

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA

2 COUNTY OF ALAMEDA, NORTHERN DIVISION

3 - - - CERTIFIED COPY

4 Coordinated Proceeding) JCCP No. 4359
5 Special Title (Rule 1550 (b)))
6)
7 THE CLERGY CASES III)
8)
9 _____)
10 JOHN DOE 39,)
11)
12 Plaintiff,)
13)
14 v.)
15)
16 FRANCISCAN FRIARS OF CALIFORNIA,)
17 INC.; JAMES ROE 2; and ROES 3)
18 through 10, inclusive,)
19)
20 _____ Defendants.)

21 DEPOSITION OF [REDACTED]

22 PORTLAND, OREGON

23 FEBRUARY 17, 2005

24 ATKINSON-BAKER, INC.
25 CERTIFIED COURT REPORTERS
500 North Brand Boulevard, Third Floor
Glendale, California 91203
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REPORTED BY: HEATHER A. SUMMERS, CSR NO. 92-0246

FILE NO.: 9F010D6

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF ALAMEDA, NORTHERN DIVISION

- - -

Coordinated Proceeding) JCCP No. 4359
Special Title (Rule 1550 (b)))
) CASE NO. RG03 134157
)
)
THE CLERGY CASES III)
)
)
_____)
JOHN DOE 39,)
)
Plaintiff,)
)
v.)
)
FRANCISCAN FRIARS OF CALIFORNIA,)
INC.; JAMES ROE 2; and ROES 3)
through 10, inclusive,)
)
Defendants.)
_____)

Deposition of [REDACTED] taken on
 behalf of Defendants, at the Hotel Vintage Plaza, 422
 Southwest Broadway, Bordeaux Room, Portland, Oregon,
 commencing at 9:35 a.m. on Thursday, February 17, 2005, before
 Heather A. Summers, CSR No. 92-0246.

A P P E A R A N C E S

FOR PLAINTIFF:

THE DRIVON LAW FIRM
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FOR DEFENDANTS:

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I N D E X

WITNESS: [REDACTED]

EXAMINATION:

PAGE

By Mr. Matiasic

5

E X H I B I T S

LETTER

DESCRIPTION

PAGE

A Diagram of St. Anthony's Seminary

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QUESTIONS WITNESS INSTRUCTED NOT TO ANSWER:

PAGE

By Mr. Waters

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1 [REDACTED]
2 having first been duly sworn, was
3 examined and testified as follows:

4 EXAMINATION

5 BY MR. MATIASIC:

6 Q. Mr. [REDACTED] can you state your full name for
7 the record, please?

8 A. [REDACTED]

9 Q. Mr. [REDACTED], my name is Paul Matiasic. We met
10 before we went on the record here. I'm an attorney
11 representing the Franciscan Friars in this case. Have you
12 ever been deposed before?

13 A. I have not, sir.

14 Q. I'm going to go over a few ground rules just at
15 the outset here to try to make the process move along a little
16 smoother. First, a deposition is oral questioning under oath,
17 and it has the same force and effect as if you were in a
18 courtroom. Do you understand that?

19 A. I do, yes.

20 Q. Secondly, the court reporter can only take down
21 one of us at a time. So even though you may be able to
22 anticipate my question, or alternatively I may be able to
23 anticipate your answer, it's important to let each other
24 finish speaking because she can't take us both down at the
25 same time. Do you understand?

1 A. I do, sir.

2 Q. Have you taken any drugs or medication in the
3 last 24 hours that would affect your testimony today?

4 A. No, sir.

5 Q. Have you consumed any alcohol in the last 24
6 hours?

7 A. I have not, sir.

8 Q. Where do you currently reside?

9 A. Currently I reside in [REDACTED].

10 Q. Can you give the full address, please?

11 A. [REDACTED]
12 [REDACTED].

13 MR. WATERS: You might want to spell the street for
14 the court reporter.

15 THE WITNESS: [REDACTED]
16 [REDACTED].

17 Q. (By Mr. Matiasic) Mr. [REDACTED] one more thing
18 I want to let you know. This is isn't supposed to be some
19 type of grueling marathon today. So if you're tired, you feel
20 like having a break at any time, just let me know and we can
21 recess for five minutes, or if you want to talk to your
22 lawyer.

23 A. Thank you very much.

24 Q. Does anyone currently live with you?

25 A. No, they do not.

1 Q. Are you currently married?

2 A. No, I am not.

3 Q. Do you have any children?

4 A. [REDACTED]

5 Q. And [REDACTED]?

6 A. [REDACTED]

7 Q. [REDACTED]?

8 A. [REDACTED]

9 Q. And where does [REDACTED]?

10 A. [REDACTED]

11 Q. What [REDACTED]?

12 A. Right now [REDACTED].

13 Q. Has [REDACTED]?

14 A. [REDACTED]

15 [REDACTED].

16 Q. And [REDACTED]?

17 A. No, sir.

18 Q. What about your immediate family? Are your
19 parents still alive?

20 A. [REDACTED].

21 Q. What was your mother name?

22 A. [REDACTED].

23 Q. [REDACTED]?

24 A. Right. [REDACTED] was her maiden name.

25 Q. Okay. And when did she [REDACTED]?

1 A. She [REDACTED].

2 Q. And where did she reside before she --

3 A. She [REDACTED].

4 Q. And what about your father?

5 A. My father [REDACTED]

6 [REDACTED]. I'm not sure. One of those two years.

7 Q. And where did your father reside?

8 A. Also [REDACTED].

9 Q. They were still married?

10 A. Correct, they were.

11 Q. What did your father do for a living?

12 A. He was a [REDACTED].

13 Q. Did he do that all his life?

14 A. He did, sir, yes.

15 Q. And your mother, what did she do for a living?

16 A. She was a [REDACTED]

17 [REDACTED].

18 Q. When did they move to [REDACTED]?

19 A. I'm not exactly sure. I believe --

20 MR. WATERS: Don't guess.

21 THE WITNESS: I don't know. I don't know. Thank
22 you. I don't know.

23 Q. (By Mr. Matiasic) Right. Counsel brings up a
24 good point, Mr. [REDACTED]. I don't want you to guess in
25 response to any question, but I am entitled to your best

1 estimate. So if you can approximate even within two or three
2 years, that's fine.

3 A. Maybe 20, 25 years ago. In that area.

4 Q. Also, to let you know, at the end of the
5 deposition -- actually a few weeks from now, the court
6 reporter is going to send you a transcript of your testimony.
7 You will have an opportunity to review that transcript and
8 make any changes you deem necessary. But I want to warn you
9 that any changes you can make may be commented upon at trial
10 and may negatively affect your credibility. So it's important
11 to try to give your best testimony here today.

12 A. All right, sir.

13 Q. And what about your brothers and sisters? First
14 describe each of them and where they live.

15 A. I have a [REDACTED]
16 [REDACTED]
17 [REDACTED] --

18 Q. Let's go one by one. Let's start with [REDACTED]. How
19 old is [REDACTED] now?

20 A. [REDACTED]

21 Q. And where does [REDACTED] live?

22 A. [REDACTED].

23 Q. And what is [REDACTED] occupation there?

24 A. [REDACTED]
25 [REDACTED].

1 Q. [REDACTED] for whom?

2 A. [REDACTED] I believe that's
3 short for [REDACTED]

4 Q. Okay. And then your next sibling?

5 A. Would be [REDACTED]

6 Q. How old is [REDACTED]?

7 A. [REDACTED].

8 Q. And where does [REDACTED] reside?

9 A. [REDACTED] resides in [REDACTED].

10 Q. And [REDACTED] occupation?

11 A. [REDACTED]

12 [REDACTED]

13 Q. You said a [REDACTED]?

14 A. I think [REDACTED], I believe.

15 Q. Is [REDACTED] married?

16 A. [REDACTED]

17 Q. What is [REDACTED]?

18 A. [REDACTED].

19 Q. What does [REDACTED] do?

20 A. [REDACTED]

21 [REDACTED]

22 Q. And is [REDACTED]?

23 A. [REDACTED]. Yes, sir.

24 Q. And [REDACTED] name?

25 A. [REDACTED] And I don't know [REDACTED] middle name, but

1

[REDACTED]

2

Q. What does [REDACTED] do, if you know?

3

A. That I don't know.

4

Q. And the next sibling?

5

A. Would be [REDACTED]. And I believe

6

[REDACTED]

7

Q. What does [REDACTED] do?

8

A. [REDACTED].

9

Q. Where does [REDACTED] reside?

10

A. In [REDACTED].

11

Q. Is [REDACTED] married?

12

A. [REDACTED]

13

Q. And who is [REDACTED]?

14

A. [REDACTED].

15

Q. And what does [REDACTED] do?

16

A. [REDACTED].

17

Q. Do you know in what capacity?

18

A. That I do not, sir.

19

Q. Do you have any other brothers and sisters?

20

A. I do. I have [REDACTED]

21

Q. And [REDACTED] age?

22

A. [REDACTED]

23

Q. [REDACTED] occupation?

24

A. [REDACTED]

25

[REDACTED].

1 Q. And who is [REDACTED] to?

2 A. [REDACTED]

3 Q. And what does [REDACTED]?

4 A. [REDACTED]

5 Q. In what capacity?

6 A. That I don't know, sir.

7 Q. And you said [REDACTED]?

8 A. [REDACTED]

9 Q. Any other brothers and sisters?

10 A. I do. I have [REDACTED]

11 [REDACTED]

12 Q. And where does [REDACTED]?

13 A. [REDACTED]

14 Q. How old is [REDACTED]?

15 A. [REDACTED]

16 Q. What does [REDACTED] do for a living?

17 A. Right now [REDACTED].

18 Q. What did [REDACTED]?

19 A. [REDACTED]

20 [REDACTED]

21 Q. Do you know in what capacity she work for [REDACTED]?

22 A. I do not, sir.

23 Q. And is [REDACTED]?

24 A. [REDACTED]

25 Q. Any other brothers or sisters?

1 A. No, sir.

2 Q. So that's [REDACTED] total?

3 A. Yes, brothers and sisters -- brother and sister,
4 yes.

5 Q. And your current age?

6 A. I am [REDACTED].

7 Q. And your date of birth?

8 A. [REDACTED]

9 Q. And where were you born?

10 A. [REDACTED]

11 Q. So you're the [REDACTED]?

12 A. Yes, sir.

13 Q. Have you ever been involved in a lawsuit before,
14 Mr. [REDACTED]?

15 MR. WATERS: Just so we're clear, do you mean a
16 criminal lawsuit or civil lawsuit or both?

17 MR. MATIASIC: Either.

18 Q. (By Mr. Matiasic) Let's start with criminal.

19 A. [REDACTED]

20 MR. WATERS: And by "lawsuit," just so he's clear, do
21 you mean actual court proceedings or charges since we're
22 talking about criminal?

23 MR. MATIASIC: Yes. Why don't we back up and start
24 with criminal and move to lawsuits in the civil arena.

25 Q. (By Mr. Matiasic) [REDACTED]

1 before?

2 A. [REDACTED]

3 Q. And [REDACTED]?

4 A. I believe in [REDACTED]

5 Q. You were [REDACTED] years old?

6 A. [REDACTED]

7 Q. Yes. That's fine.

8 A. No. I would have been like [REDACTED] or --

9 Q. I'm just trying to determine if you were a

10 [REDACTED] at the time.

11 A. No. I would have been a [REDACTED]

12 MR. WATERS: [REDACTED] just let me tell you it's fine to
13 think out loud, but if you do think out loud, it is being
14 written down. It's on the record.

15 THE WITNESS: Okay. Thank you.

16 Q. (By Mr. Matiasic) So you believe you were a

17 [REDACTED]
18 A. Yes, I was.

19 Q. Because by my math that would be [REDACTED]

20 MR. WATERS: If you can't give the exact date of the
21 [REDACTED] and you can give an estimate, that's fine.

22 THE WITNESS: No. I was a [REDACTED], so I must have
23 the wrong year involved.

24 Q. (By Mr. Matiasic) Okay. Where were you

25 [REDACTED] Mr. [REDACTED]?

1 A. In [REDACTED]

2 Q. On what [REDACTED]

3 A. I think [REDACTED] They
4 had picked me up and put me in a [REDACTED].

5 Q. How long did you stay in that [REDACTED]?

6 A. I'm not sure. [REDACTED]

7 Q. Were any [REDACTED] filed?

8 A. No that I remember. My folks just had to send
9 money for a [REDACTED]

10 Q. Have you been [REDACTED]?

11 A. [REDACTED]

12 Q. What year was that?

13 A. I believe [REDACTED]

14 Q. And where did the [REDACTED] occur?

15 A. [REDACTED]

16 Q. What were you [REDACTED]?

17 A. [REDACTED]

18 Q. Can you briefly describe the circumstances of
19 what occurred?

20 A. [REDACTED]

21 [REDACTED]
22 [REDACTED]
23 [REDACTED]
24 [REDACTED]
25 [REDACTED]

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[REDACTED]

Q. Mr. [REDACTED], just so I understand it, you were

[REDACTED]

[REDACTED]

A. That's correct.

Q. That's the crux of it?

A. Yes. [REDACTED]

[REDACTED]

Q. And when you say you were [REDACTED]

[REDACTED]?

A. That I don't remember. I had an [REDACTED]

[REDACTED] gotten for me, and I don't recall.

I'm almost thinking -- I just don't recall.

Q. Do you recall being in a [REDACTED] that lasted a

1 day or more?

2 A. [REDACTED]

3 [REDACTED]
4 [REDACTED]
5 [REDACTED]
6 [REDACTED]
7 [REDACTED]
8 [REDACTED]
9 [REDACTED]

10 MR. WATERS: The same [REDACTED]?

11 THE WITNESS: The same [REDACTED].

12 MR. MATIASIC: You took the question right out of my
13 mouth.

14 THE WITNESS: The same [REDACTED]

15 Q. (By Mr. Matiasic) Did he apologize?

16 A. I don't remember. I have never taken [REDACTED]

17 Q. Who was [REDACTED] at the time, if you recall?

18 A. I don't.

19 Q. Was it a [REDACTED]?

20 A. It was.

21 Q. And he was retained by your parents?

22 A. Correct, through a -- the [REDACTED]

23 [REDACTED]

24 Q. Were your parents living in [REDACTED] at the time?

25 A. No, sir. They were living in [REDACTED].

1 Q. So they were living in [REDACTED]?

2 A. I'm sorry. Yes, they were. I'm sorry.

3 Q. And what was the [REDACTED] amount?

4 A. I believe under [REDACTED]

5 Q. Any other [REDACTED]?

6 A. No, sir.

7 Q. What about any [REDACTED]? Have you ever been a

8 [REDACTED]?

9 A. No, sir, I have not.

10 MR. WATERS: Do you know what "plaintiff" and
11 "defendant" are?

12 THE WITNESS: I'm not sure. Could you rephrase that?

13 Q. (By Mr. Matiasic) I will make it even easier.

14 Have you ever been a party in a civil lawsuit?

15 A. A party in a civil lawsuit.

16 MR. WATERS: Besides this one.

17 THE WITNESS: This [REDACTED]

18 Q. (By Mr. Matiasic) Other than [REDACTED]

19 A. Would that be like an auto accident or --

20 Q. Just any type of lawsuit at any time.

21 MR. WATERS: Have you ever filed a lawsuit with the
22 court suing somebody or being sued by somebody?

23 THE WITNESS: [REDACTED]

24 Q. (By Mr. Matiasic) Have you ever [REDACTED]

25 [REDACTED]?

1 A. [REDACTED]

2 Q. And [REDACTED]?

3 A. [REDACTED].

4 Q. What year was that?

5 A. That I'm not sure, sir.

6 Q. Do you have an estimate? Was it in the --

7 A. In the last --

8 Q. Let me finish my question first. Was it in the

9 [REDACTED]

10 [REDACTED]?

11 A. It seems like I've had [REDACTED]

12 [REDACTED]

13 [REDACTED]

14 [REDACTED]

15 [REDACTED]

16 [REDACTED]

17 [REDACTED]

18 Q. Can you approximate how many times you filed for

19 [REDACTED]?

20 A. Maybe between [REDACTED]

21 Q. Do you recall what the greatest period of time

22 was that you were on [REDACTED] for?

23 A. I'm thinking one time it was like [REDACTED]

24 [REDACTED]

25 [REDACTED] So maybe [REDACTED] that.

1 I'm thinking it could be anywhere between [REDACTED]

2 [REDACTED]

3 Q. Have you filed for [REDACTED]

4 [REDACTED]?

5 A. I might have. I'm not sure. I would be
6 guessing.

7 Q. Have you ever filed for [REDACTED]?

8 A. [REDACTED]

9 Q. Have you ever filed a [REDACTED]?

10 A. [REDACTED].

11 Q. When you say you're unsure if you [REDACTED]

12 [REDACTED]
13 [REDACTED]?

14 A. I'm trying to recall if it might have been the
15 [REDACTED] Those would be
16 the only other [REDACTED] that I would have, I believe, lived
17 in that I would have had any [REDACTED]

18 Q. Have you ever served in the [REDACTED]?

19 A. [REDACTED]

20 Q. From what years?

21 A. [REDACTED]

22 Q. And what was your [REDACTED]?

23 A. [REDACTED]

24 Q. What was your [REDACTED]?

25 A. I was a [REDACTED]

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[REDACTED]

Q. And were you [REDACTED]?

A. [REDACTED].

Q. Do you pull a pension or any other types of
benefits from your time in the [REDACTED]?

A. [REDACTED] sir.

Q. Let's back up and go over where you've lived
during the course of your life. You were born in [REDACTED].
What is the first place you lived?

A. It would have been at that time [REDACTED]
[REDACTED]. It is presently called [REDACTED]
[REDACTED]

Q. And what were the dates you lived in [REDACTED]?

A. I believe until the [REDACTED] So I must have
been [REDACTED], I believe.

Q. What was the next place you lived?

A. [REDACTED]

Q. And over what period of time did you live in
[REDACTED]?

A. From [REDACTED] It
was always my primary residence, my home with my family, even
though I lived other places after [REDACTED].

Q. So from [REDACTED]

A. Correct.

Q. That was your primary residence?

1 A. This is correct, yes, sir.

2 Q. Where else did you live during that time, from
3 [REDACTED] while the house in [REDACTED] was your
4 primary residence?

5 A. When I graduated from eighth grade in [REDACTED], I
6 then lived in [REDACTED] for the school year in the
7 [REDACTED] run by the [REDACTED]

8 [REDACTED]

9 Q. So that was the school year of [REDACTED]?

10 A. And then coming home for the summer and on
11 holidays for the school year, yes, sir.

12 Q. Do you remember where the [REDACTED]
13 was located?

14 A. Yes, sir. There in [REDACTED]

15 [REDACTED]

16 Q. Do you remember the address?

17 A. I do not, sir.

18 Q. And so you lived there from [REDACTED],
19 correct?

20 A. Correct.

21 Q. Then where else did you live?

22 A. And then in [REDACTED], for the school year for my
23 sophomore year, I believe the [REDACTED] closed the
24 [REDACTED]. Then I went to school at St. Anthony's
25 Seminary in Santa Barbara, California.

1 Q. And what year did you start at St. Anthony's?

2 A. I believe in [REDACTED].

3 Q. And how long were you there for?

4 A. Until [REDACTED].

5 Q. So you were there for at least one full school
6 year from '65 to '66 and then part of the school year of
7 '66 through '67?

8 A. No, sir. I was at [REDACTED]
9 [REDACTED] from September of, I believe, [REDACTED].
10 And then I started in [REDACTED] at St. Anthony's
11 Seminary in Santa Barbara until [REDACTED].

12 MR. WATERS: If you can't give the exact dates, it is
13 perfectly appropriate to give estimates, as Paul explained.

14 THE WITNESS: Okay. It one of those two years; [REDACTED]
15 [REDACTED] sir.

16 Q. (By Mr. Matiasic) So you believe you started at
17 St. Anthony's in [REDACTED]?

18 A. Correct.

19 Q. So you were there for [REDACTED] until [REDACTED]?

20 A. Not an [REDACTED]. Just from --

21 Q. [REDACTED]?

22 A. Correct.

23 Q. Because in your responses to interrogatories, you
24 indicated that you were abused by Father Cimmarrusti '66 to
25 '67. Is there any marker that you can use in your mind to

1 clear up what dates you were at [REDACTED] versus what
2 dates you were at St. Anthony's?

3 MR. WATERS: If you can't remember the exact dates,
4 you can give an estimate, which is perfectly acceptable. More
5 likely than not St. Anthony's has documentations regarding the
6 times that you were enrolled at St. Anthony's. So that can be
7 nailed down through documentary evidence if it is still in
8 existence.

9 THE WITNESS: Okay. It was in one of those two
10 years. I'm sorry.

11 Q. (By Mr. Matiasic) Do you recall what year you
12 graduated from the eighth grade?

13 A. I'm kind of going backwards. I graduated from
14 high school in [REDACTED] So to the best of my recollection, I
15 graduated from eighth grade in [REDACTED]

16 Q. Why don't we do this. Why don't we go to the
17 schools you were at and what you did after St. Anthony's and
18 see if we can put that in a time frame to help you better
19 remember when you were at [REDACTED] at St. Anthony's.
20 Where did you go after you left St. Anthony's in [REDACTED]
21 to [REDACTED]?

22 A. I attended [REDACTED] in [REDACTED] for
23 the remainder of that year, in [REDACTED].

24 Q. Do you remember what year in school you were?
25 Were you a [REDACTED]

1 A. I would have been a [REDACTED] at St. Anthony's,
2 and then I graduated from [REDACTED] in [REDACTED]
3 [REDACTED].

4 Q. How long were you at [REDACTED] in
5 [REDACTED]?

6 A. [REDACTED]
7 [REDACTED]. That would have been public school.

8 Q. And then you were at you said [REDACTED]'s?

9 A. [REDACTED]'s, yes sir.

10 Q. What was the city again?

11 A. [REDACTED].

12 Q. Is that located near [REDACTED]?

13 A. Yes, sir, it is.

14 Q. And for how many years were you at [REDACTED]'s?

15 A. I believe just [REDACTED].

16 Q. Mr. [REDACTED], the gap is that, according to
17 your testimony, you attended [REDACTED] for one year, St.
18 Anthony's for [REDACTED], [REDACTED]
19 [REDACTED], and then only a [REDACTED]. So that is only
20 [REDACTED] years' worth of high school.

21 MR. WATERS: What is your question?

22 Q. (By Mr. Matiasic) Did you graduate from high
23 school in [REDACTED]?

24 A. No, sir.

25 Q. Is there anything you think would help refresh

1 your recollection as to what years you were at what school?

2 MR. WATERS: Maybe if you were to show him documents
3 from the Franciscans who operated the seminary where he was
4 abused, that would clear up the dates. Do you have those
5 documents you can show him?

