feel that a great deal will depend upon the advice of the doctor. However, I do not rule out the possibility of resuming work here. Accordingly, I would urge you to concentrate on the task of rehabilitation and assure you that we will want to do what the doctor feels best for your future happiness and effective ministry.

Wishing you the blessings of this Easter season in full measure and with a promise of continuing prayers for your needs and intentions, I remain

Devotedly yours in Christ,

Bishop of Worcester

Rev. David A. Holley  
Seton Institute  
Baltimore, Maryland 21215

The Golon Psychiatric Institute  
6400 Mahanah Avenue  
Baltimore, Maryland 21215

December 24, 1970

Most Reverend Bernard J. Flanagan  
49 Elm Street  
Worcester, Massachusetts 01619

Re: Holley, Rev. David

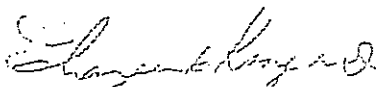
Your Excellency:

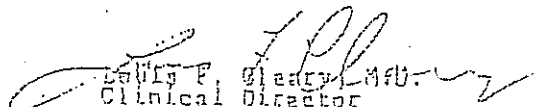
I am writing in reply to your request concerning Reverend David Holley's course of hospitalization.

Father Holley was admitted to this hospital on August 10, 1969, on a voluntary basis on the referral of Reverend James Hayden, M.D., who treated him for five months prior to his admission. His presenting problem was compulsiveness, rigid attitude and a repeated behavioral difficulty which caused conflicts with his parochial work. For quite some time during his hospitalization Father Holley was resistive to the therapeutic situation. He had great difficulty in recognizing his problems, and consequently in being motivated toward trying to do something about them. This arose out of his basic personality difficulty which makes it difficult for him to reveal himself to another person. However, during the course of therapy Father Holley did develop a positive relationship with his therapist which enabled him to gain insight into the nature of his difficulties, and along with this he seems to be motivated to do something to resolve them. While the change certainly gives some reason for optimism, it is important to note that this is only the beginning, and continued outside therapy is strongly indicated, as the treatment of this type of personality disorder is time consuming.

In summary, we feel that Father Holley has benefited some from therapy in the hospital. Continued therapy is recommended for growing insight and motivation in order to minimize the chances of any behavioral difficulties. Father Holley, has continued to express a strong desire to function as a priest.

Respectfully,

  
Chang Muk Kang, M.D.  
Fellow in Psychiatry

  
Louis F. Cleary, M.D.  
Clinical Director

CWK/dl

EXHIBIT M

162 Lloyd Ave.  
Pittsburgh, Pa. 15217  
March 23, 1971.

Most Rev. Bernard J. Flanagan  
49 Elm Street  
Worcester, Mass. 01609

Dear Bishop Flanagan:

Thank you for your letter  
and genuine interest in my welfare.  
About three weeks ago, I wrote  
a second letter to Fr. John Jennings  
of the Personnel Board in Boston  
but have not yet had the courtesy  
of an answer. I am also very dis-  
appointed and discouraged with  
the news from Wilmington.

In regard to your suggestion  
that I go to one of the houses

of the Paraclete Fathers, I am  
not eager to go but it seems to  
be the only alternative. My feelings  
are influenced by what Fr. Hayden  
told me about the place in New  
Mexico and what I heard from  
other priests who have been there  
and transferred to Seton. I  
would prefer to stay at one of  
their houses in the East; I  
believe they have one in Vermont.

I would be very pleased and  
grateful, Bishop, if you would  
help me in the following way.  
I am interested in working in  
Massachusetts or in a diocese in Con-  
necticut or in Rhode Island as I  
truly feel that I would be  
happy around there but not in  
a diocese in the West.



Perhaps you have some  
influence with the Bishop of Norwich  
and could write a letter for me  
asking about working in his  
diocese at least on a trial basis.  
I feel this would be beneficial  
for me now as the stigma of  
being at Seton is bad enough  
and going to the Parasitite Fathers  
will make it more difficult.