6 MR. MATIASIC: We will go off the record.

7 (Discussion held off the record.)

8 Q. (By Mr. Matiasic) Mr. [REDACTED], to try to
9 better refresh your recollection, why don't we start with your
10 grammar school. What was the first grammar school you
11 attended?

12 A. [REDACTED]
13 [REDACTED]

14 Q. And from what grades did you attend [REDACTED]
15 [REDACTED]?

16 A. I believe, to the best of my recollection, [REDACTED]
17 [REDACTED] grade.

18 Q. Did you attend kindergarten at any school?

19 A. Yes, sir.

20 Q. What school was that?

21 A. I believe it was [REDACTED]
22 [REDACTED].

23 Q. In what city?

24 A. [REDACTED], or [REDACTED] at that time, sir.

25 Q. And then you attended [REDACTED]

1 [REDACTED] grade?

2 A. Yes, sir.

3 Q. What school did you go to in the [REDACTED] grade?

4 A. I believe [REDACTED] in

5 [REDACTED].

6 Q. Was that a public school?

7 A. Yes, sir, it was.

8 Q. And how long did you stay at [REDACTED]

9 [REDACTED]?

10 A. A short time. Just [REDACTED] I believe, if that.

11 Q. So that would be your third grade?

12 A. Yes, sir.

13 Q. Where did you go to school in the [REDACTED] grade?

14 A. And then [REDACTED] through the [REDACTED] grade, [REDACTED]

15 [REDACTED]

16 Q. And where is that located?

17 A. [REDACTED]

18 Q. What type of student were you at [REDACTED] in

19 [REDACTED]?

20 A. Oh, a very good student.

21 Q. When you say "a very good student," do you
22 remember your approximate GPA?

23 A. I'm thinking [REDACTED]

24 MR. WATERS: That is a very good student.

25 Q. (By Mr. Matiasic) Do you remember who your

1 [REDACTED] grade teacher was?

2 A. I do not, sir, no.

3 Q. How about the principal during the time you were
4 there?

5 A. No, sir.

6 Q. Were you involved in any sports or other
7 extra-curricular activities in grammar school?

8 A. I was the [REDACTED].

9 Q. What year was that?

10 A. In my [REDACTED] grade. So it would have been [REDACTED]
11 and [REDACTED]

12 Q. Any other extra curriculars?

13 A. Just altar boy involved with the church mass. I
14 gave, I believe, a commencement talk in the eighth grade. I
15 was involved in the sports.

16 Q. What sports did you play?

17 A. Football.

18 Q. Was that a school sponsored team?

19 A. That was. At [REDACTED] yes, sir.

20 Q. Was it flag football or tackle football?

21 A. I believe that was flag.

22 Q. Any other extra curriculars?

23 A. No, sir.

24 Q. So you graduated from [REDACTED]

25 in [REDACTED]?

1 A. Correct.

2 Q. Do you have your grammar school yearbook?

3 A. I don't believe we had grammar school yearbooks,
4 no, sir.

5 Q. Do you have any other momentos from grammar
6 school? Any class photos or photos of the football team?

7 A. None of the football team. Graduation I believe
8 I have.

9 Q. Do you have a program from your commencement?

10 A. No, sir.

11 Q. Any of your report cards? Anything else from
12 grammar school that you still might have in your possession?

13 A. Not that I recollect, no, sir.

14 Q. So then in September -- did you go straight into

15 [REDACTED]?

16 A. Yes, sir, I did.

17 Q. And how is it that you decided to go to [REDACTED]

18 [REDACTED]? Was it called [REDACTED] or [REDACTED]

19 [REDACTED]?

20 A. No. It was called [REDACTED].

21 Q. And how did you decide to go to [REDACTED]

22 [REDACTED]?

23 A. Growing up Irish Catholic, it was always -- from
24 the earliest days of my youth it was just something that I
25 thought I would always do, that my parents would always want

1 me to do, that we would have an Irish Catholic priest in the
2 family.

3 Q. And did you go on any campus visits to [REDACTED]
4 [REDACTED] before you enrolled?

5 A. Yes, sir, I had.

6 Q. How many times?

7 A. That I don't remember. Maybe between two and
8 four.

9 Q. Did you fly up to [REDACTED] or did you drive?

10 A. I believe we drove --

11 Q. Every time?

12 A. -- for those visits. I don't remember if it was
13 every time.

14 Q. With whom did you go to view [REDACTED]?

15 A. It would have been with my mother and father.

16 Q. Did they go with you on each occasion that you
17 visited prior to enrolling?

18 A. I believe I went another time with a family
19 friend there, yes.

20 Q. And what was the name of this family friend?

21 A. [REDACTED] I believe.

22 Q. How old was [REDACTED]?

23 A. He was my parents' age, an adult.

24 Q. Did you go alone with [REDACTED]?

25 A. No, sir. I went with his son. [REDACTED]

1 Q. Did [REDACTED] attend St. Mary's with you?

2 A. No. No, he did not. No, sir.

3 Q. And it was just the three of you, Mr. [REDACTED]

4 [REDACTED] and yourself that went?

5 A. I believe so, yes, sir.

6 Q. And that was one time?

7 A. I believe so, yes, sir.

8 Q. How did you hear about the [REDACTED]?

9 A. [REDACTED] was run by the

10 [REDACTED] and [REDACTED] was the

11 [REDACTED].

12 Q. To the best of your recollection there were no

13 [REDACTED] high schools or seminaries in Southern

14 California?

15 A. That's correct. There were not.

16 Q. Did any of the members of your class at [REDACTED]

17 [REDACTED] enroll in [REDACTED]?

18 A. Yes, sir, they did.

19 Q. Do you recall their name?

20 A. [REDACTED] I believe a [REDACTED]

21 [REDACTED]

22 [REDACTED] Let me take that back. It was not [REDACTED]

23 [REDACTED] It was [REDACTED] I believe. [REDACTED] I

24 believe it is [REDACTED]. I'm not sure of

25 the exact spelling.

1 Q. Any other students?

2 A. There might have been one or two. It seemed like
3 there was a group of us that went to [REDACTED].

4 Q. Were you friends with any of these individuals?

5 A. Yes, we were all classmates.

6 Q. Were you close friends with any of those boys
7 that went on to [REDACTED]?

8 MR. WATERS: I'm going to object to the term as
9 "close friends" as vague and ambiguous.

10 THE WITNESS: We're all friends.

11 Q. (By Mr. Matiasic) Did you hang out with all
12 these individuals fairly frequently in grammar school and then
13 again at [REDACTED]?

14 A. There again, we were all friends in the same
15 class.

16 Q. Let me ask it this way. With whom did you hang
17 around in your free time at [REDACTED]?

18 MR. WATERS: Socialize with in his free time do you
19 mean?

20 MR. MATIASIC: Sure.

21 THE WITNESS: It was everyone in my class. There was
22 no specific, you know, sort of folks.

23 Q. (By Mr. Matiasic) Your freshman year at [REDACTED]
24 [REDACTED] if someone asked you who your best friend at the
25 school is, what would your response have been?

1 A. It would have been my brother.

2 Q. He was also at [REDACTED]?

3 A. That's correct. Yes, sir.

4 Q. What grade was he in?

5 A. I believe he would have been in the [REDACTED] year,
6 [REDACTED].

7 Q. Where did you live at [REDACTED]?

8 A. In the dorm, dormitory.

9 Q. How was the dormitory situated? Were there
10 particular rooms or --

11 A. Open bays.

12 Q. And approximately how many students per room?

13 A. That I don't recall, sir.

14 Q. Can you give me an approximation? Five? Twenty?

15 A. I would think maybe more like between 20 and 60.

16 Q. Do you remember how many students approximately
17 were in your class at [REDACTED]?

18 A. Between 10 and 25 I would think.

19 Q. And so this dormitory, was it exclusively for
20 freshman, or were there other students there as well?

21 A. No. There were other students there as well
22 also.

23 Q. How many dormitory rooms do you recall there
24 being at [REDACTED]?

25 A. I recall two large rooms.

1 Q. Were there additional smaller rooms?

2 A. Not in the dormitory, no, sir.

3 Q. Were there additional places at the seminary
4 where students lived?

5 A. Yes, sir.

6 Q. And where was that?

7 A. Up on the hill up by the chapel.

8 Q. And do you know what students lived up there in
9 terms of were they freshman or sophomore or --

10 A. I believe -- I know they were the older students,
11 and I'm not sure if they were seniors or college --
12 collegiate -- college-age students.

13 Q. Were there any friends that you had at [REDACTED]
14 [REDACTED] that you would confide in?

15 A. I'm not sure how you would define "confide in."

16 Q. For example, if you had some type of problem,
17 either academically or socially maybe with another student, is
18 there any other seminarian there that you would confide those
19 problems to?

20 A. My brother I would confide in. I never had any
21 problems or had a need to confide in.

22 Q. Did you participate in any extra curriculars at
23 [REDACTED]?

24 A. I did, yes, sir.

25 Q. What extra curriculars did you participate in?

1 A. Football.

2 Q. Was this flag football?

3 A. Yes, sir. Baseball, handball, tennis. And then
4 I would teach catechism classes and religious-ed classes at a
5 local parish.

6 Q. Do you remember the name of the parish?

7 A. I do not, sir.

8 Q. Were you the only seminarian who taught that
9 catechism class at the local parish?

10 A. No. There were others also.

11 Q. Do you remember other seminarians with whom you
12 taught, what their names were?

13 A. I believe the last -- I think it was [REDACTED],
14 [REDACTED] He was a friend.

15 Q. He was a good friend of yours at [REDACTED]?

16 MR. WATERS: Misstates his testimony.

17 THE WITNESS: He was a friend, yes, sir.

18 Q. (By Mr. Matiasic) So you wouldn't characterize
19 any of the friends you had at [REDACTED] as good friends?

20 MR. WATERS: I object to the term "good friends" as
21 vague and ambiguous.

22 Q. (By Mr. Matiasic) Or as close friends?

23 MR. WATERS: Same objection. I mean it's a
24 subjective standard. But you're asking if he himself would
25 classify them as close friends?

1 MR. MATIASIC: Precisely.

2 MR. WATERS: Okay.

3 THE WITNESS: I would consider all the friends I had
4 as good friends, yeah. I didn't have others more important
5 than except for maybe my brother there.

6 Q. (By Mr. Matiasic) And out of all the friends
7 that you had -- you indicated that the majority of the
8 seminarians there were your friends -- you didn't have a group
9 of friends that you socialized with more frequently?

10 A. Boy, I can't recall. Sorry.

11 Q. And in terms of the football, baseball, handball,
12 and tennis teams, were these intramural sports or did you
13 compete against other high schools or seminaries?

14 A. They were both. They were intramural. I
15 remember also playing against other high schools. I believe
16 it was [REDACTED] there in [REDACTED].

17 Q. And which sport did you participate in and
18 play against [REDACTED]?

19 A. That would have been baseball, sir.

20 Q. And what type of student were you at [REDACTED]

21 [REDACTED]

22 A. A good student. I believe like [REDACTED].

23 Q. Was there a principal at [REDACTED] during
24 your year there?

25 A. Yes, there was. Yes, sir.

1 Q. Do you remember his or her name?

2 A. It would have been a him, a [REDACTED],
3 but I don't remember his name.

4 Q. Did you have a student advisor during your time
5 at [REDACTED]?

6 A. I want to say Father Aguilar I believe was our --

7 MR. WATERS: The question was did you have a student
8 advisor.

9 THE WITNESS: Oh, a student advisor. Not that I
10 recollect. I'm sorry.

11 Q. (By Mr. Matiasic) Was there a student advisor
12 for the entire freshman class?

13 A. That I don't recall.

14 Q. Was there a faculty advisor to the freshman
15 class?

16 A. That I don't recall either.

17 Q. Do you recall if you personally had a faculty
18 advisor?

19 A. That I don't recall. I don't think I did.

20 Q. Did you have a spiritual director at [REDACTED]
21 [REDACTED]?

22 A. It seemed like they were all spiritual directors
23 at that time.

24 Q. Did you socialize with any of the members of the
25 faculty at [REDACTED]?

1 A. I think there were times that they socialized
2 with all of us, in the sports that there were coaches, as I
3 recall, when we had work parties on the ball fields. Things
4 like that, but not any one-on-one.

5 Q. Were you particularly close in your perception
6 with any member of the faculty there?

7 A. No, I wasn't, only because I held them as --
8 being priests they were in high esteem. I had almost a
9 reverence or a fear of them, so I would not have closeness
10 with them.

11 Q. Was there any member of the faculty that you
12 would confide in if you had a problem?

13 A. I believe just our rector, the head of the
14 seminary.

15 Q. And who was the rector at the time you were
16 there?

17 A. I believe it was Father Aguilar.

18 Q. Do you remember his first name?

19 A. I do not, sir.

20 Q. Do you remember any of your professors' names
21 while you were at [REDACTED]?

22 A. I believe there was a Father Tobin, there was a
23 Father [REDACTED], a Father Jobowski. And that is all I
24 remember, sir.

25 Q. And how long were you at [REDACTED]

1 for?

2 A. Until they closed, and I believe that would have
3 been two years.

4 Q. Are you still thinking, Mr. [REDACTED]?

5 A. No. I was there until they closed, sir.

6 Q. And you believe that you were at [REDACTED]
7 for [REDACTED] years?

8 A. I do at this time, yes, sir.

9 Q. And what makes you believe that you were at [REDACTED]
10 [REDACTED] for [REDACTED] years?

11 A. Well, as I progress back from my senior year, I
12 graduated in [REDACTED]. I would have been a year at [REDACTED]
13 [REDACTED]. St. Anthony's would have been my [REDACTED] year, part of
14 it. So my [REDACTED] years would have been at [REDACTED]
15 [REDACTED] until it closed.

16 Q. Do you have any yearbook or any other momentos
17 from your time at [REDACTED]?

18 A. I do not, sir.

19 Q. Do you have any academic information, report
20 cards or anything else, memorializing your time at [REDACTED]
21 [REDACTED]?

22 A. I do not, sir.

23 Q. Did you receive an acceptance letter from them?

24 A. I believe I did, yes.

25 Q. Do you still have that?

1 A. No, sir, I don't.

2 Q. Do you recall spending any part of the summertime
3 at [REDACTED]?

4 A. No, I don't in the summertime.

5 Q. Do you recall during this time period going back
6 to [REDACTED] and spending the summer there?

7 A. Oh, yes. From [REDACTED]?

8 Q. Yes. While you were at [REDACTED], do you
9 recall going back to your primary residence in [REDACTED]
10 [REDACTED] for the summertime?

11 A. Oh, yes. Yes.

12 Q. Do you recall working in any capacity during the
13 summer?

14 A. I believe I had small jobs through the employment
15 office like to take care of people's yards or pools or window
16 washing, cleaning up their yards.

17 Q. And through what employment office did you get
18 these jobs?

19 A. I believe through the [REDACTED]
20 employment office located in [REDACTED]

21 Q. Do you recall working in the summertime between
22 when you graduated from [REDACTED] and when you enrolled at
23 [REDACTED]?

24 A. If I did, it would have been doing yard work or,
25 again, someone's windows or cleaning the pool.

1 Q. But as you sit here now do you have an
2 independent recollection of doing that for more than one
3 summer?

4 A. I can't state for certain if it was that one
5 summer or numerous summers between there, sir.

6 Q. Do you remember the month that you left [REDACTED]
7 [REDACTED]?

8 A. It would have been, I believe, in [REDACTED] or [REDACTED] of
9 my [REDACTED] year where they closed at the end of that school
10 year, sir.

11 Q. And when did you receive notification that the
12 school was closing?

13 A. That I'm not sure. It would have been, I
14 believe, that school year sometime. Between that September
15 and June when they closed, but I'm not sure.

16 Q. And where did you go to school next?

17 A. I then went to St. Anthony's Seminary in Santa
18 Barbara, California.

19 Q. And how did you decide to go to St. Anthony's?

20 A. When notification came out that the
21 Redemptorist -- [REDACTED] was closing, they gave
22 the students the option to transfer to St. Anthony's Seminary,
23 those that wanted to go.

24 Q. So you didn't have to fill out any type of
25 application to go to St. Anthony's?

1 A. Not that I remember, no, sir.

2 Q. Do you remember any member of the Redemptorist
3 order with whom you were working or with whom you had to
4 communicate your intent to transfer to St. Anthony's?

5 A. I believe it was Father [REDACTED].

6 Q. And what position did he hold such that he was
7 the one who was coordinating the transference?

8 A. He was going to be with us at St. Anthony's
9 Seminary as a Redemptorist student liaison with the
10 Franciscans there at St. Anthony's.

11 Q. And when did you decide that you were going to go
12 to St. Anthony's?

13 A. Sometime during that last school year at [REDACTED]
14 [REDACTED], sir.

15 Q. Did you have any other options in terms of
16 transferring to another seminary?

17 A. No, not that I recall nor that I considered. I
18 don't believe so.

19 Q. So when did you first arrive at St. Anthony's?

20 A. It would have been [REDACTED], that school of
21 [REDACTED].

22 Q. Had you visited the campus prior to enrolling
23 there?

24 A. I'm not sure if I had or not, sir.

25 Q. Did you consider St. Anthony's coming out of

1 grammar school?

2 A. No, sir, I did not.

3 Q. And where did you live when you were at St.
4 Anthony's?

5 A. In the dormitory there, sir.

6 Q. Which dormitory?

7 A. It would have been the big open dormitory --
8 let's see -- on the west side.

9 Q. And how many students were in this big open
10 dormitory?

11 A. There again, I want to say between maybe 20 and
12 50. I'm just not sure.

13 Q. And how was it set up? Were there bunk beds?
14 Did you have individual beds?

15 A. No. There were bunk beds, right, as I recall.

16 Q. Can you describe the layout of the room?

17 A. As I recall, we came upstairs from the outside
18 and into an open hallway, and on the east side, or the left
19 side, was a dorm. And then on the west side -- it would have
20 been my right side -- would have been our big open dorm there
21 with the bathrooms. As I recall, there were the bunk beds.

22 Q. And how were the bunk beds situated?

23 A. As I recall, just in a line in the open room.

24 Q. Were they in a line in the middle of the room?
25 Were they against the walls of the room?

1 MR. WATERS: Do you want how many rows and how many
2 columns, if he remembers?

3 Q. (By Mr. Matiasic) Anything about the layout and
4 how the room was situated that you can recall.

5 A. That is all I can recall.

6 Q. So you can't recall whether the bunk beds were in
7 the middle of the room as opposed to against the walls?

8 A. It almost seemed like there were -- no, I can't.

9 Q. Did you have any type of locker, personal space
10 while you were there?

11 A. That I don't recall.

12 Q. Did you yourself sleep in one of the bunk beds?

13 A. Yes, I did.

14 Q. Were you on the top or the bottom?

15 A. That I don't recall.

16 Q. Do you recall the name of your bunkmate?

17 A. No, sir, I don't.

18 Q. Do you recall the names of any of the students
19 who may have slept on either side of you?

20 A. No, sir.

21 Q. Do you recall the names of any students that may
22 have slept near you?

23 A. No, sir.

24 Q. Can you recall the name of any of the students
25 that resided in that same dorm room?

1 A. I believe my other classmates.

2 Q. When you say "other classmates," do you mean
3 classmates at St. Anthony's or classmates from [REDACTED]

4 [REDACTED]?

5 A. No. The classmates from St. Anthony's.

6 Q. Approximately how many members of your class at
7 [REDACTED] went over to St. Anthony's when [REDACTED]
8 closed?

9 A. I don't remember. I don't think there were --
10 maybe between five and 20.

11 Q. Do you remember the names of any of the other
12 seminarians at [REDACTED] that went with you to St.
13 Anthony?

14 A. I remember [REDACTED].

15 Q. Did you say [REDACTED]?

16 A. Yes.

17 Q. Is that [REDACTED]?

18 A. Yes, sir. And I don't recall if my friends from
19 [REDACTED] went or not.

20 Q. Can you recall the names of any other seminarians
21 at [REDACTED] that went to St. Anthony's irrespective of
22 whether they were in your class or not?

23 A. No, sir.

24 Q. Did your brother transfer to St. Anthony's?

25 A. No, he did not.

1 Q. Where did he transfer to?

2 A. He left [REDACTED] and went to [REDACTED]

3 [REDACTED].

4 Q. Do you recall how many years he spent at [REDACTED]

5 [REDACTED]?

6 A. I believe his [REDACTED].

7 Q. So have you thought of any other names of

8 seminarians at [REDACTED] that went with you to St.

9 Anthony's?

10 A. No, sir, I have not.

11 Q. Did Father [REDACTED] did he end up going over to

12 St. Anthony's?

13 A. Yes, sir, he did.

14 Q. What was his role at St. Anthony's?

15 A. He was our liaison for the Redemptorist students

16 that transferred to St. Anthony's, as a Redemptorist priest,

17 and he was also an instructor there.

18 Q. Do you remember what courses he taught?

19 A. I believe it was humanities and English.

20 Q. Were you in any of his courses while you were at

21 St. Anthony's?

22 A. That I don't recall, sir.

23 Q. What did the Redemptorist students' liaison do?

24 What was his function?

25 A. I'm not sure. One, for me it was if I had any

1 concerns, questions like that, as a Redemptorist student that
2 he would be my point of contact, a person of contact.

3 Q. Did you meet with him during your time at St.
4 Anthony's?

5 A. Yes, sir.

6 Q. How frequently?

7 A. That I'm not sure. Maybe between five and ten
8 times.

9 Q. And were there regularly scheduled meetings with
10 Father [REDACTED], or did you just go see him on an ad hoc
11 basis?

12 A. No. As I recall it would have been with a group
13 of seminarian students. Right. And then I had an ad hoc
14 meeting with him personally later on.

15 Q. When you say you met with him as a group of
16 seminarian students, you're speaking of students who used to
17 be at [REDACTED]? Or are you speaking of St. Anthony's
18 students? Or are you speaking of a combination?

19 A. No. I'm speaking of Redemptorist students, [REDACTED]
20 [REDACTED] students.

21 Q. Were you housed in the same room as the other
22 [REDACTED] students?

23 A. No, sir. No. It would have been mixed,
24 Redemptorist and Franciscan students.

25 Q. And did all your credits from [REDACTED], did

1 they transfer to St. Anthony's?

2 A. To the best of my knowledge, yes, sir.

3 Q. What courses did you take while you were at St.

4 Anthony's?

5 A. I believe Latin, English, speech, math, and I

6 might have had Spanish. That's what I recall, sir.

7 Q. Do you recall the names of any of your professors

8 in those courses? We can go one by one. It may be easier.

9 How about Latin? Do you remember the name of your Latin
10 professor?

11 A. I do not, sir.

12 Q. English?

13 A. That I don't. I think I had a Father [REDACTED].

14 Q. That was for English?

15 A. I believe that was Spanish. And I believe he was
16 a guitar instructor. So he would have been music or choir,
17 like.

18 Q. What about the name of your speech professor?

19 A. That I don't recall. I believe I had a biology
20 class.

21 Q. Do you recall the name of your biology teacher?

22 A. No, sir, I do not.

23 Q. What about the name of your math instructor?

24 A. I don't recall his name either, sir.

25 Q. So the only professor that you can remember is

1 Father [REDACTED]?

2 A. Correct.

3 Q. Were you involved in any other extra curriculars
4 during your time at St. Anthony's?

5 A. It would have been football there and baseball,
6 and we had handball courts. And then there was the speech
7 class that we had, speech competitions.

8 Q. Was there a speech and debate club?

9 A. There was. There was, sir.

10 Q. Were you involved in that?

11 A. Yes, sir, I was.

12 Q. Who was the moderator of the speech and debate
13 club?

14 A. That I don't recall.

15 Q. You said you had speech and debate competitions.
16 Was this intra, St. Anthony's Seminary, or did you compete
17 against other schools?

18 A. It was against other schools.

19 Q. Did you go on any tournaments? Excuse me. Did
20 you go to any tournaments?

21 A. Yes, sir.

22 Q. Where did you go?

23 A. I believe it was there in [REDACTED] There
24 was a high school. I'm not sure what the name of it was. And
25 I'm recollecting perhaps that we had -- we hosted a speech

1 tournament there at St. Anthony's.

2 Q. Do you remember in approximately how many speech
3 competitions you competed?

4 A. I want to say between three and seven, if that.

5 Q. Did you win any awards at any of those
6 tournaments?

7 A. I believe I did, and I'm not sure what placement
8 because it was just a certificate of merit or achievement.

9 Q. Do you remember the category that you competed
10 in? For instance, was it, Lincoln-Douglas or some other type
11 of debate category?

12 A. I believe it was dramatic interpretation.

13 Q. Was that the exclusive category that you competed
14 in?

15 A. I believe so. Yes, sir.

16 Q. And how did you get to these speech competitions?
17 Were you transported by parents or --

18 A. No. I believe it was by bus or van. It wasn't
19 by our parents.

20 Q. And did a member of the faculty or staff of St.
21 Anthony's accompany you to these tournaments?

22 A. Yes, they did.

23 Q. Do you recall what members of the faculty or
24 staff may have accompanied you?

25 A. I do not, sir.

1 Q. And the football team that you were involved
2 with, was that flag or tackle?

3 A. That was flag also, I believe.

4 Q. Did you compete against other schools?

5 A. Not that I recall, no, sir. Intramural.

6 Q. What about the baseball team?

7 A. I believe we did compete against other schools.

8 Q. Do you remember the name of any of these schools?

9 A. No, sir, I don't.

10 Q. Was St. Anthony's part of an athletic league?

11 A. No, they weren't. They weren't that I recall.

12 Q. Was there a yearbook?

13 A. Yes, sir.

14 Q. Do you recall whether or not you were in the
15 yearbook?

16 A. Yes, sir. I am in the yearbook, sir.

17 Q. And how many times do you appear in the yearbook?

18 A. I believe two or three, sir.

19 Q. Do you still have the yearbook?

20 A. Yes, sir, I do.

21 Q. And what photos? Were you in a baseball team
22 photo? Was there an individual student picture? Just
23 describe your appearances in the yearbook for me.

24 A. I believe it was a football photo showing an
25 action run or action on the football field.

1 Q. Did they identify you by name in the yearbook?

2 A. No, sir, they did not.

3 Q. What other photos are you in in the yearbook?

4 A. I believe that that was -- in that genre. I
5 would have been on the football team, on the field.

6 Q. You indicated that you were in other photographs
7 in the yearbook. Can you describe those for me as well?

8 A. Oh, no. Those two or three would have been like
9 on that same football -- sports pictures.

10 Q. So you didn't appear in any of the student
11 pictures in the yearbook?

12 A. No, sir.

13 Q. And why is that?

14 A. Well, for my class we didn't have individual
15 student photos.

16 Q. Did the other classes have individual student
17 photos?

18 A. I believe, as I recall, that the senior class
19 did, sir.

20 Q. Did your class have a group photo taken?

21 A. No. No, sir, they did not. They had different
22 activity shots, and as I recall, I believe I was in another
23 activity of our junior class play in that yearbook, sir.

24 Q. Was that as part of the drama club, or was that
25 something you had to do in conjunction with some of your

1 courses?

2 A. That was each class had to do a play throughout
3 the year. So this would have been the junior play, our annual
4 performance.

5 Q. And did every member of the class have to
6 participate in some way?

7 A. I'm not sure if they did, if every member had to
8 or not.

9 Q. And was there a faculty advisor assigned to
10 assist you in putting on this play?

11 A. Yes, sir, there was.

12 Q. And who was your faculty advisor?

13 A. That I don't recall.

14 Q. What role did you play in the class play?

15 A. I had a major speaking part, but I don't recall
16 the particular character that I was.

17 Q. Do you remember the name of the play?

18 A. I do not, sir.

19 Q. And did your class perform this play?

20 A. Yes, our class did.

21 Q. In front of whom?

22 A. I believe other students of the St. Anthony's
23 student body, and I believe parents were invited also.

24 Q. And where did you perform this play?

25 A. At St. Anthony's in the gym or the auditorium.

1 Q. Do you remember the approximate month that you
2 performed this play?

3 A. I do not, sir. It would have had to have been
4 between October and March.

5 Q. Did your parents come to see the play?

6 A. Yes, they did.

7 Q. Both of them?

8 A. Yes, sir.

9 Q. Any of your siblings attend the play or other
10 family members?

11 A. Not that I recall, no, sir.

12 Q. So other than being involved in the class play,
13 the football team, the baseball team, speech and debate
14 competitions, and playing on the handball courts, were you
15 involved in any other extra curriculums at St. Anthony's?

16 A. I helped on -- we had like a soda station. We
17 made milkshakes and things. So I worked kind of like in the
18 ice cream parlor at the soda station.

19 Q. Where was soda station/ice cream parlor located?

20 A. It was located downstairs in the main building,
21 as I recall.

22 Q. And did you work there?

23 A. Yes, making, as I recall, ice cream sodas or, you
24 know, like milkshakes. At that time we used to put soda in
25 the ice cream and mix it up, put it in blender, and give that

1 out. It was like a snack area.

2 Q. And how frequently did you work there?

3 A. That I don't recall. Maybe -- I don't know if it
4 was once a month on a rotational basis or exactly what it was.

5 Q. Were you paid for working there?

6 A. No, sir.

7 Q. Was this a volunteer position or was it mandatory
8 that you work there?

9 A. That I don't recall, if it was mandatory or
10 voluntary.

11 Q. Do you remember the names of any other students
12 with whom you worked at the soda fountain?

13 A. I do not, sir.

14 Q. What about the names of any other students with
15 whom you played baseball?

16 A. I do not, sir.

17 Q. Names of any other students with whom you played
18 football?

19 A. That I do not, sir.

20 Q. What about the name of any of the students with
21 whom you played handball?

22 A. I do not, sir.

23 Q. Do you remember the names of any other members of
24 the debate team?

25 A. There was a [REDACTED] I believe, or

1 [REDACTED] I believe there was an [REDACTED]

2 Q. Why don't you spell that last name for the court
3 reporter.

4 A. I believe it is [REDACTED] And I
5 believe there was a [REDACTED] And
6 there was a [REDACTED].

7 Q. [REDACTED] who previously was at [REDACTED]?

8 A. Yes, sir. Right. And that is all I recall.

9 Q. Did any members of your class at St. Mary's
10 attend St. Anthony's?

11 A. That I don't recall. I know they went to [REDACTED]
12 [REDACTED] with me, but I don't know if I had any of
13 those friends transfer to St. Anthony's.

14 Q. What about -- do you have an independent
15 recollection of any of your classmates at [REDACTED] going
16 directly to St. Anthony's as opposed to having transferred
17 from [REDACTED]?

18 A. No, not at all, sir. No, not that I recollect
19 that any of my friends at [REDACTED] school went to St.
20 Anthony's directly.

21 Q. And do you remember how many members there were
22 in your St. Anthony's class?

23 A. I'm thinking somewhere between, sir, 10 and maybe
24 20.

25 Q. And are you speaking of the entire class as

1 opposed to an individual English class? I'm speaking of
2 whether it was the sophomore or junior class, whenever you
3 were there --

4 A. Right from --

5 Q. Let me finish my question first -- how many total
6 members there were in that class.

7 A. In that class. Maybe between 15 and 25 in the
8 class.

9 Q. Approximately how many students were there in
10 your individual English or Spanish or math classes?

11 A. I would have to maybe just estimate between eight
12 and 15, if that.

13 Q. Were you allowed to choose the courses you took
14 or were they mandated by the seminary?

15 A. That I don't recall. That I just don't remember.

16 Q. What kind of student were you at St. Anthony's?

17 A. I think I started out as a good student there.

18 Maybe [REDACTED]

19 Q. And were they on the semester or quarter system?

20 A. That I don't recall.

21 Q. Do you recall receiving any report cards?

22 A. I don't recall that I did.

23 Q. So how was it that you have a calculation of your
24 GPA?

25 A. I guess I had always been a good student. As I

1 recall, I didn't have any fail marks or I was never on any
2 academic probation or any of that, that I recall.

3 Q. Mr. [REDACTED] do you have an independent
4 recollection of how you did in your courses at St. Anthony's,
5 or are you presuming that you had this certain range of GPA
6 based upon the fact that you were a good student prior to
7 coming to St. Anthony's?

8 A. I guess probably more of the latter, sir, than
9 actually recalling having report cards. I just don't
10 recollect having a report card.

11 Q. Do you recall, as opposed to a report card, any
12 specific grades you received in particular courses?

13 A. I do not, sir.

14 Q. And did you have a faculty advisor at the time
15 you were at St. Anthony's?

16 MR. WATERS: Besides the liaison?

17 Q. (By Mr. Matiasic) Other than Father [REDACTED]

18 A. Not that I recall, sir.

19 Q. Did you have a spiritual director at the time you
20 were at St. Anthony's?

21 A. It would have been just Father [REDACTED] as our
22 liaison.

23 Q. But I'm asking of a specific faculty member who
24 is designated as a spiritual director as opposed to Father
25 [REDACTED] in his capacity as the liaison.

1 A. No, sir, not that I recall.

2 Q. Did you have a class moderator while you were at
3 St. Anthony's?

4 A. I'm not sure what a class moderator would be.

5 Q. For example, was there a member of the faculty
6 that was the liaison for the whole class or was in charge of
7 the whole class?

8 A. That I don't recall, if we did or not, sir.

9 Q. Do you remember who the principal was at the time
10 you were at St. Anthony's?

11 A. Yes, sir.

12 Q. What was his name?

13 A. Father Xavier Harris.

14 Q. And what was his title there, if you know?

15 A. I believe he was the rector for the school.

16 Q. Do you remember the name of any other members of
17 the administration at the school?

18 A. Father [REDACTED] for us. And any other
19 administrators, I do not, sir.

20 Q. Approximately how many members were there of the
21 faculty at the time you were at St. Anthony's?

22 A. I'm not sure. My best estimate would be maybe
23 between 10 to 20.

24 Q. Do you remember any of their names?

25 A. I remember Father [REDACTED] Father Mario

1 Cimmarrusti. Those are the only ones that I recall, sir.

2 Q. Do you recall the role at the school of either
3 Father [REDACTED] or Father Mario Cimmarrusti?

4 A. I believe Father [REDACTED] was the [REDACTED]
5 [REDACTED] And Cimmarrusti was
6 like the bursar and like a medical officer, medical person.

7 Q. When you say bursar, is that what you're
8 referring to; a medical officer or person?

9 A. No. It was more like he controlled the money, as
10 I recall. If you needed money, to go to town to buy
11 something. And then he was the medical person there.

12 Q. Expand, if you can, on Father Cimmarrusti's role
13 as the bursar. You said if you needed money you went to him.
14 What do you mean?

15 A. I believe if we needed to purchase something in
16 town, if a student needed to purchase tennis shoes, we would
17 go to him and he would, I think, approve it.

18 Q. Would he actually go with you to purchase it?

19 A. No, not that I recall, sir.

20 Q. You were allowed to go on your own?

21 A. I believe so.

22 Q. And were you allowed to have any personal money
23 on you at the time you were at the seminary?

24 A. That I don't recall.

25 Q. Did you have a student account while you were at

1 the seminary?

2 A. I believe I did, or we did, yes.

3 Q. And did you receive an allowance or any other
4 type of monies from the seminary that was put into your
5 student account?

6 A. Not that I recall.

7 Q. So how would you have money in the student
8 account?

9 A. I think if the parents sent money.

10 Q. But as you recall, Father Cimmarrusti in his role
11 as bursar had control over that account?

12 A. I believe he had signing privileges or the
13 signing power to authorize that.

14 Q. And otherwise would you not be able to access the
15 money in your student account?

16 A. That would be correct, yes, sir.

17 Q. Was there a limitation, as you recall, as to the
18 amount you could keep in the student account?

19 A. I don't recall that, sir.

20 Q. You describe between 10 and 20 faculty members at
21 the time you were there. How many total members of the staff
22 at St. Anthony's were there at the time you were there?

23 MR. WATERS: I'm going to object to the term of
24 "faculty" and "staff" as vague and ambiguous. I don't
25 understand what you're meaning between the distinction.

1 Obviously you're not using them interchangeably. But if you
2 understand, you can go ahead and answer the question.

3 THE WITNESS: I'm not sure how many there would be.

4 Q. (By Mr. Matiasic) Were there any friars or other
5 people at the school who had some type of function or role
6 that didn't teach courses there?

7 A. Yes, there were. I believe I remember friars and
8 laypeople in the food end, the food side, for the meal side
9 there. And I'm not sure about the groundskeepers.

10 Q. Approximately how many laypeople were on the
11 staff there?

12 A. I have no idea, sir.

13 Q. Were there women?

14 A. I believe there were.

15 Q. Do you recall what role the women at the school
16 occupied?

17 A. I do not, sir.

18 Q. So going back to my earlier question, you
19 indicated approximately between 10 and 20 faculty members, and
20 then there are other friars or laypeople that performed other
21 functions at the time school. Based on that information, can
22 you estimate how many total number of staff people there were
23 at St. Anthony's?

24 A. Maybe between 10 and 40 or 20 and 40.

25 MR. WATERS: Are you guessing?

1 THE WITNESS: I'm guessing. I would have no idea.

2 Q. (By Mr. Matiasic) What is your best estimate?

3 MR. WATERS: If you can provide an estimate, meaning
4 thinking back you have some personal knowledge upon which to
5 base a range or any type of response, that is an estimate.
6 Okay? If it's a shot in the dark, then it's a guess.

7 THE WITNESS: That's a shot in the dark. I don't
8 know, sir.

9 Q. (By Mr. Matiasic) What about the total number of
10 faculty members before -- you indicated that you estimated
11 there to be between 10 and 20.

12 A. Right. Correct.

13 Q. That is based upon your personal knowledge?

14 A. Right. Correct.

15 MR. MATIASIC: Why don't we take a short break.

16 (Recess taken.)

17 Q. (By Mr. Matiasic) Mr. [REDACTED], one additional
18 question I should have asked you at the beginning of the
19 deposition. Have you reviewed any documents prior to your
20 deposition testimony today?

21 A. No, sir, I have not.

22 Q. Have you spoken with anybody other than your
23 attorneys about your deposition today?

24 A. I have not, sir.

25 Q. I believe we left off regarding the composition

1 of the faculty and staff at St. Anthony's Seminary. While you
2 were at St. Anthony's, did you speak with your parents?

3 A. Yes, I did.

4 Q. How frequently?

5 A. Not very frequent at all.

6 Q. And how did you speak with them? Was that via
7 telephone or did you correspond via letter?

8 A. With letter, right.

9 Q. Did they write letters to you, or did you write
10 letters to them, or both?

11 A. It was both.

12 Q. And how frequently would they write to you during
13 your time at St. Anthony's?

14 A. Maybe between eight and 12 times.

15 Q. And how often did you write them back?

16 A. Probably about the same to answer.

17 Q. And did you ever speak with them on the phone
18 during your time at St. Anthony's?

19 A. Not that I recall. I don't believe I had access
20 to a telephone. Only in emergency cases.

21 Q. Did they ever visit you at St. Anthony's?

22 A. Yes, they did.

23 Q. How many times?

24 A. I'll say between two and five times.

25 Q. And how long would they visit you for? For an

1 entire weekend? For one night?

2 A. I think, as I recall, it was just -- it would be
3 for the day or the night depending on what activity I was
4 involved in or why they were up. However, I believe they were
5 up for one weekend.

6 Q. Was there any type of parents' weekend or family
7 day while you were at St. Anthony's?

8 A. I believe that's when they came up, yes, sir.

9 Q. Do you know which one? Either/or, family day
10 or --

11 A. I believe it was like a family weekend because,
12 as I recall, they brought my cousin with them.

13 Q. And did you go off campus with your parents and
14 your cousin?

15 A. That I don't recall, if we went off or not.

16 Q. What about on the other occasions? You indicated
17 that your parents visited you between two and five times. Did
18 you go off campus on those other occasions?

19 A. That I'm not sure, or I don't recall whether we
20 did or not.

21 Q. During your time at St. Anthony's, other than
22 your parents and cousin that accompanied them that one time,
23 were you visited by any other family members?

24 A. No, not that I recall.

25 Q. During your time at St. Anthony's, did you speak

1 on the telephone with any other relatives or family members?

2 A. No, not that I recall.

3 Q. Did you receive any letters from any other family
4 members or relatives during your time at St. Anthony's?

5 A. I believe I did, yes.

6 Q. From whom did you receive a letter?

7 A. I believe from my cousin and my aunt.

8 Q. What's your cousin's name?

9 A. [REDACTED]

10 Q. What's your aunt's name?

11 A. [REDACTED]

12 Q. And is [REDACTED] mother?

13 A. Yes, she is. Correct.

14 Q. And how old was [REDACTED] at the time?

15 A. I believe [REDACTED] would have been 17 or 18.

16 Q. So slightly older than you?

17 A. That's correct. Yes, sir.

18 Q. And was [REDACTED] who visited you with
19 your parents when they came to visit?

20 A. Yes, she was. Correct.

21 Q. And how many times did you receive correspondence
22 from [REDACTED]

23 A. That I don't recall. Maybe once or twice, in
24 that estimated range.

25 Q. Did you write to any other family members or

1 relatives during your time at St. Anthony's?

2 A. No, not that I recall.

3 Q. While you were at St. Anthony's, were you allowed
4 to go off campus?

5 A. Yes, I recall that we were.

6 Q. Did you have to seek permission or anything, or
7 did you have free rein to leave the campus when you chose?

8 A. No. We had to seek permission, sir.

9 Q. And from whom did you seek permission?

10 MR. WATERS: Who would one seek permission from to go
11 off campus? Is that the question?

12 MR. MATIASIC: Both.

13 Q. (By Mr. Matiasic) One, if a seminarian were to
14 leave campus, from whom would they have to seek permission?

15 A. I believe -- that I'm not sure. I don't recall
16 who that would have been. I just don't recall.

17 MR. WATERS: His other question was who did you seek
18 permission from to go off campus.

19 Q. (By Mr. Matiasic) Let me back up. Did you
20 yourself go off campus?

21 A. I had gone off campus, yes.

22 Q. From whom did you seek permission to go off
23 campus?

24 A. When I went off campus, I went with a group to a
25 city park just behind the Santa Barbara Mission up by one of

1 the canyons, and then we would have annual -- they had an
2 annual run up to one of the peaks, the mountain peaks, in
3 Santa Barbara, so we were off campus there.

4 Q. Can you give me your best estimate as to
5 approximately how many times during your tenure at St.
6 Anthony's that you went off campus?

7 A. I would say maybe three times. In that range.

8 Q. Is this including trips that you may have made
9 off campus for sporting activities, the baseball team and/or
10 these speech and debate competitions?

11 A. No. Those would have been in addition to. These
12 would have been those small groups where I remember going to
13 the park, and then there was like an outing, almost like a
14 marathon run up to this peak they have.

15 Q. You indicated that you went off campus with a
16 small group to a city park. How many times did you go to the
17 city park?

18 A. I'm thinking just once or twice, as I recall.

19 Q. Was it an organized activity?

20 A. I believe that it was, but I'm not sure what it
21 was.

22 Q. You may have already answered it, but do you know
23 what the purpose was for going to the city park?

24 A. I do not recall.

25 Q. You said there was a group. How many people were

1 in this group that went to the city park?

2 A. Maybe 10 or 15. A small group. It wasn't like
3 the whole school that I recall.

4 Q. Was it all seminarians?

5 A. Yes, sir, it was.

6 Q. Were there any faculty or staff that accompanied
7 you?

8 A. I don't recall if there was or not.

9 Q. Did you ever go into the downtown area of Santa
10 Barbara while you were at St. Anthony's?

11 A. Yes, I believe I did.

12 Q. And on how many occasions?

13 A. There again, not a lot. Maybe two or three. I
14 remember I believe -- we went to see an Up Up With People
15 concert.

16 Q. When you say "we," who are you referring to?

17 A. I think there were just other fellow seminarians.

18 Q. And so were you ever allowed to go off campus
19 with other seminarians without having a member of the faculty
20 or staff from St. Anthony's accompany you?

21 A. Yes, sir, I believe we were, or we did.

22 Q. Earlier you said you estimated you had been off
23 campus between three and five times. It appears now, going
24 back over it, you went to the park a few different times, you
25 went to the marathon, and then you also went downtown. Do you

1 want to revise your estimate? You went off campus more than
2 that during your time at St. Anthony's?

3 A. Not that I recall. If that was four, maybe four
4 to six times. I just know it wasn't a lot of times.

5 Q. The four to six times exclusive of the number of
6 time you went off campus for sports or speech competitions,
7 correct?

8 A. Right. Correct.

9 Q. Who did you socialize with at St. Anthony's?

10 A. My fellow seminarians.

11 Q. Any seminarians in particular?

12 A. No. It always seemed like we did it with a
13 group. I was never one-on-one or exclusive. It was just
14 always with a group of fellow students.

15 Q. Do you recall members of these groups that you
16 would socialize with?

17 A. There was -- oh, a [REDACTED]
18 He was artistic fellow as I recall. That would be the only
19 name that comes into my mind.

20 Q. Do you know where [REDACTED] was from?

21 A. I do not, sir. [REDACTED] but I'm not sure
22 where.

23 Q. Do you remember the name of any other classmates
24 while at St. Anthony's?

25 A. I think [REDACTED] and then I believe [REDACTED]

1 [REDACTED] There was [REDACTED] Those are the ones that I
2 vaguely remember.