Thank you again for your  
interest, Bishop. I will need some  
financial help to return to Medway  
to pack my baggage. As soon as  
you make the arrangements with  
the Parasitite Fathers, I will be  
happy to hear from you so that  
I can soon return to God's work.

Sincerely yours in Christ,

David A. Holley

Office of the Bishop  
Forty Nine Elm Street  
Worcester, Massachusetts 01609

September 30, 1971

Dear Father McNamara:

I attach herewith a history of the priest, Father David Holley, whom you have kindly agreed to receive at Via Cosli. I am contacting him today and directing him to notify you of the time of his arrival in Albuquerque--which should be within the next three or four days.

His past history would seem to give us little hope of his being able to resume an effective ministry for a long time, if ever.

✓ I have no objections to his celebrating Mass as soon as your own norms for his privileges are satisfied.

We will be responsible for his care and treatment.

Thanking you in advance for agreeing to give this priest whatever help and encouragement you can with his problem, I remain

Sincerely yours in Christ,

Bishop of Worcester

Rev. Joseph McNamara, S. P.  
Via Cosli  
Jemez Springs, N. M. 87025

Office of the Bishop  
Forty Nine Elm Street  
Worcester, Massachusetts 01609

October 1, 1971

Dear Father Holley:

This letter will confirm our conversation earlier today that arrangements have been made for you to be admitted to Via Coelli at Jemez Springs, New Mexico. This is a facility operated by the Paraclete Fathers for the care and treatment of priests with problems. I earnestly pray that the spiritual and psychological helps you will have offered there will be adequate in time to restore you to an effective priestly ministry.

I am sending a check to cover your plane fare. Please wire Fr. Joseph McFarara, Via Coelli, Jemez Springs, N. M. the time of your arrival in Albuquerque. He will have you met at the air port.

When you have got settled, I would appreciate hearing from you.

✓ I have informed Fr. McFarara that you have not been denied the privilege of celebrating Mass but that this matter is submitted to their own norms for new admissions.

Assuring you of a prayerful remembrance at the altar during the days ahead, I remain

Devotedly in Christ,

Bishop of Worcester.

Rev. David A. Holley  
c/o Martin  
11 Colonial Rd  
Medway, Mass.

SERVANTS OF THE  
HOLY PARACLETE

Pius XII Villa

2348 PAJARITO ROAD S.W.  
ALBUQUERQUE, NEW MEXICO 87103

TELEPHONE 877-2200

December 4, 1971

Most Reverend Bernard J. Flanagan  
49 Elm Street  
Worcester, Mass. 01619

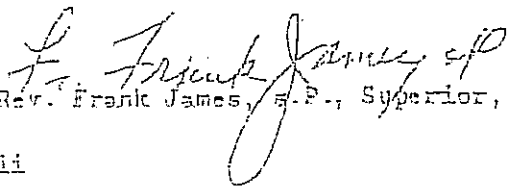
Your Excellency:

Enclosed is invoice for \$215.49 from local clinic, Lovelace, for physical exams and psychological treatment for Fr. Holley. I forward them to you for direct payment to the hospital. Perhaps you will want to have them (it) paid through your insurance procedures.

I am personally encouraged by Fr. Holley's response to treatment since he has come to us. He is in weekly therapy with a local psychiatrist and gives evidence that he is interested in coming to grips with his problems.

Wishing you the blessings of the coming season, I am,

Very truly yours in Christ,

  
Rev. Frank James, S.P., Superior, Pius XII Villa

cc: Fr. Joe McNamara, Via Ceeli

SERVANTS OF THE  
HOLY PARACLETE

Miss XII Villa  
2340 FAJARITO ROAD S.W.  
ALBUQUERQUE, NEW MEXICO 87105

TELEPHONE 877-2200

January 27, 1972

*File*

Most Reverend Bernard J. Flanagan  
Bishop of Worcester  
49 Elm St.  
Worcester, Mass. 01619

Your Excellency:

Enclosed for your payment direct to the Clinic is Lovelace's December billing for treatment for Fr. David Holley. The December charges are \$78.00 which together with billing for \$156.00 previously forwarded to you makes up the total of \$234.00.