3 Q. Do you recall having any close friends while
4 being at St. Anthony's?

5 A. How do you define "close"?

6 Q. Whatever close means to you.

7 A. I think they were all close. As a seminarian, I
8 felt close to all of them.

9 Q. Did you ever socialize with some seminarians more
10 than others?

11 A. I did.

12 Q. And do you remember their names?

13 A. I do not.

14 Q. Do you remember the names of any seminarians with
15 whom you went to downtown Santa Barbara or anywhere else off
16 campus?

17 A. That I don't, sir.

18 Q. You mentioned you went to an Up Up With People
19 concert.

20 A. That's correct.

21 Q. With whom did you go to that concert?

22 A. That I don't recall. I think there was a group
23 of us, and I'm not sure who participated in it or not.

24 Q. Have you spoken with any members of your class at
25 St. Anthony's since you left in [REDACTED]

1 A. I have.

2 Q. With whom have you spoken?

3 A. I spoke with [REDACTED].

4 Q. When was the last time you spoke with [REDACTED]

5 [REDACTED]?

6 A. Oh, I think two years ago.

7 Q. And where does [REDACTED] live?

8 A. [REDACTED].

9 Q. Do you know where?

10 A. I do not, sir. [REDACTED] I believe.

11 Q. And what's his occupation?

12 A. [REDACTED]

13 Q. Do you know what [REDACTED] practices?

14 A. I do not, sir.

15 Q. Do you know if [REDACTED]?

16 A. I believe [REDACTED]

17 Q. And what was the occasion of you talking to [REDACTED]

18 [REDACTED] two years ago?

19 A. He --

20 MR. WATERS: Just a second.

21 (Witness and counsel conferred.)

22 MR. WATERS: I just wanted to make sure. Go ahead.

23 THE WITNESS: He found me on St. Anthony's, I think,
24 Classmates.com and contacted me.

25 Q. (By Mr. Matiasic) And approximately how many

1 times since you left St. Anthony's in [REDACTED] until he contacted
2 you two years ago did you speak with and/or see [REDACTED]

3 [REDACTED]

4 A. None. That was the first time.

5 Q. And how did [REDACTED] get in contact with
6 you?

7 A. I think through [REDACTED]

8 Q. Do you know whether [REDACTED] listed your
9 current contact information?

10 A. I believe they did.

11 Q. And [REDACTED] called you?

12 A. I think he e-mailed me.

13 Q. And what was the substance of that e-mail?

14 A. I think just reacquaint, tell me where he was.

15 Q. Did you correspond with him?

16 A. I think a couple of times I did, yes, sir.

17 Q. And what was the substance of your correspondence
18 to [REDACTED]?

19 A. Just to reacquaint, see where his life had been
20 and where mine had been, what was happening.

21 Q. Did you discuss your tenure at St. Anthony's at
22 all in your correspondence with [REDACTED]?

23 A. We had talked about St. Anthony's, yes, sir.

24 Q. Did you ever have any phone conversations with
25 [REDACTED]?

1 A. I believe I did talk to [REDACTED] on the phone.

2 Q. Approximately how many times?

3 A. I believe once.

4 Q. Did you call him?

5 A. I believe I did, yes.

6 Q. And what was the substance of your conversation
7 on the telephone with [REDACTED]?

8 A. To catch up and see what his life was and just to
9 reacquaint.

10 Q. During your telephone call with [REDACTED]
11 did you discuss your time at St. Anthony's?

12 A. We did talk about St. Anthony's.

13 Q. Did you discuss with him any of the allegations
14 of sexual abuse with respect to Father Mario Cimmarrusti?

15 A. I did not, sir.

16 Q. Did he discuss any allegations of sexual abuse
17 that occurred at St. Anthony's during that telephone
18 conference?

19 A. No, he did not, sir.

20 Q. Was Mario Cimmarrusti brought up at all during
21 that telephone conversation with [REDACTED]?

22 A. No, sir.

23 Q. And approximately how many times did you e-mail
24 [REDACTED]?

25 A. I believe once or twice.

1 Q. And in any of your e-mails to [REDACTED] did
2 you talk about allegations of sexual abuse by Father
3 Cimmarrusti?

4 A. No, sir.

5 Q. Approximately how many times did he correspond
6 with you?

7 A. Probably once or twice.

8 Q. In his correspondence did he discuss allegations
9 of sexual abuse at St. Anthony's?

10 A. No, sir, he did not.

11 Q. During any of your conversations or your
12 correspondence with [REDACTED] was the topic of clergy
13 sexual abuse brought up?

14 A. No, sir, it was not.

15 Q. Is there any particular reason why you haven't
16 spoke with [REDACTED] in two years?

17 A. There would be no need to. No, sir.

18 Q. And what was the approximate time frame that you
19 had this communication with [REDACTED]? I know you said
20 it was two years ago. But the telephone call and the
21 correspondence going back and forth, did that span out over
22 three or four months? A couple weeks?

23 MR. WATERS: Do you understand the question?

24 THE WITNESS: I do, how long we had communication.

25 Q. (By Mr. Matiasic) Precisely.

1 A. Probably a few weeks. Not long at all.

2 Q. And was the last time you spoke with him, was
3 that the telephone call?

4 A. I believe it was.

5 Q. And how did that call end?

6 A. Wishing him well; him wishing me well.

7 Q. Since you left St. Anthony's in [REDACTED]

8 [REDACTED] have you spoken with any other of your fellow
9 seminarians at St. Anthony's?

10 A. I have not, sir.

11 Q. Have you received any correspondence from any
12 other fellow seminarians?

13 A. No, sir, I have not.

14 Q. Have you heard about any other fellow
15 seminarians?

16 A. Any what?

17 Q. Any other fellow seminarians since [REDACTED]?

18 A. No, sir.

19 Q. Have you read about any of the other fellow
20 seminarians since [REDACTED]?

21 A. Yes, I have.

22 Q. And what have you read?

23 A. Just about the sexual abuse scandal in the
24 church.

25 Q. And have you read any articles detailing clergy

1 sexual abuse at St. Anthony's Seminary specifically?

2 A. Yes, I have.

3 Q. And what articles have you read?

4 A. Some articles that were, I believe, in the paper
5 regarding sexual abuse at St. Anthony's Seminary.

6 Q. Approximately how many articles are you speaking
7 of?

8 A. Maybe two or three.

9 Q. And in what paper did you read these articles?

10 A. I believe in the Santa Barbara paper.

11 Q. Do you recall the name of it?

12 A. I do not, sir.

13 Q. Were all the articles about sexual abuse at St.
14 Anthony's in the Santa Barbara paper?

15 A. I believe they were.

16 Q. Were you done?

17 A. Or I might have read it in the [REDACTED] I'm
18 not sure.

19 Q. Specifically about St. Anthony's?

20 A. About clergy abuse.

21 Q. My question was more specific than that. I
22 wanted to find out about the articles that you read that dealt
23 with clergy sexual abuse at St. Anthony's Seminary
24 specifically. In what periodical did you come across those
25 articles?

1 A. It would have been in either of those two papers.

2 So the [REDACTED]

3 Q. And the [REDACTED]

4 [REDACTED]

5 A. It is, sir.

6 Q. And when did you read these articles?

7 A. I don't recall when I did, sir.

8 Q. Can you give an approximation? Was this 10, 15
9 years ago? Was it three months ago?

10 A. It would have been in the last two to five years.

11 Q. How did you come across these articles?

12 A. By reading the paper.

13 Q. Were the articles ever brought to your attention
14 by anyone?

15 A. No, sir, they were not.

16 Q. To you receive copies of the Santa Barbara -- let
17 me back up. Where were you living within the last two to five
18 years?

19 A. It would have been here in [REDACTED]

20 Q. In [REDACTED]

21 A. Yes, sir.

22 Q. When did you move to [REDACTED]

23 A. It would have been a [REDACTED]

24 Q. And did you regularly receive the [REDACTED] when
25 you lived here two to five years ago?

1 A. No, I did not regularly receive it.

2 Q. What about any Santa Barbara paper?

3 A. No, I would not regularly receive that.

4 Q. In what format did you read these articles?

5 A. The [REDACTED]

6 Q. And the Santa Barbara paper?

7 A. Online as a paper.

8 Q. Since you left St. Anthony's in 1967, have you
9 habitually read the Santa Barbara papers online?

10 A. No, sir.

11 Q. Let me back that up. That is kind of an
12 impossible question since it wouldn't have been online since

13 [REDACTED] But since [REDACTED] have you habitually read the Santa
14 Barbara papers in any form?

15 A. No, I have not.

16 Q. On approximately how many occasions since [REDACTED]
17 have you read a Santa Barbara periodical?

18 A. Maybe two or three times.

19 Q. And during what time frame was that?

20 A. Within the last probably two to five years.

21 Q. What was the reason that you started -- let me
22 back up. Have you ever read since [REDACTED] any Santa Barbara
23 periodical in print form?

24 A. No, not that I recall.

25 Q. And so what was the reason that you started

1 reading Santa Barbara papers online within the last two to
2 five years?

3 A. As a sexual-abuse survivor, I was curious when
4 the sexual-abuse articles were in the [REDACTED]

5 Q. So was the [REDACTED] the first periodical in
6 which you read articles regarding clergy sexual abuse?

7 A. I'm not sure if it was that, if it was the first
8 one or not, sir.

9 Q. Do you know what the reason was why you chose to
10 read a Santa Barbara periodical online as opposed to a
11 periodical from another paper?

12 A. Because my abuse and molestation happened in
13 Santa Barbara at St. Anthony's Seminary.

14 Q. So once you saw an article about clergy sexual
15 abuse in the [REDACTED] you decided to look at periodicals
16 online in Santa Barbara; is that right?

17 A. That or something in that article talked about
18 sexual abuse at St. Anthony's in Santa Barbara.

19 Q. Have you ever had any conversations with anyone,
20 other than your attorneys, regarding the articles that you've
21 read concerning clergy sexual abuse at St. Anthony's?

22 A. I have.

23 Q. And with whom have you had those conversations?

24 A. I have had it with [REDACTED]

25 Q. And who is [REDACTED]?

1 A. [REDACTED] is a woman that I have known, a friend.

2 Q. Where does [REDACTED] reside?

3 A. She resides in [REDACTED]

4 Q. For how many years have you been friends with [REDACTED]

5 [REDACTED]

6 A. I've been friend with [REDACTED]

7 [REDACTED]

8 Q. And on how many occasions have you discussed
9 these articles concerning clergy abuse at St. Anthony's with

10 [REDACTED]

11 A. I don't know if I have ever discussed the
12 articles with her.

13 Q. Well, you have discussed clergy sexual abuse at
14 St. Anthony's with [REDACTED]

15 A. [REDACTED] knows I'm a survivor, yes.

16 MR. WATERS: Well, his initial question was have you
17 had any conversations regarding the articles on clergy sexual
18 abuse. Okay? So that is his question.

19 THE WITNESS: No.

20 Q. (By Mr. Matiasic) Have you had any conversation
21 regarding the articles, other than with your attorneys,
22 regarding clergy sexual abuse at St. Anthony's?

23 A. No.

24 Q. Have you had any conversations with anyone
25 regarding clergy sexual abuse at St. Anthony's other than your

1 attorneys?

2 A. Yes.

3 Q. And that would be [REDACTED]?

4 A. That is correct, yes.

5 Q. And on how many occasions have you discussed
6 clergy sexual abuse at St. Anthony's with [REDACTED]?

7 A. Maybe two or three.

8 Q. And when did these conversations occur?

9 A. Sometime in the last two or three years.

10 Q. And did you initiate the conversations?

11 A. Yes, I did.

12 Q. And what was the substance of those
13 conversations?

14 A. Just that I was sexually abused at St. Anthony's
15 Seminary.

16 Q. Did you go into the detail of the abuse?

17 A. I was too ashamed. No, I did not.

18 Q. How long did each of those conversations last?

19 A. I don't recall. I just don't recall.

20 Q. Other than telling her that you were abused
21 sexually by a clergyman at St. Anthony's Seminary, did you
22 tell her anything else about that issue?

23 A. No, I did not that I recall.

24 Q. What I'm wondering, Mr. [REDACTED] is if you had
25 two or three different conversations with [REDACTED] that the

1 substance of these conversations were if you didn't get into
2 the details of the sexual abuse?

3 A. She was letting me know that she was there for
4 me, being supportive. Whenever the time was right if I wanted
5 to confide in her or share information, that she was there to
6 listen, that she would be supportive of me.

7 Q. And have you had conversations with anyone else
8 other than [REDACTED] about clergy sexual abuse at St. Anthony
9 Seminary?

10 MR. WATERS: I'm just going to object --

11 MR. MATIASIC: And the attorneys.

12 MR. WATERS: -- as to time. Do you mean including
13 while the abuse was taking place, or do you mean after he left
14 St. Anthony's? What is the time frame?

15 Q. (By Mr. Matiasic) Why don't we narrow it to
16 after you left St. Anthony's.

17 MR. WATERS: So do you understand the question?

18 THE WITNESS: If I spoke to someone else after St.
19 Anthony's?

20 Q. (By Mr. Matiasic) I will rephrase the question
21 if that will help. Have you spoken with anyone else or had
22 any conversations with anyone else regarding clergy sexual
23 abuse at St. Anthony's since you have left St. Anthony's
24 Seminary?

25 MR. WATERS: And you are including laypeople as well

1 as any health professionals? Anybody?

2 MR. MATIASIC: Anybody other than attorneys.

3 THE WITNESS: No, I have not.

4 Q. (By Mr. Matiasic) Mr. [REDACTED] my question is
5 also a broad one in the sense that not just any conversations
6 with respect to your sexual abuse but conversations with
7 anyone regarding any sexual abuse at St. Anthony's since
8 you've left the seminary.

9 A. No. No, I have not.

10 Q. Mr. [REDACTED] I would like to skip along, kind
11 of go to the rest of your educational history. So you
12 enrolled at St. Anthony's Seminary in [REDACTED]?

13 A. Yes, that's correct. Yes, sir.

14 Q. And you left St. Anthony's Seminary when?

15 A. In [REDACTED]

16 Q. And where did you go immediately after leaving
17 St. Anthony's Seminary?

18 A. I ran away to -- I ended up in [REDACTED]

19 Q. How did you end up in [REDACTED]?

20 A. I forged Cimmarrusti's name as a bursar on a
21 withdrawal for money. I believe it was \$10 -- or it was \$20.
22 Between 10 and 20, and I went to downtown Santa Barbara and
23 bought a bus ticket to Los Angeles. And from the Biltmore
24 Hotel there I took another bus out to LAX and stowed away on
25 an airplane that flew from there to Seattle. Got another

1 plane the next morning and flew from Seattle to Portland, and
2 then on to Honolulu.

3 Q. And so you paid for the bus ticket from downtown
4 Santa Barbara to downtown Los Angeles, correct?

5 A. Correct.

6 Q. And then paid for another bus ticket out to LAX?

7 A. That's correct.

8 Q. And then you said you stowed away on an airplane
9 that flew to Seattle?

10 A. That's correct.

11 Q. Do you remember the airline?

12 A. Western.

13 Q. And how did you accomplish stowing away on a
14 Western airliner from LA to Seattle?

15 A. I got in the middle of a line getting on board,
16 and I had a backpack. I told them my sister had got on before
17 me and that I had her backpack, I wanted to get it to her, and
18 I would be right back off.

19 The flight attendant said, "Yes, go right ahead."

20 So I went in on board and sat down. I sat in
21 coach and we took off.

22 Q. How did you choose Western Airline?

23 A. I had no idea what I was doing. All I knew is
24 that I was taking a flight from St. Anthony's. I just wanted
25 to get away somewhere, and it was the airline leaving that

1 evening, that night, and there were people at the gate.

2 Q. And so you didn't specifically choose Seattle as
3 a destination?

4 A. No. I don't believe I even knew where it was
5 going. It was just an airline with people going somewhere.

6 Q. And at what time did you leave St. Anthony's?

7 A. I would have left in the afternoon. Maybe early
8 afternoon, I believe. I don't know what time specifically.

9 Q. Do you remember the specific date?

10 A. I do not, sir.

11 Q. Do you remember the month?

12 A. In March.

13 Q. And did you get on the airliner to Seattle that
14 evening?

15 A. That's correct. It was a late flight as I
16 recall.

17 Q. And so what did you do when you landed in
18 Seattle?

19 A. I got off and looked around and visited with
20 people there. I remember somebody buying me a piece of pie.
21 And I looked at other flights to see what I was going to do.
22 And then the next day there was a flight going to Hawaii. I
23 thought, okay, I'll try it again. And I did. And that
24 airlines flew from Seattle to Portland, made a stop here, and
25 flew to Hawaii.

1 Q. And so you chose Hawaii as a destination? Was it
2 a connecting flight through Portland? Is that it?

3 MR. WATERS: There are two questions there so it is
4 compound. He wants to know first of all whether or not you
5 chose a flight to Hawaii. And, secondly, whether it was a
6 connecting flight through Portland. Were those the two
7 questions you wanted answered?

8 MR. MATIASIC: Sure.

9 THE WITNESS: I didn't know if it was connecting or
10 not to Portland. Hawaii is what it showed.

11 Q. (By Mr. Matiasic) And where did you sleep that
12 night in Seattle?

13 A. Just at the airport there in one of the chairs.

14 Q. What did do when you got to Hawaii?

15 A. Got off and just -- I can't believe I hitchhiked
16 into Waikiki.

17 Q. Had you ever been to Hawaii before?

18 A. I had not, sir.

19 Q. What did you do once you got a ride into Waikiki?

20 A. Just walked the beaches, as I recall.

21 Q. And then did you stay somewhere?

22 A. Just on the beach.

23 Q. Did you spend any nights on the beach?

24 A. I did. I spent a couple of nights under
25 buildings there at Fort DeRussy, which was like an R and R on

1 the beach there in Waikiki.

2 Q. Did you have any money with you at the time?

3 A. I think I had like \$10, or whatever was left from
4 the bus ticket.

5 Q. How long did you spend on the beaches of Hawaii?

6 A. I believe I was there for a week.

7 Q. And then what happened?

8 A. And then I thought, okay, I'll go back to the
9 airport and fly somewhere else, go somewhere. And in Hawaii
10 at that airport the jets did not pull up to the gate at like
11 L.A. or Seattle. And it was raining so we had to get an
12 umbrella. And I said, you know, "My sister is on the plane."
13 They gave me an umbrella, let me walk down on the tarmac.

14 And that night there was not a lot of people on
15 the airplanes so they were looking through the cabin, as I
16 recall. They came up through the back and I couldn't sit down
17 without being noticed. So I walked out the front back to the
18 airport. And I think I had tried -- attempted that twice.
19 And then the airport, they called the airport police or
20 security.

21 Q. Is that when you were picked up?

22 A. Yes, sir, it was.

23 Q. And then they called your parents. Were they
24 still in [REDACTED] at this time?

25 A. Yes, sir, they were.

1 Q. And what happened then?

2 A. I was there in juvenile detention until they sent
3 money for a ticket.

4 Q. And then you flew back to Los Angeles?

5 A. Yes, sir, I did.

6 Q. Were you picked up at the airport by your
7 parents?

8 A. Yes, sir, I was.

9 Q. Were your parents angry with you?

10 A. I don't believe they were.

11 Q. Did you tell anybody that you were leaving St.
12 Anthony's?

13 A. I did not, sir.

14 Q. And by "anybody" I mean anyone at the school or
15 anyone not associated with St. Anthony's.

16 A. No, sir, I did not.

17 Q. Did your parents ask you why you weren't at St.
18 Anthony's?

19 A. I believe they did, yes, sir.

20 Q. Or probably even more pointedly, what you were
21 doing in Hawaii?

22 A. As I reflect on the time, I don't know if they
23 asked me why I was in Hawaii or not. I don't remember, sir.

24 Q. But they did ask you why you weren't at St.
25 Anthony's?

1 A. Correct.

2 Q. And what did you tell them?

3 A. Just that -- I don't know exactly. I think the
4 overall sense was that it wasn't a place that I needed to be.
5 My vocation wasn't there. I didn't want to be there. And
6 they didn't really press the issue.

7 Q. Was there any discussion regarding abuse at the
8 hands of Father Cimmarrusti?

9 A. There was not, sir.

10 Q. While you were still at St. Anthony's, had you
11 ever communicated to your parents that you didn't want to be
12 there anymore?

13 A. I had not, sir, no.

14 Q. Did you ever communicate with anyone outside of
15 St. Anthony Seminary, outside friends, relatives, that you
16 didn't want to be there anymore?

17 A. No, not that I recall.

18 Q. Did you ever communicate to your parents or to
19 any outside friends, family, that you were sexually abused by
20 Father Cimmarrusti while you were still at St. Anthony's?

21 A. No, I did not.

22 Q. So then you were back at your parents' house in

23 [REDACTED] How soon thereafter did you enroll at [REDACTED]

24 [REDACTED]?

25 A. I believe that happened, I believe, a week or two

1 later. I don't recall if there was a period that I was out.
2 I just know we talked about getting back to school.

3 Q. And did your parents select [REDACTED]

4 [REDACTED] or did you?

5 A. They did, I believe.

6 Q. And when you enrolled at [REDACTED]
7 were you still in -- was it still in [REDACTED]?

8 A. It could have been [REDACTED] by this time, sir, I
9 believe. I'm not sure.

10 Q. And did you take courses at [REDACTED]
11 [REDACTED]?

12 A. Yes, sir, I did.

13 Q. Do you recall what courses you took?

14 A. No, I do not, sir.

15 Q. Do you recall any professors you had at
16 [REDACTED]?

17 A. No, I do not.

18 Q. Did you have any friends from [REDACTED] that
19 attended [REDACTED]?

20 A. No, sir, I did not.

21 Q. Did you know anybody at [REDACTED]?

22 A. No. No, sir, I did not.

23 Q. Who were your friends at [REDACTED]?

24 A. I didn't have any friends there, sir.

25 Q. Did you socialize with anyone at [REDACTED]

1 [REDACTED]?

2 A. No, I did not.

3 Q. Did any of your siblings attend [REDACTED]

4 [REDACTED] at the time you did?

5 A. No, sir, they did not.

6 Q. Did you receive a report card from [REDACTED]

7 [REDACTED]?

8 A. That I don't recall, sir.

9 Q. Do you recall whether they were on a quarter or
10 semester system?

11 A. That I don't recall either.

12 Q. Do you recall whether or not you completed
13 coursework sufficient to get credit for your time at

14 [REDACTED]?

15 A. I believe I did.

16 Q. Do you recall how you accomplished that if you
17 started there in the middle of the semester?

18 A. I remember going to school and classes to finish
19 that, you know, whatever term it was, because those credits
20 would have all transferred to my next school.

21 Q. And when you enrolled at [REDACTED],
22 did you have to meet with the principal or anyone at the
23 school?

24 A. That I don't recall.

25 Q. Do you recall anyone affiliated with [REDACTED]

1 [REDACTED] asking you questions regarding your time at St.
2 Anthony's?

3 A. See, that I don't recall either.

4 Q. Do you recall whether there was any discussion of
5 why you were attempting to enroll at [REDACTED] in
6 the middle of a semester?

7 A. No. That I don't recall.

8 Q. To your knowledge, did anyone at [REDACTED]
9 [REDACTED] contact anyone associated with St. Anthony's?

10 A. I'd have no knowledge if they did or not. I
11 don't recall, sir.

12 Q. Did you communicate to anyone affiliated with
13 [REDACTED] that you were sexually abused by Father
14 Cimmarrusti?

15 A. No, sir, I did not.

16 Q. Did you take summer school that summer, [REDACTED]?

17 A. I don't believe I did. I don't recall, but I
18 don't believe I did, sir.

19 Q. Have you had any contact with anyone from
20 [REDACTED] since you left there?

21 A. No, sir, I have not.

22 Q. And then what school did you go to next?

23 A. [REDACTED].

24 Q. And how did you make the decision to go to [REDACTED]
25 [REDACTED] and leave [REDACTED]

1 A. Oh, I believe my folks wanted me to finish at a
2 Catholic school.

3 Q. Did you have to take any type of entrance
4 examination or fill out an application to go to [REDACTED]?

5 A. Not that I recall.

6 Q. Do you recall meeting with anyone at [REDACTED]?

7 A. I believe I met someone in admissions, but --

8 Q. Do you recall ever having a conversation with
9 anyone at [REDACTED] regarding why you had switched schools so
10 many times?

11 MR. WATERS: I'm going to object to the
12 characterization of the testimony. Go ahead and answer.

13 THE WITNESS: No, I don't recall having that kind of
14 conversation with anyone.

15 Q. (By Mr. Matiasic) Excluding the tenor of the
16 conversation, do you recall having any conversation with
17 someone at [REDACTED] regarding why you had changed schools?

18 A. Not that I recall, sir.

19 Q. Do you recall ever telling anyone affiliated with
20 [REDACTED] that you were sexually abused by Father
21 Cimmarrusti?

22 A. I never shared that with anyone, sir.

23 MR. WATERS: At [REDACTED]?

24 THE WITNESS: At [REDACTED]

25 Q. (By Mr. Matiasic) To your knowledge, did anyone

1 affiliated with [REDACTED] have any type of conversation with
2 anyone at St. Anthony's?

3 A. Not to my knowledge.

4 Q. And how long were you at [REDACTED] for?

5 A. For [REDACTED]

6 Q. Do you still have your yearbook?

7 A. I don't believe I got a yearbook, sir.

8 Q. What type of extra curriculars were you involved
9 in at [REDACTED]?

10 A. I believe I was in the -- I don't believe I was
11 in any extra-curricular activities, sir.

12 Q. Were you involved in any extra-curricular
13 activities outside of school?

14 A. No, sir, I was not.

15 Q. Did you hold a job during your senior year of
16 high school at [REDACTED]?

17 A. I can't recall if I did, sir.

18 Q. What type of student were you at [REDACTED]?

19 A. I can't recall. I think a B student.

20 Q. Do you remember the name of the principal at the
21 time you were there?

22 A. I do not, sir.

23 Q. Who were your friends at [REDACTED]?

24 A. There was an [REDACTED].

25 Q. Can you spell that?

1 A. I will. [REDACTED] I believe is

2 [REDACTED]

3 Q. Is [REDACTED]?

4

A. [REDACTED]

5 I believe. That is all I can recall.

6

7 Q. These people that you have identified, were they
8 the same people that you would socialize with?

8

A. Yes, they were.

9

10 Q. Did any of your siblings attend [REDACTED] during
11 the time you were there?

11

A. [REDACTED]

12

Q. [REDACTED]

13

A. I believe [REDACTED]

14

Q. And was [REDACTED] you?

15

A. [REDACTED]

16

Q. How many [REDACTED]?

17

A. It was [REDACTED]. I'm not sure.

18

19 Q. Did you have any friends at the time outside of
[REDACTED] during your senior year?

20

A. No, sir.

21

22 Q. When you were at [REDACTED], did you ever use
any drugs or alcohol?

23

A. No, sir.

24

Q. What about at St. Anthony's?

25

A. No, sir.

1 Q. Any drugs or alcohol at [REDACTED]?

2 A. No, sir.

3 Q. How about at [REDACTED]?

4 A. No, sir.

5 Q. Did you have any classmates from [REDACTED] in
6 your class at [REDACTED]?

7 A. I believe I did, sir, yes.

8 Q. Do you recall their names?

9 A. I do not, sir.

10 Q. Did you ever have a girlfriend at any time from
11 when you started high school at [REDACTED] to when you
12 finished high school at [REDACTED]?

13 A. Yes, sir.

14 Q. And who was that?

15 A. It would have been [REDACTED]

16 Q. And during what period of time was she your
17 girlfriend?

18 A. A short time in my [REDACTED]

19 Q. And when you say "a short time," do you mean five
20 months? Five days?

21 MR. WATERS: What he wants is an estimate of how long
22 you and [REDACTED] were boyfriend/girlfriend.

23 THE WITNESS: [REDACTED]

24 Q. (By Mr. Matiasic) Did you have any [REDACTED]

25 [REDACTED] with [REDACTED]?

1 A. No, sir.

2 Q. Did you have any [REDACTED] with
3 [REDACTED]?

4 A. Yes, sir.

5 Q. And what type of [REDACTED] did you have
6 with her?

7 A. [REDACTED]

8 Q. Was there any type of [REDACTED]

9 A. No, sir, there was not.

10 Q. Did you have -- let me back up. When was the
11 first time you had [REDACTED]?

12 MR. WATERS: I'm going to object to the term [REDACTED]
13 [REDACTED]

14 MR. MATIASIC: I mean any type of [REDACTED] -- let me
15 rephrase it.

16 Q. (By Mr. Matiasic) When was the first time you
17 had any type of [REDACTED]
18 [REDACTED]?

19 MR. WATERS: Do you understand the question?

20 THE WITNESS: I do. It would have been in [REDACTED]
21 [REDACTED]

22 MR. WATERS: Can we go off the record for a second?

23 MR. MATIASIC: Sure.

24 (Discussion held off the record.)

25 Q. (By Mr. Matiasic) Mr. [REDACTED], you indicated

1 that the first time you had [REDACTED]
2 [REDACTED]; is
3 that correct?

4 A. That is correct.

5 Q. What about the first time you [REDACTED]

6 I'm sorry -- [REDACTED]

7 MR. WATERS: Excluding the allegations in this
8 complaint?

9 MR. MATIASIC: Excluding the allegations in this
10 lawsuit.

11 MR. WATERS: And we're also excluding family members
12 as well?

13 MR. MATIASIC: Yes. In a [REDACTED]

14 THE WITNESS: I believe it would have been in my

15 [REDACTED]

16 Q. (By Mr. Matiasic) Would that be with [REDACTED]

17 [REDACTED]?

18 A. It would have been, yes, sir.

19 Q. Did you have any type of other [REDACTED]

20 [REDACTED]

21 [REDACTED]?

22 A. Yes, sir.

23 Q. And who were those people?

24 A. [REDACTED]

25 Q. [REDACTED] spelled just like it sounds?

1 A. Yes, sir.

2 Q. Any other people that you can recall?

3 A. Oh, [REDACTED]

4 Q. And the [REDACTED]
5 what did that entail?

6 A. That entailed [REDACTED] and, I think,

7 [REDACTED].

8 Q. And with [REDACTED]?

9 A [REDACTED]

10 Q. Any other [REDACTED]
11 [REDACTED]?

12 A. And [REDACTED].

13 MR. WATERS: Now, we're talking about [REDACTED] right?

14 MR. MATIASIC: Any type of contact.

15 Q. (By Mr. Matiasic) And what type of [REDACTED] and [REDACTED]
16 [REDACTED] y?

17 A. [REDACTED]

18 Q. Any type of sexual contact prior to when you were
19 at [REDACTED] other than the allegations that are the subject
20 matter of this lawsuit?

21 A. No, sir.

22 Q. I believe you indicated you didn't receive a
23 yearbook. Do you have any other type of momentos or anything
24 referencing your time at [REDACTED] currently?

25 A. Not that I recall. No, sir.

1 Q. And after [REDACTED] where did you go to school?

2 What did you do next?

3 A. The family relocated to [REDACTED]

4 Q. Is that your entire family including all your
5 siblings?

6 A. I believe so, except for my brother [REDACTED]

7 Q. And where was [REDACTED] during this time?

8 A. I believe at this time he was either in [REDACTED]

9 [REDACTED] I'm not sure which one.

10 Q. Where did he go to [REDACTED]?

11 A. He went to [REDACTED] I believe he went
12 to [REDACTED] and I believe he went
13 to [REDACTED] I'm not sure.

14 Q. And when the family relocated to [REDACTED] what
15 were you doing? Were you working or were you in school?

16 A. That would have been the summer of [REDACTED] and so I
17 believe during that summer I took a job in [REDACTED].

18 Q. Where did you work?

19 A. I believe it was [REDACTED] It was an

20 [REDACTED]

21 [REDACTED]

22 Q. And how long did you work there for?

23 A. I believe just for that summer. Maybe two to
24 three months.

25 Q. And what did you do after that?

1 A. And then after that I believe I enrolled at
2 college at -- it is now the [REDACTED]

3 [REDACTED] At that time I believe it was [REDACTED]
4 [REDACTED]

5 Q. And how long were you there for?

6 A. I believe just [REDACTED]

7 And I don't recall if they were semesters or terms or
8 quarters. I'm sorry.

9 Q. And immediately after leaving the [REDACTED]
10 [REDACTED] did you go back to work or did you enroll
11 in another academic institution?

12 A. No. I believe I worked at [REDACTED]
13 [REDACTED] a short time. Maybe, there again,
14 two to three months.

15 Q. What did you do after working at [REDACTED]

16 [REDACTED]?

17 A. And then I enrolled in the [REDACTED] but took months
18 off. I think I had a [REDACTED].

19 Q. Do you remember what year you enrolled in the
20 [REDACTED]?

21 A. Yes, sir. I believe [REDACTED].

22 Q. And you were on [REDACTED]?

23 A. Yes, sir, I was.

24 Q. And when did you leave the [REDACTED]?

25 A. I believe in [REDACTED]

1 Q. And you [REDACTED]

2 [REDACTED]

3 A. Correct. Yes, sir.

4 Q. And where were you [REDACTED] while you were in
5 the [REDACTED]?

6 A. My [REDACTED]

7 And then I was [REDACTED] in

8 [REDACTED] And then I went to [REDACTED]

9 where I was [REDACTED]

10 [REDACTED] And then I [REDACTED]

11 [REDACTED]

12 [REDACTED]

13 Q. Did you [REDACTED]

14 [REDACTED]?

15 A. I had [REDACTED]

16 [REDACTED]

17 [REDACTED]

18 Q. So the [REDACTED]?

19 A. Yes, correct, sir, it was.

20 Q. So you were [REDACTED]

21 [REDACTED]?

22 A. No. I had been [REDACTED]

23 [REDACTED].

24 Q. And how long typically would one be at that [REDACTED]

25 [REDACTED]?

1 A. I think between [REDACTED]

2 [REDACTED].

3 Q. And was it automatic that once you were in the
4 [REDACTED], or was there a
5 renewed application process?

6 A. I believe there was a [REDACTED]
7 [REDACTED]
8 [REDACTED]

9 Q. So it wasn't automatic that you would get into
10 [REDACTED]

11 A. No, no.

12 Q. -- go to [REDACTED]
13 [REDACTED]

14 A. That is correct, yes, sir.

15 Q. In fact, you [REDACTED]
16 [REDACTED]?

17 A. I left before.

18 Q. Why did you leave?

19 A. It seemed like why [REDACTED]
20 [REDACTED]; I just did not have the sense

21 of commitment, it seemed like, to follow through or to make it
22 happen.

23 Q. And did you complete a semester, any specific
24 amount of time, at the [REDACTED]?

25 A. I did. I want to say I completed maybe six

1 months. More than half of the course. I was an outstanding

2 [REDACTED]

3 Q. What [REDACTED] was that? Do you recall?

4 A. I do not, sir.

5 Q. And did you [REDACTED]?

6 A. Yes, sir, I did.

7 Q. You just [REDACTED]?

8 A. I did, yes, sir.

9 Q. Were you able to choose your [REDACTED]

10 [REDACTED]?

11 A. No. I had [REDACTED]

12 [REDACTED] So then

13 they decided, the [REDACTED]

14 [REDACTED]

15 [REDACTED]

16 Q. Why was your [REDACTED]

17 [REDACTED]

18 know?

19 A. They told me because there was a [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 [REDACTED]

23 Q. And at any time, either while you were at the

24 [REDACTED] Army, did you

25 receive any type of psychological evaluation in connection

1 with being in the [REDACTED]?

2 A. I believe I did at [REDACTED] When the
3 initial -- when I was initially approached that I had scored
4 [REDACTED] if I had thought about making
5 [REDACTED] And one of the avenues of making [REDACTED]

6 [REDACTED]

7 [REDACTED]

8 [REDACTED]

9 Q. And this is [REDACTED]?

10 A. Correct, it was, sir.

11 Q. And so you [REDACTED]?

12 A. Correct, sir. I say [REDACTED]. I'm not sure if
13 it really was or it was [REDACTED]. I'm not sure how to
14 clarify that, sir.

15 Q. At any time did you discuss with anyone your
16 abuse at St. Anthony's Seminary while you were in the
17 [REDACTED]?

18 A. I did not, sir.

19 Q. At any time did you discuss with anyone your
20 abuse at St. Anthony's while you were a student or working in
21 [REDACTED]?

22 A. No, sir, I did not.

23 MR. MATIASIC: Is this a good point? Let's take a
24 break.

25 (Lunch recess taken.)

1 Q. (By Mr. Matiasic) Let's go back on the record.

2 Mr. [REDACTED], before we left for the break we were talking
3 about an evaluation you received while you were in the

4 [REDACTED]

5 A. Yes, sir.

6 Q. And to the best of your recollection, it was not
7 necessarily a [REDACTED]?

8 A. That's correct. It would have been probably more
9 like an [REDACTED].

10 Q. At any time when you were in the [REDACTED]

11 [REDACTED]

12 A. I do not, sir.

13 Q. And you were [REDACTED]?

14 A. Yes, that's correct, sir.

15 Q. And what did you do immediately after being

16 [REDACTED]?

17 A. I returned to [REDACTED] where I went

18 [REDACTED]

19 [REDACTED]

20 Q. You were going to school for [REDACTED]

21 [REDACTED]?

22 A. Yes, sir.

23 Q. Do you remember the name of the school?

24 A. I think it was -- it was in [REDACTED] and

25 I believe it was the [REDACTED]

1 Q. And how long were you there?

2 A. I believe I was there for [REDACTED]

3 Q. And were you a full-time student?

4 A. [REDACTED]

5 Q. And what did you do after leaving the [REDACTED]

6 [REDACTED]?

7 A. I believe I took a job at [REDACTED]

8 for the [REDACTED]

9 [REDACTED]

10 Q. And how long did you work for them?

11 A. I believe [REDACTED].

12 Q. Were you full time?

13 A. [REDACTED]

14 Q. Do you remember how much you were earning per
15 hour?

16 A. [REDACTED]

17 Q. Or, alternatively, what your [REDACTED]

18 [REDACTED]

19 A. No, sir, I don't.

20 Q. And then after you worked in [REDACTED], what did
21 you do?

22 A. Then I [REDACTED]

23 [REDACTED]

24 Q. Backing up for a second, why did you end up going
25 to [REDACTED]

1 A. Oh, because there was a [REDACTED]

2 [REDACTED]. After I came out of the [REDACTED]

3 [REDACTED]

4 [REDACTED]

5 Q. Did you receive any type of certificate or

6 diploma from that [REDACTED]

7 [REDACTED]?

8 A. I did, yes, sir.

9 Q. What type of degree or certificate did you
10 receive?

11 A. I believe an [REDACTED]

12 [REDACTED]

13 [REDACTED]

14 Q. Do you still have that certificate?

15 A. No, sir, I do not.

16 Q. So you came back to [REDACTED]

17 [REDACTED]?

18 A. Correct, sir.

19 Q. And at that point you got [REDACTED]?

20 A. Yes, sir, I did.

21 Q. And what year was this?

22 A. It would have been [REDACTED]

23 Q. And to whom did you [REDACTED]?

24 A. [REDACTED]

25 [REDACTED]

1 Q. And where did you meet [REDACTED]?

2 A. I [REDACTED]

3 [REDACTED]

4 Q. That's when you were [REDACTED]

5 [REDACTED]

6 [REDACTED]?

7 A. That is what it is presently called. And I
8 believe it used to be called [REDACTED] sir.

9 Q. And was [REDACTED]

10 [REDACTED]

11 A. Not the entire time. She was a friend, and
12 when -- no she wasn't for the entire time.

13 Q. For part of the time she was?

14 A. Yes, she was.

15 Q. And was she your [REDACTED]

16 [REDACTED]?

17 A. Yes, sir, she was.

18 Q. Prior to your [REDACTED] at any time did you

19 [REDACTED]?

20 A. [REDACTED]

21 Q. And when was that?

22 A. When she came to [REDACTED] When I was [REDACTED]

23 [REDACTED]

24 Q. And did she live on the [REDACTED] with you?

25 A. [REDACTED]

1 Q. So by extension, you were allowed to [REDACTED]

2 [REDACTED]

3 A. That correct, yes, sir.

4 Q. At any other time prior to your [REDACTED]

5 [REDACTED] with her?

6 A. I'm sorry. Repeat that again, please, sir.

7 Q. At any time other time, other than [REDACTED]

8 [REDACTED]?

9 A. No, sir.

10 Q. Did [REDACTED]

11 [REDACTED]?

12 A. She did not, sir.

13 Q. And approximately how long after you returned to

14 [REDACTED]?

15 A. I would say maybe [REDACTED]

16 Q. So that would mean you returned to [REDACTED]

17 [REDACTED]

18 A. Right. Correct. That would be correct, sir.

19 Yes, sir.

20 Q. And prior to your [REDACTED]

21 [REDACTED]?

22 A. [REDACTED]

23 Q. Can you describe that [REDACTED] please?

24 A. It would be [REDACTED]

25 [REDACTED].

1 Q. And did the [REDACTED]

2 [REDACTED]

3 A. Yes, sir, it did.

4 Q. And how long were you [REDACTED] for?

5 A. I believe [REDACTED]

6 Q. And where did you [REDACTED]

7 A. [REDACTED].

8 Q. Were you employed at the time?

9 A. Yes, sir, I was.

10 Q. In what capacity?

11 A. At the [REDACTED]

12 [REDACTED]

13 Q. And was she employed at the time?

14 A. Yes, she was.

15 Q. Where was she employed?

16 A. I don't remember, sir.

17 Q. Do you remember your salary or how much you were
18 paid per hour when you were working at the [REDACTED]

19 [REDACTED]

20 A. No, sir, I don't.

21 Q. Did you live in [REDACTED]

22 [REDACTED]

23 A. Yes, sir, we did.

24 Q. And so what [REDACTED] e? Or

25 let me ask you this: [REDACTED]?

1 A. Yes, sir, we did.

2 Q. And what year and month was that?

3 A. I'm not sure. I believe it was in the [REDACTED]

4 [REDACTED]

5 Q. And did you go through a [REDACTED]

6 [REDACTED]?

7 A. Could you explain that?

8 Q. Meaning did you go to [REDACTED]

9 [REDACTED]?

10 A. Yes, sir, we did.

11 Q. And was any [REDACTED]

12 [REDACTED]?

13 A. Not that I recall, sir.

14 Q. What was the reason for your [REDACTED]?

15 A. Just my commitment issues, my trust issues with
16 her.

17 Q. When you say "commitment issues," what do you
18 mean?

19 A. That I wasn't able to communicate with her and to
20 share my feelings with her in an open and trusting fashion.

21 Q. Did you ever have any type of [REDACTED]

22 [REDACTED]

23 [REDACTED]?

24 A. No, sir, I did not.

25 Q. Did she ever to the best of your knowledge?

1 A. To the best of my knowledge, I don't know.

2 Q. So other than you not communicating to her openly
3 and honestly, were there any other commitment issues that
4 caused your divorce?

5 A. I asked another [REDACTED]
6 [REDACTED]

7 Q. And who was that woman?

8 A. [REDACTED]

9 Q. And who was [REDACTED] ?

10 A. [REDACTED]
11 [REDACTED]
12 [REDACTED] So he was my [REDACTED],
13 [REDACTED]

14 Q. So this obviously occurred when you were in
15 [REDACTED] ?

16 A. The mutual friendship evolved from when we were
17 in [REDACTED] And when she and the family were ready and her
18 husband were ready to leave [REDACTED] she was transitioning back

19 [REDACTED] So I invited her and I believe her three children
20 to come to [REDACTED] and live temporarily with [REDACTED]
21 [REDACTED]

22 Q. And between the time that you left [REDACTED]
23 [REDACTED]
24 [REDACTED]

25 A. I believe I did, yes, sir.

1 Q. Was that via telephone or some other means?

2 A. No, some other means.

3 Q. And what means did you keep in contact with her?

4 A. By letter writing, correspondence.

5 Q. Did you also keep in contact with her husband?

6 A. I'm thinking -- I don't recall. I believe that
7 my communication was to both of them.

8 Q. At any time did you ever have any [REDACTED]

9 [REDACTED]

10 [REDACTED]

11 A. No, sir.

12 Q. Did [REDACTED]

13 [REDACTED] e?

14 A. [REDACTED]

15 Q. And this was over your [REDACTED]

16 A. [REDACTED]

17 Q. [REDACTED]

18 [REDACTED] ?

19 A. [REDACTED]

20 [REDACTED].

21 Q. Did she [REDACTED]

22 [REDACTED]

23 A. I don't recall if [REDACTED]

24 Q. But that created some type of discord in your
25 marriage?

1 A. It certainly did. Yes, sir.

2 Q. And how long did [REDACTED]

3 [REDACTED]?

4 A. [REDACTED] Maybe [REDACTED] I believe.

5 Q. And did her husband move in as well?

6 A. [REDACTED]

7 [REDACTED]

8 Q. Were they [REDACTED]

9 A. [REDACTED].

10 Q. Did you support [REDACTED]

11 [REDACTED]?

12 A. No, sir, I did not.

13 Q. Did they [REDACTED]

14 [REDACTED]?