Fr. Holley continues to be cooperative and seemingly conscientious in his treatment efforts while with us. With personal best wishes, I am,

Very truly yours in Christ,

*Fr. Frank James, S.F.*  
Rev. Frank James, S.F.  
Superior

EXHIBIT R

2548 Pajarito Road, S.W.  
Albuquerque, N.M. 87105  
February 10, 1972.

Most Rev. Bernard J. Flanagan  
Office of the Bishop  
49 Elm Street  
Worcester, Mass. 01609

Dear Bishop Flanagan:

Sincerest best wishes now and always. I hope you are able to get through the winter in good health.

My visits to the Lovelace Clinic in Albuquerque have been very beneficial and I am grateful for the therapy from Dr. Cummings. I have worked in three local parishes on weekends and occasionally during the week.

With the approval of the doctor and the Paracletes, I have written to the Veterans Administration in Washington for information about a chaplaincy appointment. Since I am a three year veteran of the Navy, I made a visit to the local V.A. hospital and talked to the chaplain about this special apostolate. He encouraged me to write but thought there were no openings at present. I have done chaplain work in five different hospitals and find it to be very rewarding.

The Paracletes do not make any contacts for their guest priests. Their policy is to let the individual work out his own problem by prayer and with the help of his doctor. When the priest and the doctor agree that rehabilitation is complete, the priest himself seeks to get back to a suitable apostolate.

As I wrote before, the Paracletes are having their own personnel problems. The superior at Via Coeli has left the priesthood and rumors persist that the superior here at Pius XII Villa will be leaving soon.

The enclosed bill is for some dental work which I had done last month. I have three or four more visits scheduled this month and next. I am very grateful for your kind assistance in my time of need and humbly request your continued prayers for my return to the active ministry.

Sincerely in Christ,

David A. Holley

*acknowledged  
check for  
rent  
20.80*

SERVANTS OF THE  
HOLY PARACLETE

Plus XII Villa  
2348 PALARITO ROAD S.W.  
ALBUQUERQUE, NEW MEXICO 87105

TELEPHONE 677-2200

March 28, 1972.

Office of the Bishop  
49 Elm Street  
Worcester, Mass. 01609

Dear Bishop Flanagan:

Prayerful best wishes for the Easter season and the rest of the year. I hope that you are in good health and that the weather in New England soon improves. We are experiencing unusually warm weather in New Mexico.

Enclosed is the final bill from the dentist. The doctors of this area are not as generous toward the clergy as the ones in the East.

Starting tomorrow and through Easter, I will be assisting at one of the parishes which is a  $5\frac{1}{2}$  hour bus ride away from Albuquerque. The parishioners here are deeply religious but extremely poor financially.

Since my last letter to you, I have heard from the Veterans Administration in Washington. There are no vacancies at present but they are retaining my application for a chaplaincy for future consideration. When an opening occurs, they will contact you for permission to start the procedure and then forward the application to Mgr. Joseph Marbach, the Chancellor to the Military Ordinariate in New York for official endorsement.

Dr. Cummings at the Lovelace Clinic and the new superior at Plus XII Villa both approve my desire to work in this apostolate. There was only one question about medical history on the application which I showed to Dr. Cummings. He said that the question did not affect me and there was no need to volunteer information about my past problem.

In regard to my present status, I wrote that I am on a special assignment outside the diocese working as an assistant. I was advised to do this by the chaplain at the local V.A. hospital. He also said that a letter from a Senator or Congressman to the V.A. would be very influential but I have been out of the state for quite some time now.