15 A. [REDACTED]

16 Q. Did [REDACTED]

17 [REDACTED]?

18 A. To my [REDACTED]

19 Q. Any other issues in your marriage to Theresa that
20 caused the divorce?

21 MR. WATERS: Besides trust and commitment issues that
22 he just spoke of?

23 MR. MATIASIC: Yes, and besides the discord over

24 [REDACTED]

25 THE WITNESS: It might have been in my sexual

1 relations with her, that I was not able to ejaculate when we
2 had intercourse. And there were issues of failure, or
3 thoughts of failure on my part, and I believe she felt the
4 same way.

5 Q. (By Mr. Matiasic) Did you ever discuss these
6 issues, these sexual relation issues, with her?

7 A. No. I felt -- I was too ashamed to.

8 Q. Were they brought up during the course of your
9 marriage?

10 A. They were. They were, yes, sir.

11 Q. Let me back up. Was it a [REDACTED]

12 [REDACTED]?

13 A. [REDACTED]

14 Q. Were the sexual relations issues that you have
15 just identified, were those discussed when you guys made the
16 decision to get a divorce?

17 MR. WATERS: Specifically?

18 MR. MATIASIC: Specifically.

19 THE WITNESS: I don't think specifically. It was
20 just part of the overall -- the overall relationship, the
21 trust issues, my not communicating with her, my not actually
22 being able to ejaculate during intercourse with her, and then
23 not being sensitive to her needs when I [REDACTED]
24 [REDACTED] And then feeling a sense of shame that I
25 could not be the man she wanted as a husband to satisfy her

1 sexually in the marriage bed.

2 Q. (By Mr. Matiasic) And did you ever have any of
3 these problems with respect to ejaculation during sexual
4 intercourse and that type of thing with any other sexual
5 partner [REDACTED]?

6 A. Yes, sir, I had.

7 Q. And with whom did you have those difficulties?

8 A. My first sexual encounter, or sexual intercourse
9 encounter with [REDACTED] which was my first sexual
10 intercourse experience when I was [REDACTED]

11 Q. Is [REDACTED]

12 A. Yes, sir. [REDACTED] yes, sir.

13 Q. Was this when you were attending school?

14 A. Yes, sir, it was.

15 Q. Where was this?

16 A. This would have been at [REDACTED]
17 which is now the [REDACTED],
18 [REDACTED]

19 Q. Do you know where [REDACTED] resides now?

20 A. I do not, sir.

21 Q. Have you had any contact with her since that
22 period of time when you guys had sexual relations?

23 A. No. No, sir, I have not.

24 Q. Do you have any information about her otherwise,
25 whether she's married or what is her profession?

1 A. No, sir, I do not.

2 Q. Any other partners, sexual partners, with whom
3 you had these difficulties prior to your marriage with
4 [REDACTED]?

5 A. No, sir. Only because there were no prior
6 partners to the marriage with [REDACTED]

7 MR. WATERS: You answered his question.

8 THE WITNESS: Okay.

9 Q. (By Mr. Matiasic) Were you still working at the
10 [REDACTED]

11 [REDACTED]

12 A. Yes, sir, I was.

13 Q. What did you do immediately after the divorce?

14 MR. WATERS: As far as a job? Is that what you're
15 asking?

16 Q. (By Mr. Matiasic) Sure, or whether you went back
17 to school. Either one.

18 A. After the divorce I left my employment with the
19 [REDACTED],

20 [REDACTED] to go to school.

21 Q. And where did you go to school in [REDACTED]

22 [REDACTED]?

23 A. I don't recall the name of that school. It was a
24 college, but I'm not sure what the name of that college was.

25 Q. Did you receive any degree or certificate from

1 the college in [REDACTED]?

2 A. No, sir.

3 Q. And did your wife [REDACTED]?

4 A. I believe she did, yes, sir.

5 Q. And prior to your divorce, did you and [REDACTED]

6 have any children?

7 A. [REDACTED]

8 Q. After your divorce, did you and [REDACTED] have any
9 children together?

10 A. [REDACTED]

11 Q. Where was [REDACTED] living at the time that you
12 left and went to [REDACTED]?

13 A. She had relocated to [REDACTED]

14 Q. Do you still communicate with [REDACTED]?

15 A. [REDACTED]

16 Q. When is the last time you had any type of contact
17 with [REDACTED]?

18 A. I would say [REDACTED]

19 Q. Where was she residing at the time you had that
20 contact?

21 A. In [REDACTED].

22 Q. And what was she doing at the time? What was her
23 profession?

24 A. I don't recall, sir.

25 Q. Do you have any other information about [REDACTED]?

1 Have you heard whether she has remarried or relocated
2 somewhere else?

3 A. [REDACTED] --

4 MR. WATERS: The question is whether you have heard
5 if she has remarried or relocated or moved somewhere else.

6 THE WITNESS: [REDACTED]

7 Q. (By Mr. Matiasic) Do you have any more
8 information on [REDACTED]?

9 A. I do not, sir.

10 Q. I'm going to butcher it, but was [REDACTED] was
11 that her maiden name?

12 A. It was, yes, sir.

13 Q. Did she take your name upon marriage?

14 A. [REDACTED]

15 Q. Do you know when you divorced did [REDACTED]
16 [REDACTED]?

17 A. She [REDACTED]

18 Q. Do you know whether she went back to [REDACTED]?

19 A. Yes, sir, I know that she did.

20 Q. Where was she originally from?

21 A. [REDACTED], sir.

22 Q. Do you know where she went to school?

23 A. What school, sir?

24 Q. College.

25 A. Oh, yes. She went to [REDACTED] in

1

2

3

Q. Did she graduate from there, to the best of your knowledge?

4

A. [REDACTED]

5

Q. What were her parents' names?

6

A. [REDACTED]

7

8

Q. And did they live in [REDACTED]

9

A. Yes, sir, they did.

10

11

Q. Do you have any information about the [REDACTED] family?

12

A. I do not, sir.

13

Q. Did she have any brothers or sisters?

14

A. [REDACTED]

15

Q. Do you [REDACTED]?

16

A. [REDACTED]

17

18

19

Q. And so how long did you go to school for in

20

21

A. I think between [REDACTED] A very short time.

23

Q. Did you earn any degrees or certificates?

24

A. I did not, sir, no.

25

Q. What did you do after you finished at the college

1 in [REDACTED]?

2 MR. WATERS: I'm going to object to the term
3 "finished." Stopped going to school?

4 MR. MATIASIC: Sure.

5 THE WITNESS: I believe I relocated to [REDACTED]
6 [REDACTED]

7 Q. (By Mr. Matiasic) And were you working in [REDACTED]
8 [REDACTED]

9 A. Yes, sir, I was.

10 Q. Approximately what year was this?

11 A. I want to say [REDACTED] sir.

12 One of those. I'm just not sure.

13 Q. And it's your recollection that [REDACTED]
14 [REDACTED]?

15 A. Yes, sir.

16 Q. Do you have any of the paperwork associated with
17 your divorce?

18 A. [REDACTED]

19 Q. What paperwork do you have?

20 A. [REDACTED]

21 Q. So that document obviously would refresh your
22 recollection with respect to the exact time that you were
23 divorced?

24 A. Yes, sir, it would.

25 Q. And where were you working in [REDACTED]

1 A. [REDACTED]

2 Q. In what capacity?

3 A. [REDACTED]

4 Q. Approximately how much were you earning per hour?

5 A. [REDACTED]

6 Q. How long did you work at [REDACTED] for?

7 A. I think between [REDACTED]

8 Q. Where did you work next?

9 A. I think I [REDACTED]

10 [REDACTED]

11 Q. And what did you do in [REDACTED]?

12 A. Started school.

13 Q. What school?

14 A. [REDACTED].

15 Q. How long did you attend [REDACTED]?

16 A. I think just either one or two terms or a
17 semester, if that.

18 Q. Did you receive any degree or certificate from

19 [REDACTED]?

20 A. No, sir.

21 Q. In approximately what year was this that you
22 attended [REDACTED]?

23 A. I believe [REDACTED]

24 Q. Mr. [REDACTED], in the discovery -- well, first
25 of all, let me back up. Did you fill out any discovery

1 responses associated with this case?

2 A. Yes, sir, I did.

3 Q. In your responses to the form interrogatories
4 dated December 8, 2004, you indicate that you were attending
5 [REDACTED] in
6 approximately [REDACTED] Would that be an error?

7 A. It might be an error, yes, sir.

8 Q. So then what did you do after you went to

9 [REDACTED]

10 A. I believe I left there and went to [REDACTED]

11 [REDACTED]

12 Q. And what were you doing in [REDACTED]?

13 A. I was living there and working.

14 Q. Any particular reason why you went to [REDACTED]

15 [REDACTED]?

16 A. Yes, sir.

17 Q. What was that reason?

18 A. My folks had a home there that they were not
19 occupying, so they had offered it to me after [REDACTED]

20 [REDACTED].

21 Q. Mr. [REDACTED], with respect to this lawsuit,
22 you're not making any [REDACTED] is that right?

23 MR. WATERS: I believe in response to former
24 interrogatory 8.1, we indicated the answer is no.

25 Q. (By Mr. Matiasic) And also in our request for

1 admission number 24 you admit that you haven't lost any income
2 as a result of the sexual abuse in this case; is that correct?

3 A. [REDACTED]

4 Q. I just want to make sure, because also we can
5 kind of go through things a little bit quicker. So after you
6 worked at [REDACTED] -- well, what were you doing
7 there?

8 A. I was working at [REDACTED]
9 [REDACTED]

10 [REDACTED] And I was working at
11 the [REDACTED]

12 Q. Do you recall approximately how much you were
13 making at those various jobs you just described during this
14 time period?

15 A. [REDACTED]

16 Q. Can you give me your best estimate?

17 A. I can't, sir. I have no idea.

18 Q. Would you say [REDACTED]
19 [REDACTED]

20 MR. WATERS: A year?

21 MR. MATIASIC: A year.

22 THE WITNESS: Oh, [REDACTED]

23 Q. (By Mr. Matiasic) And after you were in [REDACTED]
24 [REDACTED]

25 A. I believe I went to [REDACTED]

1 Q. And what did you do in [REDACTED]?

2 A. I worked.

3 Q. For whom did you work?

4 A. I believe I worked for the [REDACTED]

5 [REDACTED]

6 THE COURT REPORTER: Excuse me. Could you say that
7 again?

8 THE WITNESS: [REDACTED]

9 Q. (By Mr. Matiasic) And what was your position
10 there?

11 A. I was the food and beverage director.

12 Q. Approximately how much were you earning?

13 A. [REDACTED]

14 Q. [REDACTED]

15 A. [REDACTED]

16 Q. And where did you go next?

17 A. After that then I went to, I believe, to the

18 [REDACTED]

19 Q. What was your position there?

20 A. There I was the [REDACTED]

21 Q. And what brought you to [REDACTED]

22 A. I was [REDACTED]

23 [REDACTED]

24 [REDACTED] They were
25 refurbishing that hotel and opening it up again.

1 Q. And where was your family living during this time
2 period?

3 MR. WATERS: You mean his parents?

4 Q. (By Mr. Matiasic) Yes. Your parents.

5 A. My parents at this time I believe were in [REDACTED]
6 [REDACTED] I believe. That or they were in the [REDACTED]
7 I'm not sure.

8 Q. And what was your approximate salary when you
9 were working at the [REDACTED]

10 A. [REDACTED]

11 Q. And what did you do next?

12 A. I'm not sure.

13 Q. Do you remember where you were living after that?

14 A. I believe I moved [REDACTED]

15 [REDACTED]
16 Q. And what were you doing in [REDACTED]?

17 A. I was [REDACTED]

18 Q. And then when was the next time you were
19 employed?

20 A. I'm not sure if it was in [REDACTED]

21 [REDACTED]
22 Q. Did you ever work for [REDACTED]

23 [REDACTED]?

24 A. Yes, I did. Thank you. [REDACTED] and I worked for
25 them at [REDACTED] I worked

1 only there a short time. I want to say under a year. And
2 then I moved to [REDACTED]

3

4 Q. When you were working for [REDACTED]

5

6 A. I would say [REDACTED]

7 Q. Did you ever work in [REDACTED]?

8

A. [REDACTED]

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14 Q. And how much were you making when you were at the

15

16 A. I believe [REDACTED]

17 Q. What was your title?

18 A. The [REDACTED]

19 Q. And what was your next place of employment?

20 A. I believe I was [REDACTED]

21

22

23 Q. What was your title there?

24 A. I was the [REDACTED]

25 Q. Approximately how much were you making?

1 A. I think maybe [REDACTED]

2 Q. And your next place of employment?

3 A. Then I was [REDACTED]

4 [REDACTED]

5 Q. How much were you making there?

6 A. I believe it was [REDACTED]

7 Q. And what was your title?

8 A. [REDACTED]

9 Q. And your next place of employment?

10 A. And then [REDACTED]

11 [REDACTED]

12 Q. Where is [REDACTED]?

13 A. Oh, I'm sorry, sir. Just [REDACTED]

14 [REDACTED]

15 [REDACTED]

16 Q. What was your title at the [REDACTED]?

17 A. [REDACTED]

18 Q. And what was your approximate salary?

19 A. I believe [REDACTED]

20 Q. And your next employer?

21 A. Then I was [REDACTED]

22 [REDACTED]

23 [REDACTED]

24 [REDACTED]

25 [REDACTED]

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[REDACTED]

Q. And what was your salary at the [REDACTED]

[REDACTED]?

A. I believe [REDACTED]

Q. Your next place of employment?

A. My [REDACTED]

[REDACTED]

Q. Your title?

A. I'm the [REDACTED]

Q. And what's your current salary?

A. [REDACTED]

Q. Starting from your employment with [REDACTED]

[REDACTED]

[REDACTED]s?

A. [REDACTED]

Q. From which particular employers [REDACTED]?

A. I believe the [REDACTED]

Q. Why were you fired from there?

A. I'm not sure, sir. I believe it was an [REDACTED]

[REDACTED]

Q. Did he give any reason? Did he or she give you any reason?

A. He just said -- [REDACTED]

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Q. Were you [REDACTED]?

A. [REDACTED]

Q. What was the reason that [REDACTED]

We can go through them each if you want or --

A. Well, let me back up, please. Thank you. Maybe if you could take me through each one, please.

Q. Sure. Let's start with [REDACTED]

A. [REDACTED]

Q. And when you say your [REDACTED] you're speaking of [REDACTED]

A. Yes. Correct.

Q. Who is [REDACTED]?

A. Her name is [REDACTED]

Q. Was [REDACTED] as any point?

A. She was at that point, yes, sir.

Q. At approximately what time period was this?

A. My [REDACTED] It would have probably been [REDACTED]

Q. Did you ever [REDACTED]?

A. [REDACTED]

Q. And where was this that you [REDACTED]?

1 A. In [REDACTED]

2 Q. And what was the reason that you broke up, that
3 [REDACTED] broke up?

4 A. It would be my commitment issues with her, my
5 probably trust in her and myself, and I believe our -- my
6 sexual nonperformance for her.

7 Q. When you say "commitment issues," what are you
8 speaking of?

9 A. A long-term marriage commitment, remain strong
10 for her and I in our relationship, feeling like a failure when
11 I couldn't perform sexually with her.

12 Q. And whose decision was it to break up?

13 A. I think it was probably mutual.

14 Q. Do you know where [REDACTED] lives now?

15 A. Yes, sir.

16 Q. Where does she live?

17 A. [REDACTED]

18 Q. And what does she do there, if you know?

19 A. I believe she's a [REDACTED]

20 Q. Do you know which [REDACTED]?

21 A. [REDACTED]

22 Q. Do you know her middle name?

23 A. [REDACTED]

24 Q. Do you know her address?

25 A. [REDACTED]

1 Q. Her telephone number?

2 A. [REDACTED]

3 Q. Going back to your employment, I think we left
4 off when you were in [REDACTED]

5 [REDACTED]

6 [REDACTED]

7 A. In [REDACTED]

8 [REDACTED]

9 Q. And the next place that you were employed, where
10 would that have been? Would that have been the [REDACTED]
11 [REDACTED]?

12 A. I believe so, yes. I believe so.

13 Q. And why did you leave the [REDACTED]?

14 MR. WATERS: I believe he testified that he was at
15 the [REDACTED]

16 [REDACTED]

17 [REDACTED]

18 THE WITNESS: Right. An opportunity at the [REDACTED]

19 [REDACTED]

20 Q. (By Mr. Matiasic) What do you mean you had
21 run-ins with people?

22 A. Oh, they had come into the [REDACTED] t

23 [REDACTED]

24 [REDACTED]

25 Q. And that's when you ended up in [REDACTED]?

1 A. I believe so, yes, sir.

2 Q. And why did you leave the [REDACTED]?

3 A. I was [REDACTED]

4 Q. For what reason?

5 A. They gave me the reason that they were

6 [REDACTED]

7 Q. And what about when you were [REDACTED]?

8 What was the reason that you left there?

9 A. [REDACTED] And
10 it went to the [REDACTED] And I was with them. They
11 retained my service there for the next year, I believe, and
12 then they brought in another team member that they knew from
13 another property to run it.

14 Q. And what about from [REDACTED]? Why did you leave
15 there?

16 A. [REDACTED]

17 [REDACTED]

18 Q. And why did you leave the [REDACTED]s?

19 A. [REDACTED]

20 [REDACTED]

21 Q. And why did you leave the [REDACTED]?

22 A. [REDACTED]

23 [REDACTED]

24 Q. And then you were at the [REDACTED]

25 [REDACTED]n?

1 A. Right. Correct.

2 Q. Why did you leave there?

3 A. They had [REDACTED]

4 Q. Any of these employers that you have identified,
5 were you ever fired from any of them for performance issues,
6 to the best of your knowledge?

7 MR. WATERS: Besides the [REDACTED]

8 [REDACTED]?

9 MR. MATIASIC: Right.

10 THE WITNESS: [REDACTED]

11 Q. (By Mr. Matiasic) Turning now back to your time
12 at St. Anthony's, I believe you testified earlier that you
13 were at [REDACTED] and that would be
14 for your [REDACTED] is that right?

15 A. Right. Correct.

16 Q. That would not starting in [REDACTED] and ending in
17 [REDACTED] is that right?

18 A. Yes, that is correct.

19 Q. And as you sit here now, do you have independent
20 recollection that you were at [REDACTED]
21 [REDACTED]?

22 A. I do as I sit here now, yes, sir.

23 Q. Turning now to the allegations of this lawsuit,
24 when did you first meet Father Mario Cimmarrusti?

25 A. It would have been in probably September of [REDACTED]

1 Sometime the beginning of that school year.

2 Q. Do you recall the details of the first time you
3 met Father Antonio Cimmarrusti?

4 MR. WATERS: Object. The question is vague and
5 ambiguous as to what you're asking. But if you understand the
6 question --

7 THE WITNESS: I don't recall when I first met him or
8 was introduced to him.

9 MR. WATERS: Is that what you want; if he recalls the
10 first time he was introduced to him?

11 MR. MATIASIC: Sure.

12 THE WITNESS: I don't.

13 Q. (By Mr. Matiasic) Do you remember the first
14 conversation you ever had with him?

15 A. The first one was like in the medical office
16 there.

17 Q. And why were you in the medical office, if you
18 recall?

19 A. I had been called in for a medical check.

20 Q. And by whom were you called in?

21 A. I'm not sure who called me in.

22 Q. Do you recall how it was communicated to you that
23 you were supposed to go to the medical office?

24 A. I don't recall that.

25 Q. And when you got to the medical office, what

1 occurred? I think we're speaking now of the first time you
2 remember having a conversation with Father Cimmarrusti.

3 A. A lady just called and said he was going to do a
4 medical check on me for hernias.

5 Q. Were you the only seminarian in the medical
6 office at that time?

7 A. At that time I was.

8 Q. And do you recall anything that Father
9 Cimmarrusti said during that first encounter?

10 A. I just remember that he asked me to take my pants
11 down, that he was going to check for hernias.

12 Q. Any other conversation that you recall with
13 Father Cimmarrusti?

14 A. Just that that was his job as the medical person
15 there. I don't recall any other conversation at that time.

16 Q. Would Father Cimmarrusti know who you were by
17 name if he, for example, would see you passing in the hallway?

18 A. I don't recall if he did or not. I don't know.

19 Q. When was the first time that you were sexually
20 abused by Father Cimmarrusti?

21 A. That first time in the medical office there.

22 Q. And can you recall the month and year that that
23 was?

24 A. It was either early October or late part --
25 either late September or early October. One of those two

1 months.

2 Q. And how do you recall that it was either late
3 September or early October?

4 A. I just remember it was the beginning of the
5 school year, you know.

6 Q. And can you describe for me what occurred the
7 first time you were abused by Father Cimmarrusti?

8 A. He said he was checking for hernias and then
9 started touching me on my genitalia and then pulling my penis.
10 And I got an erection. He started masturbating me, and he
11 seemed like he was touching himself under his robes there. He
12 got gruff.

13 Q. Did he say anything to you while he was doing
14 this?

15 A. I don't recall.

16 Q. And this was in the medical office?

17 A. Yes, it was.

18 Q. Was the medical office distinct from the
19 infirmary? Or was there an infirmary there?

20 A. I don't recall an infirmary.

21 Q. Were there any other students in there at the
22 time that Father Cimmarrusti sexually abused you for the first
23 time?

24 A. Not that I recall.

25 Q. Do you recall how long the abuse lasted?

1 A. That first time?

2 Q. Yes.

3 A. It seemed like forever, but I don't have a time
4 element on it.

5 Q. Did Father Cimmarrusti in fact also perform a
6 medical exam during that first occurrence, or did he
7 exclusively sexually abuse you, if you know?

8 MR. WATERS: I will object to the term "medical exam"
9 as vague and ambiguous. Lacks foundation as to whether or not
10 this individual was actually qualified to perform such an
11 exam. But if you understand the question, you can go ahead
12 and answer.

13 THE WITNESS: I don't know.

14 Q. (By Mr. Matiasic) In your recollection, do you
15 recall him doing anything other than sexually abusing you
16 during that first encounter?

17 A. I don't.

18 Q. And on the first encounter, were there any
19 witnesses?

20 A. Just he and I.

21 Q. And what was the way out of the room during this
22 first encounter?

23 A. Well, he was on a chair and had me in front of
24 him.

25 Q. Describe -- I'm sorry. Are you done?

1 A. Yes.

2 Q. Describe for me, if you can, what the room looked
3 like.

4 A. I don't recall.

5 Q. Do you recall whether there was any particular
6 type of furniture in the room where you were abused? For
7 example, was there beds? Was there a sink?

8 A. That I don't recall.

9 Q. Had you been to the medical office prior to this
10 first incident of sexual abuse?

11 A. I had not, no, sir.

12 Q. Do you know whether or not there was more than
13 one room to this medical office or in the medical office?

14 A. It seemed like there was like a front room and
15 then an interior room.

16 Q. And do you recall, where this first instance of
17 abuse took place, whether it was in the front or in the
18 interior room?

19 A. It would be, I believe, in the backroom.

20 Q. And you were standing up the entire time?

21 A. I was.

22 Q. And Father Cimmarrusti was seated the entire
23 time?

24 A. He was when he was masturbating me, yes.

25 Q. And what happened immediately after the abuse

1 stopped during that first encounter?

2 A. I'm not sure I understand.

3 Q. As soon as Father Cimmarrusti stopped abusing
4 you, what happened? Did you remain in the medical office?
5 Did you leave immediately?

6 A. I got dressed and left.

7 Q. Did he say anything to you after the abuse
8 stopped on that first occasion?

9 A. I don't recall.

10 Q. Did you say anything audibly during the first
11 encounter where Father Cimmarrusti abused you?

12 A. I don't believe I did. I don't recall.

13 Q. And you said you left. Do you recall where you
14 went?

15 A. I don't recall where I went after that.

16 Q. Do you recall the day or the time? For example,
17 was it a weekend or a weekday?

18 A. I don't recall that, no.

19 Q. Do you recall what time of day it was?

20 A. It was light. It wasn't nighttime. It was
21 daytime.

22 Q. How do you recall that it was daytime?

23 A. Because I think it was during the day they called
24 me. I don't remember.

25 Q. Well, you testified that there was light. Do you

1 recall there being a window or --

2 A. That I don't remember.

3 Q. And you indicated that you believe the abuse may
4 have occurred in one of the back rooms. Were there doors
5 separating the rooms?

6 A. I believe there was.

7 Q. And do you recall whether the room that you were
8 in when you were abused had a door on it?

9 A. I believe there was.

10 Q. And was it open or shut, if you recall, during
11 the first time you were abused?

12 A. The first time I was abused, I believe it was
13 closed.

14 Q. When is the next time that you were abused by
15 Father Cimmarrusti?

16 A. Sometime later in his room.

17 Q. When you say "sometime later," do you mean later
18 that day?

19 A. No, not later that day.

20 Q. Can you give me your best approximation of when
21 the second instance of abuse occurred?

22 A. Probably later in October.

23 MR. WATERS: He wants to know the approximate time,
24 an estimate of the time between the two events. If you give
25 him an approximation, an estimate upon which you have personal

1 knowledge, then respond. But if you are just guessing --

2 THE WITNESS: I don't know.

3 MR. WATERS: -- then don't guess. That is called
4 speculation and it doesn't help anybody.

5 THE WITNESS: I don't know.

6 Q. (By Mr. Matiasic) Do you recall whether the
7 second instance of abuse was before Christmas or after?

8 A. No. Before Christmas.

9 Q. And describe for me the details, if you can, of
10 the second instance of abuse by Father Cimmarrusti.

11 A. He told me to meet him, and then he took me to
12 his room.

13 Q. How did he call you?

14 A. He just notified me that he wanted to see me.

15 Q. Do you recall how he accomplished notifying you?

16 A. It was in person that he asked me to meet him.

17 Q. Where were you at the time that he asked you to
18 meet him?

19 A. I don't remember where I was at the time that he
20 asked me to meet him.

21 Q. Do you remember if anyone was around you at the
22 time he asked you to meet him?

23 A. I don't recall if there was.

24 Q. Do you recall the day or time?

25 A. No, sir, I don't.

1 Q. Do you recall what Father Cimmarrusti said when
2 he asked you to meet him?

3 A. Just that he wanted to meet me.

4 Q. And do you recall any response that you gave?

5 A. I just told him, yes, that I would.

6 Q. And did he give you a time to meet him?

7 A. He did, but I don't remember what time.

8 Q. Do you remember how much time elapsed between
9 when he notified that he wanted to meet you and when you
10 actually went to his room?

11 A. I don't remember how much time elapsed.

12 Q. Do you have an estimate? Did he ask you to meet
13 him the next day? The next week? An hour time?

14 A. No. I believe it was that same day, the same
15 day.

16 Q. And where did he tell you to meet him?

17 A. He told me to meet him in like an office. It was
18 like a front office there in the main building.

19 Q. Do you know whether it was Father Cimmarrusti's
20 office?

21 A. No. It seemed like it was more like a visitor's
22 office.

23 Q. And did you go and meet him in this office?

24 A. I did.

25 Q. Was he present at the time you arrived?

1 A. No, he was not.

2 Q. How long did you wait before he arrived?

3 A. I don't remember. I don't recall.

4 Q. Did he arrive?

5 A. Yes, he did.

6 Q. What was the layout of the room?

7 A. I don't recall. I think there was a chair or
8 sofa. I don't recall.

9 Q. Do you recall whether there were any windows or
10 doors in this room?

11 A. I believe there was a door that was the entrance
12 to the room.

13 Q. It is your recollection that this room was in the
14 main part of St. Anthony's?

15 A. Right. Correct.

16 Q. Would it be facing out towards the front of St.
17 Anthony's or towards the rear?

18 A. It would be facing out towards the front.

19 Q. And do you recall what floor it was on?

20 A. I recall that it was like on the main floor.

21 Q. And the main floor, would that be the ground
22 floor?

23 A. It seemed like there were steps from the outside
24 coming up to the main floor and this room was like on the
25 left.

1 Q. As you walked up the front steps and arrived at
2 that main floor, this office was on the left?

3 A. Correct.

4 Q. And was the office facing out toward the front of
5 the building or was it facing out toward the back?

6 A. As I recall, it was facing out towards the front.

7 Q. And do you recall that there was a window in
8 there?

9 A. That I don't recall.

10 Q. Were there other rooms located on either side of
11 the office?

12 A. That I don't recall.

13 Q. Do you recall seeing any other people, be it
14 seminarians or staff, on your way to that office?

15 A. I don't recall.

16 Q. And when Father Cimmarrusti came into the room,
17 what occurred?

18 A. He asked me to come with him, and I went with
19 him.

20 Q. And where did he ask you to go?

21 A. Well, I just followed him. He took me to his
22 room.

23 Q. Where was his room located?

24 A. Upstairs and through another door into where the
25 priests lived on their side.

1 Q. And did you see anyone else on your way up to his
2 room when you were on your way up to his room, Father
3 Cimmarrusti's?

4 A. I don't recall.

5 Q. Were there other priest's rooms on either side of
6 Father Cimmarrusti's?

7 A. I believe there were.

8 Q. Do you know who occupied those rooms?

9 A. I do not. No, sir.

10 Q. Do you know if anyone was present in those rooms
11 at the time you were brought up there?

12 A. That I don't know, sir.

13 Q. Describe the layout of Father Cimmarrusti's room.
14 Let me back up. Was it, in fact, Father Cimmarrusti's room as
15 opposed to another room?

16 A. I don't know. I believed it was.

17 Q. Describe for me, if you can, the layout of that
18 room.

19 A. Well, he had a bed and a desk and a chair, and
20 that's all I remember.

21 Q. Were there any doors and windows in that room?

22 A. The door leading into his room, but I don't
23 remember or recall.

24 Q. And what happened once you and Father Cimmarrusti
25 entered the room?

1 A. All I remember was looking at some pornography
2 magazines that he had, and he was gruff and told me to take my
3 pants off and started touching me in my genitalias again. And
4 all I remember is him fondling me and masturbating me.

5 Q. What type of pornography was it?

6 A. It was girly magazines.

7 Q. And did this pornography have nude women?

8 A. Yes it did.

9 Q. Did Father Cimmarrusti say anything to you when
10 he provided you with pornography?

11 A. I don't recall.

12 Q. Did you look at the pornography together?

13 A. Yes.

14 Q. Do you recall Father Cimmarrusti saying anything
15 to you during the fondling and masturbation?

16 A. I don't recall.

17 Q. Approximately how long did this encounter last?

18 A. It seemed like forever again. I don't know. I
19 don't remember.

20 Q. If you had to give me an estimate, would you say
21 it was closer to five minutes or closer to 15 minutes?

22 MR. WATERS: I'm going to object to the question as
23 to it assumes facts not in evidence. It's argumentative. I
24 believe he testified that he does not have an estimate. You
25 can ask him if he has an estimate regarding the time of the

1 abuse.

2 MR. MATIASIC: That is what I just did.

3 MR. WATERS: No, I don't think so. I think you said
4 if you had to provide an estimate.

5 Q. (By Mr. Matiasic) If you can, Mr. [REDACTED]
6 estimate for me how long the abuse occurred on the second
7 occasion.

8 A. More than ten minutes, less than two hours.

9 Q. Do you recall saying anything during the abuse?

10 A. I don't recall.

11 Q. Do you recall hearing any other sounds; for
12 example, anyone else in the hallway during this second
13 incident of abuse?

14 A. No, sir, I don't recall that.

15 Q. Do you recall the time of day?

16 A. I don't, sir.

17 Q. Had you ever been up in the priest quarters
18 before?

19 A. I never had, no, sir.

20 Q. Had you ever seen any other seminarian up in the
21 priest quarters before this encounter?

22 A. No, sir, I had not seen them up there. I had
23 heard that students had gone up there, but I did not see
24 anyone up there.

25 Q. When you say you had heard that students had been

1 up there, what was the source that you heard that from?

2 A. I think from a fellow seminarian.

3 Q. Do you recall his name?

4 A. I do not, sir.

5 Q. And what was the reason for these other
6 seminarians being up in the priests' quarters, if you know or
7 if you were told?

8 A. I don't recall.

9 Q. As a seminarian, when you were told from this
10 source that other seminarians had been up in the priest
11 quarters, did that strike you as being unusual?

12 A. Yes, it did. And then again, no, it did not.

13 Q. Why would it strike you as being unusual?

14 A. It seemed like you would not go into the priest
15 quarters through this one door. It was like almost off
16 limits, that these were priests and men of God and men of the
17 church that, you know, go through the door into their private
18 quarters.

19 Q. And were you abused on any other occasions by
20 Father Cimmarrusti?

21 A. Numerous times.

22 Q. Approximately how many times were you abused by
23 Father Cimmarrusti?

24 A. I would -- between 10 and 15, 20 times.

25 Q. What was the next incident of abuse that you

1 recall?

2 A. I think again before -- I'm not sure. I'm just
3 not sure.

4 Q. Do you recall the locations of any of these other
5 incidents of abuse?

6 A. No. Just the first time in the medical office
7 and then the rest were in his room.

8 Q. When you say "his room," are you speaking of his
9 private residential quarters, or are you speaking of the
10 room -- the office that you were led to on the second
11 occasion?

12 A. No. It was his private quarter room.

13 Q. And what floor was that on?

14 A. It seemed like it was on the main floor as you go
15 into the priest quarters there, as I recall.

16 Q. When you say "the main floor," is this the same
17 floor where the office was located?

18 A. No. As I recall, it seemed like there were
19 stairs going up to another level.

20 Q. And do you remember how you got up to Father
21 Cimmarrusti's room on any of these other occasions? And by
22 that I mean were you lead up there by Father Cimmarrusti or
23 did you meet him?

24 A. Oh, I always met him and he led me up to his
25 room.

1 Q. So by both means?

2 A. I'm sorry?

3 Q. By both means you went to his room in the other
4 instances of abuse?

5 A. Right. Correct.

6 Q. Do you recall seeing anyone on any of the
7 occasions in which you went to Father Cimmarrusti's room?

8 A. I don't recall.

9 Q. Do you recall for any of these other incidences
10 the day or time of the abuse?

11 A. No, sir, I don't.

12 Q. Do you recall anything at all about any of the
13 other incidents of abuse other than the first two that you
14 have already described to me?

15 A. They were all pretty much the same after that.

16 Q. And when you say "pretty much the same," what do
17 you mean?

18 A. The same touching and fondling of my genitalia,
19 the masturbating, the pornography. When I complained, he
20 talked about that he would expel me, that who would believe me
21 over him, a priest.

22 Q. During these other incidents of abuse, did you
23 ever say anything as the abuse was occurring? When I say "say
24 anything," I mean at the literal time that the abuse was
25 occurring.

1 A. No. No. I was shamed. No.

2 Q. And in approximately how many instances did
3 Father Cimmarrusti show you pornography?

4 A. It seemed like there was pornography every time
5 he took me to his room.

6 Q. Was it the same type of pornography?

7 A. It was.

8 Q. When you were leaving Father Cimmarrusti's room,
9 did he tell you anything?

10 A. I don't recall that he did.

11 Q. Other than the touching and fondling of the
12 genitalia and the masturbation -- was the masturbation, was
13 that two ways or was that Father Cimmarrusti masturbating you
14 exclusively?

15 A. No. He had me touch him, masturbate him.

16 Q. And what about the fondling?

17 A. And the fondling -- when I masturbated him, he
18 had me fondle him.

19 Q. And other than the fondling and the masturbation,
20 were there any other sexual acts that occurred with Father
21 Cimmarrusti?

22 A. He had performed oral sex on me.

23 Q. And where did that occur?

24 A. In his room.

25 Q. And do you remember the circumstances under which

1 Father Cimmarrusti performed oral sex?

2 A. I don't, other than it was one of those times in
3 his room.

4 Q. And that occurred one time?

5 MR. WATERS: Misstates his testimony.

6 Q. (By Mr. Matiasic) How many times did the oral
7 sex occur?

8 A. I'm not sure.

9 Q. Do you believe it occurred on more than one
10 occasion?

11 A. I do.

12 Q. Can you estimate how many times it occurred?

13 A. More than once, less than 20.

14 Q. And do you recall whether these other times in
15 which you met Father Cimmarrusti in his room, whether you were
16 supposed to be somewhere else at the seminary during that time
17 in any of these incidents?

18 A. I don't recall if I -- no, I don't recall if I
19 was supposed to be somewhere else.

20 MR. MATIASIC: Why don't we take a five-minute break.

21 (Recess taken.)

22 Q. (By Mr. Matiasic) Mr. [REDACTED], before we got
23 off the record, I believe we were talking about the number of
24 times that Father Cimmarrusti performed oral sex. Was the
25 oral sex two ways?

1 A. No. No, sir, it was not.

2 Q. Do you remember any of the circumstances during
3 which the oral sex was performed?

4 A. I do not, sir. They all just seem to run
5 together.

6 Q. Do you remember what Father Cimmarrusti was
7 wearing at the time, any of the incidents?

8 A. A few times he had his robe on.

9 Q. And do you recall what you were wearing during
10 any of the incidents?

11 A. Well, during the incidents I had my pants and my
12 underwear off. Only just my school clothes.

13 Q. And throughout all these instances of sexual
14 abuse, do you ever recall seeing anyone when you left Father
15 Cimmarrusti's room?

16 A. I can't recall.

17 Q. Do you recall ever being questioned by anyone, be
18 it faculty, staff, a seminarian, why you were up in the priest
19 quarters?

20 A. Only after I reported the abuse to Father Harris
21 and [REDACTED]

22 Q. And at the time -- we went over some of the
23 friends that had you at St. Anthony's earlier in your
24 deposition. Out of the other seminarians with whom you went
25 to school, who would you confide in amongst your peers about

1 any type of problems you were having?

2 MR. WATERS: Object. Lacks foundation, but you can
3 go ahead and answer.

4 THE WITNESS: Who would I confide in? Irrespective
5 of this, the sexual abuse?

6 MR. WATERS: No. He -- who would you confide in
7 generally?

8 MR. WATERS: If you would confide in anybody. That's
9 why I objected to it lacking foundation.

10 Q. (By Mr. Matiasic) On any issue.

11 A. I really didn't have any issues until the abuse,
12 the sexual abuse. If I had one close friend it would probably
13 be [REDACTED]

14 MR. WATERS: I believe you provided a response.

15 Q. (By Mr. Matiasic) And did you ever confide that
16 you were being abused to [REDACTED]?

17 A. No.

18 Q. Did you ever confide to any other seminarians
19 that you were being abused?

20 A. I did not. No, sir.

21 Q. Were you ever asked any questions by other
22 seminarians regarding your relationship with Father
23 Cimmarrusti?

24 MR. WATERS: I just want to make sure we're clear on
25 the term "seminarians." You are talking about the students at

1 the St. Anthony's Seminary?

2 MR. MATIASIC: Yes.

3 THE WITNESS: I don't recall.

4 Q. (By Mr. Matiasic) Were you ever asked any
5 questions by any other seminarians regarding why you were
6 going places in St. Anthony's with Cimmarrusti?

7 A. I don't recall.

8 Q. Were you ever asked any questions regarding your
9 relationship with Father Cimmarrusti by anyone associated with
10 St. Anthony's?

11 A. After I reported the abuse to Father Harris and
12 [REDACTED] I was asked by them.

13 Q. Other than Fathers Harris and Ocheltree, were you
14 asked by anyone at St. Anthony's regarding your relationship
15 with Father Cimmarrusti?

16 A. Not that I recall.

17 Q. And when was the last incident of abuse by Father
18 Cimmarrusti?

19 A. It was either late February or early March.

20 Q. And how do you have a recollection that the last
21 incident of abuse was in late February or early March?

22 A. Because March is when I would have had enough and
23 fled St. Anthony's Seminary.

24 Q. Do you recall the circumstances of the last
25 incident of abuse?

1 A. No. There again, they all ran into one another.

2 Q. And when you say the last incident was in late
3 February or early March, what year are you referring to?

4 A. That would 1967.

5 Q. When you were at St. Anthony's, did you go home
6 for Christmas break?

7 A. Yes, sir.

8 Q. How many weeks off did you have, if you remember?

9 A. I don't remember.

10 Q. When you went home for Christmas break, did you
11 tell anyone about the sexual abuse by Father Cimmarrusti?

12 A. Before I went home for Christmas break I had told
13 Father Harris.

14 Q. And describe the circumstances for me in which
15 you told Father Harris about the abuse.

16 A. I had gone into his office to talk to him to let
17 him know that I was being abused by Father Cimmarrusti, and he
18 told me that he would look into it and that I should be quiet
19 and let him handle it.

20 Q. Did Father Harris ask you about the specifics of
21 the abuse?

22 A. I don't remember if he asked me the specifics,
23 but I told him it had happened in the medical office and in
24 Cimmarrusti's room.

25 Q. Did you tell him what the nature of the abuse

1 was?

2 A. I did. I told him that Cimmarrusti was touching
3 me, that I was touching him, and that he had girl magazines,
4 pornography.

5 Q. And did Father Harris indicate to you that he was
6 going to take any specific course of action?

7 A. All I remember him saying is that he was going to
8 look into it.

9 Q. Do you know whether Father Harris did look into
10 it. Strike that. Did you ever speak to Father Harris again
11 after this first time?

12 A. No, because he said he would take care of it as
13 rector and as the head of the school, and I believed him and
14 thought he would.

15 Q. And did you set up an appointment with Father
16 Harris to meet with him?

17 A. No. I believe I walked in when he was in his
18 office.

19 Q. And had you ever walked into Father Harris'
20 office prior to this occasion to speak with him about
21 anything?

22 A. I had not, no, sir.

23 Q. And why did you decide that Father Harris was a
24 person you should go and talk to?

25 A. Because he was the head of the seminary and he

1 was a rector and had power over the other priests and the
2 teachers and he could effect a change and make this stop. He
3 was head over Cimmarrusti. He was his boss.

4 Q. So you believed you had the ability to go in and
5 talk to Father Harris about it and that he potentially would
6 be able to stop the abuse?

7 A. I did. I had faith that he as a rector would
8 make it stop.

9 Q. At any time when you were speaking to Father
10 Harris, did you tell him the conversation was to be kept in
11 confidence?

12 A. I don't recall that I did.

13 Q. Do you recall Father Harris' reaction?

14 A. He just assured me that he would look into it and
15 take care of it and that I would not need to talk to others
16 about it, that he would handle it.

17 Q. And can you recall approximately the date of your
18 meeting with Father Harris?

19 A. I cannot, sir.

20 Q. Can you recall the month as you sit here today?

21 MR. WATERS: I believe it has been asked and
22 answered. I believe he testified it was December before
23 Christmas break.

24 THE WITNESS: Before Christmas break.

25 Q. (By Mr. Matiasic) And as you sit here today,

1 what recollection do you have that leads you to believe that
2 this meeting was before Christmas break?

3 A. I was feeling ashamed and devastated before I
4 went home to see my folks. I wanted this thing to stop so
5 that when I came back from vacation break it would all cease,
6 it would all be -- I would no -- I wouldn't be abused and
7 touched by Cimmarrusti.

8 Q. When you went home for Christmas, did you have
9 any conversations with your parents, friends, relatives, or
10 with anyone else regarding whether or not you wanted to go
11 back to St. Anthony's?

12 A. Oh, no. Not at all.

13 Q. Where was the rector's office located? Where was
14 Father Harris' office located?

15 A. His office, I recall, was down on the main floor.
16 I came up those steps from the outside.

17 Q. Was there a reception area?

18 A. I don't recall.

19 Q. Do you recall anyone else being at Father Harris'
20 office at the time you went in and talked to him?

21 A. I don't recall that there was.

22 Q. Do you know if Father Harris had an assistant?

23 A. That I don't recall.

24 Q. Had you ever been in that office prior to this
25 occasion?

1 A. Not that I recall.

2 Q. Do you remember in Father Harris' office whether
3 there were multiple rooms?

4 A. That I don't recall.

5 Q. Were there doors in Father Harris' office?

6 A. I believe there was one into it.

7 Q. And where did that door lead?

8 A. Into the office.

9 Q. If you were walking out of the office, where does
10 that door lead?

11 A. I think back into the hallway there.

12 Q. And when you had a conversation with Father
13 Harris, was the door closed or open?

14 A. That I don't recall. I don't remember.

15 Q. Prior to you leaving St. Anthony's in March, did
16 you tell any other faculty, staff, or other person associated
17 with St. Anthony's about the abuse by Father Cimmarrusti?

18 A. I did, yes.

19 Q. And who was that?

20 A. That was Father [REDACTED].

21 Q. And what did you tell Father [REDACTED] about the
22 abuse?

23 A. That it was ongoing, that I had told Father
24 Harris before I left for Christmas vacation, that he was going
25 to handle it, put a stop to it, but it was still continuing.

1 Q. Do you remember when you spoke with Father
2 [REDACTED]?

3 A. I think it was the late part of February or early
4 part of March.

5 Q. And what's the basis for your recollection that
6 it was in late February or early March?

7 A. Because nothing had stopped Cimmarrusti's abuse.
8 Nothing had changed. That's when I fled St. Anthony's.

9 Q. Did you discuss the nature of the abuse with
10 Father [REDACTED]?

11 A. I told him that I was being abused and that he
12 was touching me in my genitalias and masturbating me and had
13 me do the same to him.