I am most eager to return to full active duty as soon as possible and can finally say that I have conquered the tragedy that has plagued me in the past. If I do not hear from the V.A. in a reasonable time, I may apply once more to the Boston Archdiocese for an assignment since the Worcester Diocese is closed to me.

Your prayers are humbly requested, dear Bishop, that I may soon return to full time service to God and His Church. Thank you for your charity and understanding of a priest in need.

Sincerely yours in Christ,

David A. Holley

Office of the Bishop

Forty Nine Elm Street

Worcester, Massachusetts 01099

March 31, 1972

Dear Father Hollis:

I have received your recent letter and in response am sending you a check to complete payment of the dentist bill you enclosed.

Although we are about to celebrate Easter, there isn't much feel of spring in the air. We still have sizeable piles of snow here and there, and overcoats are still needed. There was a snow warning earlier today but happily it was changed this evening to a prediction of overnight rain.

I have noted your progress report on the V. A. application. It is my understanding that most of these posts go to retiring military chaplains who understandably get prior consideration. For this reason, I would not put too much hope in this possibility and feel you might more hopefully think in terms of returning to Boston.

It is good to know that you are actively engaged in pastoral ministry and also that you feel confident of the future. Please know that you have my continuing prayers for that future and your return to a successful and happy active ministry.

With every best wish for a Blessed Easter, I remain

Devotedly yours in Christ,

Bishop of Worcester



December 17, 1972

Dear Father Melley:

Please find enclosed a check to cover your dentist bill and also 25 Marcos which I ask you to say is Intentionem Dantis.

I am glad to know that you are making progress in your sessions with the Doctor. Before taking any action on your request for help in getting an assignment, I would consider it necessary to have some direct contact with the Doctor and the Paraclete Father who is the Superior of the House.

I would therefore ask you for the full name and address of Dr. Cummings together with permission for him to give me a confidential report on your progress and any pertinent information which might concern your readiness to resume an active ministry. Also, please send me the name and address of the Paraclete Father whom I should address for reference from that source.

With every best wish for a Happy and Blessed New Year, I am

Devotedly yours in Christ,

Bishop of Worcester

Rev. David A. Melley  
2348 Pajarito Rd., S. W.  
Albuquerque, New Mexico 87105

file

The Reverend Director  
Pius XII Villa  
2348 Pajarito Road, S.W.  
Albuquerque, New Mexico 87105

Dear Father,

His Excellency, Bishop Flanagan has asked that I obtain a report on Father David Holley's progress, along with your diagnosis and recommendations.

Is he doing any ministry? If so, how does the pastor of the place where Father is serving evaluate him? Have there been any signs of a reoccurrence of the matter for which he was referred?

We would appreciate your opinion of what you have learned: your estimate of how he may cope with the problem if he were to return to the active ministry; your judgment as to his need for therapy, and your opinion on whether the problem has been resolved or is under control.

Is there any hope that he will find an Ordinary who will accept him? If he were to return here, do you feel he would be able to cope with facing what is general knowledge to priests and a number of people?

I realize I have asked a number of questions.

If you are of the opinion that he should return here, please let me or Bishop Flanagan know.

With blessings and good wishes, I am

Sincerely yours in Christ,

Auxiliary Bishop of Worcester

June 18, 1975

Holy Spirit Retreat Servants of the Paraclete

Phone:  
492-1240

4200 Market Avenue, North  
Canton, Ohio 44714

July 21, 1975

Most Rev. Timothy Harrington,

Dear Bishop

I have not yet had the opportunity to answer your letter of June 18<sup>th</sup> re Father Dave Holley. I have been away from Paris <sup>temporarily</sup> for several weeks and am <sup>temporarily</sup> away from my house in Canton + I will have complete information for you and Bishop Harrigan within a few weeks. At present Fr. Dave is at Salamogordo, N.M. carrying out full time duty as Associate pastor and is doing very well. I shall complete your request from Paris.

In the Holy Spirit,  
Francis M. Ryan, S.F.  
Director - Paris Villa

2348 Pajarito Rd., S.W.  
Albuquerque, N.M. 87105  
December 7, 1972.

Office of the Bishop  
49 Elm Street  
Worcester, Mass. 01609

Dear Bishop Flanagan:

Prayerful best wishes of the holy season to you  
for a very happy Christmas and continued good health in the coming year.

It was a year in October that I arrived in  
Albuquerque and I have been visiting Dr. Cummings at the Lovelace  
Clinic almost weekly. I am grateful to God for his many blessings  
and the counseling I have received at the Clinic which has prepared  
me to return fulltime to the active ministry. Today, I will be  
leaving for St. Jude's in Alamogordo to assist through the holidays.

The Veterans Administration had written three  
times saying that my name was on the eligible list for a chaplaincy  
but that the turnover rate was extremely slow. I have almost given up  
hope of receiving an assignment. The Paraclates are continuing to  
suffer from a personnel shortage so I can get no assistance from them.  
Fr. Joseph McNamara, the Paraclate General, has been filling in as  
Superior in their house at Canton, Ohio for the past few months.

I would be grateful, dear Bishop, for your  
personal advice and help in receiving a permanent assignment. Since  
you were previously the Bishop of Norwich, Conn., perhaps you would  
know if there were any possibility of an assignment from Bishop  
Vincent Hines. Dr. Cummings would send the necessary recommendation  
and I would be able to travel to Connecticut for an interview if  
necessary after the holidays.

My dentist has sent me the final bill for work  
done in October. Again I humbly beg for your charity and continued  
prayers for my intentions.

Devotedly yours in Christ,

*David A. Holley*

September 6, 1977

Dear Bishop Leven:

I have your letter telling me of the developments in the case of Father David Holley and regret to learn that he has had to leave El Paso.

His problem is of long standing and one can only hope that the Southdown therapy will be of some benefit to him.

You have my consent to receive him into the Diocese of San Angelo on his return and to give him an assignment.

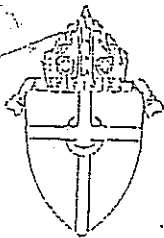
Meanwhile, Father Holley will be in my prayers as I know he will be in yours.

With warm personal regards and best wishes, I remain

Sincerely yours in Christ,

Bishop of Worcester

Most Reverend Stephen A. Leven, D.D.  
Box 1829  
San Angelo, Texas 76901



THE CHANCERY

ARCHDIOCESE OF DENVER  
CATHOLIC PASTORAL CENTER  
300 JOSEPHINE STREET  
DENVER, COLORADO 80202

#18

Phone: (303)  
Mailing Address  
F.O. No. 167  
Denver, Colo.

October 5, 1967

Reverend David A. Holley  
613D Mesilla S.E.  
Albuquerque, N.M. 87108

Dear Father Holley:

I have contacted your Bishop, Bishop Timothy J. Harrington of Worcester, Massachusetts, and he assures me that you are a priest in good standing and that he has given you permission to be a Chaplain at St. Anthony Hospital Central, Denver. In view of this fact, I am happy to grant you the faculties of the Archdiocese of Denver for as long as you shall be employed by St. Anthony Hospital, Denver, effective immediately.

I hope you will enjoy your ministry in the Archdiocese, and I hope to be able to meet you at some occasion soon.

With every kind wish, I remain

Sincerely yours,

*Lawrence St. Peter*

Very Reverend Lawrence St. Peter  
Vicar for Priests and Seminarians

*N.B. This letter was sent along w/ several others in a "packet" in which D.H. "proved" his unchanged status of undel.*

CERTIFIED AS A TRUE AND CORRECT COPY OF THE ORIGINAL FILED IN MY OFFICE, JUANITA M. DURAN, Clerk of the District Court.

By: *Grant L. Corbin* Date *5/14/67*  
Deputy Clerk

EXHIBIT AA