14 Q. Did you tell Father [REDACTED] where this had
15 occurred, where the abuse had occurred?

16 A. I did.

17 Q. Did Father [REDACTED] have any response?

18 A. His was almost the same as Harris, that he would
19 talk to Harris and that it would cease.

20 Q. And you had known Father [REDACTED] since the days
21 when you were at [REDACTED]?

22 A. Right. Correct.

23 Q. Where did you meet with Father [REDACTED]?

24 A. I'm not sure. I don't recall.

25 Q. Did Father [REDACTED] have an office?

1 A. I believe he did.

2 Q. And at this time was Father [REDACTED] still in a
3 position as the Redemptorist student liaison?

4 A. Yes, he was.

5 Q. When you were at [REDACTED], did you
6 take any vows?

7 A. No, I did not.

8 Q. When you were at St. Anthony's, did you take any
9 vows?

10 A. I did not. No, sir.

11 Q. So when you describe Father [REDACTED] as a
12 student liaison for the Redemptorist, you mean seminarians who
13 had transferred from [REDACTED] as opposed to any actual
14 affiliation with the Redemptorist order; is that right?

15 MR. WATERS: Do you understand the question?

16 THE WITNESS: No, I don't.

17 Q. (By Mr. Matiasic) Was there any group of
18 seminarians at St. Anthony's that were called the
19 Redemptorists?

20 A. We were identified as St. Anthony's seminarian
21 students, but when we would graduated, Redemptorist students
22 would go onto the Redemptorist order for continuation in
23 college and profession of their vows in the major seminary.

24 Q. So you were affiliated then with the
25 Redemptorists by virtue of first having attended [REDACTED]

1 [REDACTED]?

2 MR. WATERS: I'll object to the term "affiliated
3 with" as vague and ambiguous, and also object that it
4 misstates his testimony.

5 Q. (By Mr. Matiasic) You can answer.

6 A. The question again, please?

7 Q. So you were identified with the Redemptorist
8 order by virtue of the fact that you started off at [REDACTED]
9 [REDACTED]?

10 A. That is correct. Yes.

11 Q. And when you transferred to St. Anthony's, was it
12 your understanding that if you were to go on and become a
13 priest, you would do so with the Redemptorist order?

14 A. That's correct, unless a student wanted to change
15 to the Franciscan order during their time at St. Anthony's
16 Seminary, if they found that more to their liking or their
17 calling.

18 Q. At any time, either at [REDACTED] or
19 at your time at St. Anthony's, did you sign any type of
20 documentation expressing your willingness or desire to go on
21 into the Redemptorist order?

22 A. No, sir, I did not.

23 Q. Was there any type of list kept, to your
24 knowledge, at St. Anthony's regarding those who were
25 Redemptorist designates?

1 A. No, there was not.

2 Q. When you transferred to St. Anthony's, did the
3 Redemptorists give you any type of instruction with respect to
4 what you were supposed to do at St. Anthony's?

5 A. Only that we would fall under the guidelines of
6 St. Anthony's Seminary and be enmeshed with all seminarians
7 there with our prayer life and with our studies.

8 Q. When you were at St. Anthony's, were you still
9 supposed to report to anyone in the Redemptorist order?

10 A. I'm not sure I understand the question, sir.

11 Q. Well, let me rephrase it this way. While you
12 were at St. Anthony's, could you have been disciplined by the
13 Redemptorist order?

14 A. I don't believe so. I believe it was all --
15 because of Father Harris being the rector for the seminary,
16 that that was the overseer for all disciplinary action and all
17 academic student actions.

18 Q. During your time at St. Anthony's, did the
19 Redemptorist order provide you with any support, be it
20 financial or otherwise?

21 A. No. No, sir. I believe all monies were paid to
22 St. Anthony's Seminary, to the Franciscans, sir.

23 Q. Other than Father [REDACTED], was there anyone
24 else affiliated with the Redemptorist order to your knowledge
25 at St. Anthony's during your time there?

1 A. Not to my knowledge, sir.

2 Q. Other than Father [REDACTED] and Father Harris,
3 did you tell anyone else about your abuse by Father
4 Cimmarrusti prior to you leaving the seminary in [REDACTED]?

5 MR. WATERS: I'm going to object as misstates his
6 testimony as to time. I believe this morning he established
7 that he was confused regarding the exact year, timeline he was
8 at St. Anthony's. And so just in case [REDACTED] is actually [REDACTED]
9 to that respect, I'm just objecting as to the time.

10 THE WITNESS: Your question again, sir?

11 MR. MATIASIC: Would you read it back, Please?

12 (The record was read as follows:

13 Question: Other than Father [REDACTED] and Father
14 Harris, did you tell anyone else about your abuse
15 by Father Cimmarrusti prior to you leaving the
16 seminary in [REDACTED]?)

17 A. No, I did not.

18 Q. As you sit here today, do you have a recollection
19 as to when you left St. Anthony's Seminary?

20 A. In [REDACTED], to the best of my knowledge.

21 Q. Mr. [REDACTED], in your discovery responses, I'm
22 specifically directing you to our response to our Special
23 Interrogatory Number 5, you indicate that you made your
24 initial disclosure to Father Francis Xavier. Who is Father
25 Francis Xavier?

1 A. That must be a mistake or a typo because it
2 wasn't. It was Xavier Harris, the rector. I don't know any
3 Father Francis Xavier, no.

4 Q. And in that same response you indicate that you
5 made this disclosure to Father Francis Xavier in December [REDACTED]
6 before you left for Christmas vacation.

7 A. That's got to be a typo because that's not true.
8 It would have been December of [REDACTED] before I left for holiday,
9 Christmas vacation, to a Father Xavier Harris.

10 Q. And in your response you also indicate that you
11 told Father [REDACTED] shortly before the Lenten
12 season. As you sit here today do you have any recollection of
13 why it was right before the Lenten season, or that it was
14 right before the Lenten season I should say.

15 A. Well, it would have been a powerful holy time
16 right before Christmas. When I had no action from Father
17 Harris before Christmas -- and Lenten holy season would have
18 been a time of introspection to think about what was happening
19 to me in my life and the abuse going on and the time I would
20 have cried out for help.

21 Q. At any time while you were at St. Anthony's, did
22 you ever report the abuse to any law-enforcement personnel?

23 A. No, sir, I did not.

24 Q. And other than Fathers Harris and [REDACTED]
25 before you left the seminary -- you may have already answered

1 this, but did you report the abuse to any other person?

2 MR. WATERS: Object. It has been asked and answered.
3 You can go ahead and answer.

4 THE WITNESS: No. Because they told me and assured
5 me that they were going to handle it, take care of it.

6 Q. (By Mr. Matiasic) Since the time when you left
7 the seminary, have you reported the abuse by Father
8 Cimmarrusti to anyone associated with law enforcement?

9 A. No, I have not.

10 Q. With whom have you discussed your abuse by Father
11 Cimmarrusti since you left the seminary in 1967 other than
12 your attorneys?

13 MR. WATERS: And I believe he has testified -- do you
14 want to go over the lady he spoke of earlier?

15 Q. (By Mr. Matiasic) Excluding [REDACTED]

16 A. It would be my counselor, [REDACTED], that I was
17 sexually abused in general.

18 Q. And the spelling of [REDACTED] is?

19 A. I believe [REDACTED].

20 Q. And when did you start seeing [REDACTED]?

21 A. I believe in the last three to four years. I'm
22 not sure exactly when.

23 Q. And where is he located?

24 A. In [REDACTED].

25 Q. What was the reason that you went to see

1 Mr. [REDACTED]?

2 A. I had issues with self-esteem and commitment,
3 trust issues.

4 Q. Can you give me the approximate year that you
5 first went to see him?

6 A. Just [REDACTED] Maybe

7 [REDACTED]
8 Q. When was the first time you discussed sexual
9 abuse by Mr. Father Cimmarrusti to -- is it Dr. [REDACTED] or
10 Mr. [REDACTED]?

11 A. I believe it is Mr. I'm not sure when the first
12 time was.

13 Q. Is Mr. [REDACTED] associated with any medical group?

14 A. I believe he has his own practice as an MS -- I'm
15 not sure -- as a counselor.

16 Q. Do you know the name of his practice?

17 A. I do not, sir.

18 Q. Do you know the address where he is located?

19 A. No, sir, I don't.

20 Q. Other than Mr. [REDACTED], your attorneys, and
21 Ms [REDACTED], have you told anybody else about the abuse by Father
22 Cimmarrusti since you left the seminary?

23 A. No, sir, I have not.

24 Q. You haven't told any member of your family?

25 A. No, sir, I have not.

1 Q. At the time you left St. Anthony's, did you give
2 anyone at St. Anthony's a reason why you were leaving?

3 A. No, sir. I just -- no, I did not.

4 Q. Did you make any sort of announcement to anyone
5 at St. Anthony's, whether it be faculty, staff, or seminarian,
6 that you were leaving?

7 A. No, sir, I did not.

8 Q. Did you take any belongings with you at the time
9 that you left?

10 A. Just a backpack with some clothes.

11 Q. Do you recall whether you left any of your
12 belongings there at St. Anthony's when you left?

13 A. Yes, I did.

14 Q. What do you recall leaving there?

15 A. I'm not sure.

16 Q. Do you recall anyone seeing you leave?

17 A. It would have been the person that gave me the
18 money for the slip -- the money from the bursar's office.

19 Q. Did you tell them you were going somewhere?

20 A. I told them that I was going downtown Santa
21 Barbara to buy some, I believe, tennis shoes.

22 Q. Did anyone else see you leave or ask you why you
23 were leaving?

24 A. Not to my knowledge.

25 Q. Did you ever have any disciplinary problems when

1 you were at St. Anthony Seminary?

2 A. No, sir.

3 Q. Did you ever have any other problems socially or
4 otherwise at St. Anthony's during your time there?

5 A. No, sir.

6 Q. When was the first time that you sought out a
7 mental-health practitioner regarding sexual abuse by Father
8 Cimmarrusti?

9 A. I don't believe I have, sir.

10 MR. WATERS: Well, besides Mr. [REDACTED]?

11 THE WITNESS: That would be my only counselor. No
12 one else, sir.

13 Q. (By Mr. Matiasic) Subsequent to leaving St.
14 Anthony's and prior to seeing Mr. [REDACTED] did you see any
15 other type of counselor or mental-health professional?

16 A. No, sir.

17 Q. While you were at St. Anthony's, did you ever
18 become ill or sick with the flu, fever, anything else?

19 A. Not that I recall.

20 Q. Were you ever examined by Dr. [REDACTED] during your
21 time at St. Anthony's?

22 A. Not that I recall, sir.

23 Q. During your time at St. Anthony's were you ever
24 examined by any physician?

25 A. Not that I recall, sir.

1 Q. That includes back in your primary residence in

2 [REDACTED]

3 A. I'm sorry. Repeat that, please.

4 Q. At any time during your tenure at St. Anthony's,
5 did you visit with a physician? Were you seen by a physician?

6 A. Oh, as a child?

7 MR. WATERS: He is including for your Christmas
8 break. If you went home and saw your family practitioner,
9 dentist or --

10 THE WITNESS: Yes, I did as a child.

11 Q. (By Mr. Matiasic) And who did you see?

12 MR. WATERS: No. He is talking about the time that
13 you were at St. Anthony's.

14 THE WITNESS: No, not that I recall. No. I'm sorry.

15 Q. (By Mr. Matiasic) Other than by Father
16 Cimmarrusti, have you ever been sexually abused by anyone?

17 A. [REDACTED]

18 Q. And by [REDACTED]?

19 A. [REDACTED],

20 [REDACTED]

21 Q. Was this a [REDACTED]?

22 A. [REDACTED].

23 Q. What do you [REDACTED] et?

24 A. He was [REDACTED].

25 Q. Do you remember the approximate year?

1 A. I believe it would have -- [REDACTED]

2 Q. And the location was [REDACTED]?

3 A. [REDACTED]

4 Q. And what were the circumstances associated with

5 [REDACTED]?

6 A. He had his [REDACTED].

7 Q. And what happened when you [REDACTED]?

8 A. Oh, I took [REDACTED]

9 [REDACTED]
10 [REDACTED]
11 [REDACTED]
12 [REDACTED]
13 [REDACTED]

14 Q. Did you have a belief that this [REDACTED]

15 [REDACTED]

16 A. [REDACTED]

17 [REDACTED]. I'm sorry.

18 Q. When [REDACTED]

19 [REDACTED]?

20 A. Just down the [REDACTED].

21 Q. And was the [REDACTED]

22 [REDACTED]?

23 A. [REDACTED].

24 MR. WATERS: Can we go off the record for a second?

25 MR. MATIASIC: Sure.

(Recess taken.)

Q. (By Mr. Matiasic) Let's go back on the record. When we left and went off the record we were talking about the [REDACTED]. What was the duration of the [REDACTED]?

MR. WATERS: I'm going to object to the term [REDACTED] as vague and ambiguous.

Q. (By Mr. Matiasic) Let's back up. Do you consider what occurred as [REDACTED]?

A. No. No, I don't on this particular instance in [REDACTED]

Q. Have you ever told anyone about this incident in [REDACTED]?

A. I have not.

MR. WATERS: You mean besides attorneys, of course?

MR. MATIASIC: Besides your attorneys, of course.

THE WITNESS: No, I have not.

MR. WATERS: And I believe in response to discovery, if I am not mistaken.

Q. (By Mr. Matiasic) Did you ever tell any therapist about this incident?

A. I don't recall if I did.

Q. Any other incidents of sexual abuse other than the ones that form the subject matter of this lawsuit and this [REDACTED]?

1 MR. WATERS: Mischaracterizes his testimony as to the
2 term [REDACTED] which he just clarified but --

3 THE WITNESS: No.

4 Q. (By Mr. Matiasic) Have you ever been [REDACTED]

5 [REDACTED]?

6 MR. WATERS: Besides by Cimmarrusti?

7 MR. MATIASIC: Other than the allegations that are
8 the subject matter of this lawsuit.

9 THE WITNESS: Not that I recall.

10 Q. (By Mr. Matiasic) Were you ever subjected to

11 [REDACTED] by anyone while you were at St. Anthony's?

12 MR. WATERS: Besides what he has already testified
13 to?

14 Q. (By Mr. Matiasic) [REDACTED]

15 [REDACTED]
16 A. No, not that I can recall.

17 Q. And growing up, were you ever abused by your
18 parents?

19 A. No, I was not.

20 Q. [REDACTED]

21 [REDACTED]
22 A. No, I was not.

23 Q. Were you ever abused by any other relatives?

24 A. No, I was not.

25 Q. And by "abuse" I mean verbal and physical.

1 A. No, I was not.

2 Q. Describe for me, if you can, the relationship you
3 had with your parents [REDACTED]

4 MR. WATERS: I'm going to object. It is overbroad.
5 Vague and ambiguous. Calls for a narrative. You just want a
6 general description?

7 Q. (By Mr. Matiasic) Tell you what. I can break it
8 down. How was your relationship with your parents prior to
9 attending [REDACTED]?

10 A. It was a wonderful, loving Irish Catholic family.
11 My folks were wonderful and loving. We had the family
12 outings, church on Sundays, baptisms, first holy communions,
13 funerals. It was an ideal family.

14 Q. And since the time that you left St. Anthony's
15 until the time that your parents [REDACTED] what was your
16 relationship with them? Let's start one by one. What was
17 your relationship with your mother like during that time
18 period?

19 A. It was loving and kind, although there were
20 periods of separation that I brought on. There were feelings
21 of guilt when I fled St. Anthony's and she, I discovered
22 later, had a nervous breakdown and was concerned and crying
23 for where I had gone and what had happened to me. But she was
24 always there for me, always loving. At times I disappointed
25 her by not becoming a priest.

1 Q. And what about the relationship with your father
2 since [REDACTED]?

3 A. I think the same with my mother. He was loving
4 but in a different way. He was quiet, not as demonstrative.
5 I thought I had really disappointed him after leaving St.
6 Anthony's because of what it put my mother, his wife, through.
7 I think he carried that burden quietly within himself. I
8 think he was disappointed in what had happened and why I had
9 left the seminary. I think my life choices up until [REDACTED]
10 [REDACTED] sometimes hurt them both, caused them anguish.

11 Q. What do you mean by your "life choices"?

12 A. Not having commitment in relationships, having a
13 [REDACTED], falling away from the Catholic church, not
14 attending mass or the sacraments, not holding lifetime-long
15 jobs as he had, not having a home or a family established like
16 they had, wondering and hoping that I would be on track
17 someday for their peace of mind. Sometimes I thought maybe
18 they were just ashamed of me. I felt that shame.

19 Q. And before their death, did you ever disclose the
20 sexual abuse by Father Cimmarrusti?

21 A. I never did.

22 Q. Have you ever been verbally or physically abused
23 by either your former spouse [REDACTED] or any of your
24 [REDACTED]?

25 A. [REDACTED]

1 Q. What about by [REDACTED]?

2 A. [REDACTED]

3 Q. Have you ever been verbally or physically abusive
4 with your [REDACTED] or any of your [REDACTED]?

5 MR. WATERS: I'm going to object to the term "verbal
6 abuse" as vague and ambiguous.

7 THE WITNESS: [REDACTED]
8 [REDACTED].

9 Q. (By Mr. Matiasic) [REDACTED]
10 [REDACTED]

11 MR. WATERS: Same objection.

12 THE WITNESS: Maybe you should clarify that. I'm not
13 sure what you mean.

14 Q. (By Mr. Matiasic) Well, in your mind, in your
15 definition.

16 MR. WATERS: That's why I'm objecting to it, because
17 when you asked him if someone has been verbally abusive to
18 him, he can give you subjective response to it. But for him
19 to determine whether or not someone would think that he was
20 verbally abusive to them -- first of all, the term "verbally
21 abusive" is vague, and, secondly, would cause him to
22 speculate.

23 Q. (By Mr. Matiasic) As I didn't give any other
24 clarifying definition, my question is directed to your
25 interpretation of if you were verbally abusive.

1 MR. WATERS: His question is whether you thought you
2 were ever verbally abusive to your wife or any of your
3 girlfriends.

4 THE WITNESS: Yes, I think I have been in my anger.
5 My anger comes out in harsh words and harsh tones.

6 Q. (By Mr. Matiasic) And was that with your
7 ex-wife? Is that your girlfriends? Or with all of them?

8 A. I don't recall with my ex-wife, but I believe
9 with my [REDACTED], I was very angry when we
10 broke up when he was first born.

11 Q. Have you ever had any male boyfriends?

12 A. I don't trust men a lot, so no.

13 Q. Have you had, other than any allegations related
14 to this case and the incident described in [REDACTED]
15 [REDACTED]?

16 A. No, I have not.

17 Q. Were you baptized a Catholic, Mr. [REDACTED]?

18 A. Oh, yes, sir. Our whole family was.

19 Q. Were you confirmed as a Catholic?

20 A. Yes, sir. The whole family was.

21 Q. Were you married in the Catholic church when you
22 married [REDACTED]?

23 A. Yes, sir.

24 Q. Do you still describe yourself as Catholic?

25 A. I do not, sir.

1 Q. Do you have a religious affiliation at this
2 juncture?

3 A. I attend a Baptist church.

4 Q. When was the last time you attended a Catholic
5 church?

6 A. Years ago.

7 Q. What's your best estimate as to how many years
8 ago?

9 A. When I was practicing. It would be more than
10 five and less than 30.

11 Q. Do you recall where you were living the last time
12 you attended Catholic church?

13 A. I do not, sir.

14 Q. Is your son baptized as a Catholic?

15 A. He was not, sir.

16 Q. Did you ever speak with Father [REDACTED] after
17 that time before you left the seminary?

18 A. No, I have not, sir.

19 Q. Do you know whether Father [REDACTED] is still
20 alive?

21 A. That I do not know, sir.

22 Q. Have you ever spoken with anyone affiliated with
23 the Franciscan Friars since you left the seminary?

24 A. No, I don't believe I have, sir.

25 Q. Did you ever receive any letters from the

1 Franciscan Friars?

2 A. No, I have not, sir.

3 Q. Do you know whether any letters were sent to your
4 parents' address?

5 A. From --

6 Q. The Franciscan Friars.

7 A. No, I do not, sir.

8 Q. Or from St. Anthony's Seminary?

9 A. I do not know.

10 Q. Have you ever been back to St. Anthony's since
11 you left as a seminarian?

12 A. No, I have not, sir.

13 Q. Have you ever been back to Santa Barbara since
14 you've left St. Anthony's as a seminarian?

15 A. Not that I recall, sir.

16 Q. Were you ever interviewed by anyone, other than
17 your attorneys, regarding abuse by Father Cimmarrusti?

18 A. No, I wasn't, sir.

19 Q. Have you yourself ever tried to contact the
20 Franciscan Friars since you left the seminary?

21 A. No, I have not, sir.

22 Q. Did you ever attempt to contact anyone at St.
23 Anthony's Seminary since you left?

24 A. No, I have not, sir.

25 Q. Have you ever heard a body called the Board of

1 Inquiry?

2 A. Yes, sir, I have.

3 Q. And how did you hear of that body?

4 A. I think through Snap Web site.

5 Q. And when did you hear about the Board of Inquiry?

6 A. I'm not sure, sir.

7 Q. What's your best estimate as to --

8 A. About --

9 Q. Let me finish my question -- about when you heard
10 about the Board of Inquiry?

11 A. Between three to five years.

12 Q. What do you know about the Board of Inquiry?

13 A. Just that it was a Board of Inquiry on, I
14 believe, sexual abuse and misconduct as St. Anthony's
15 Seminary.

16 Q. Have you ever seen any literature associated with
17 the Board of Inquiry?

18 A. I have, sir.

19 Q. And what have you seen?

20 A. I believe it was a pamphlet they sent out.

21 Q. When you're talking about "they," who are you
22 speaking of?

23 A. I think someone on the Board of Inquiry or
24 someone associated with the Board of Inquiry.

25 Q. And what was the pamphlet about?

1 A. I think on what the Board of Inquiry was about.

2 Q. How did you receive a copy of the pamphlet?

3 A. Oh, in the mail, sir.

4 Q. And the Board of Inquiry, did they send that to
5 you directly?

6 A. I believe so. Yes, sir.

7 Q. Approximately when did you receive that pamphlet
8 from the Board of Inquiry?

9 A. I believe in the last three to five years.

10 Q. Do you know why you were sent a pamphlet from the
11 Board of Inquiry?

12 A. I do not, sir.

13 Q. And was there any correspondence that accompanied
14 this pamphlet?

15 A. I can't recall if there was or not, sir.

16 Q. Did this come in the mail?

17 A. Yes, sir, it did.

18 Q. And where were you living at the time you
19 received it?

20 A. I'm not sure, sir.

21 Q. Is it fair to say that you were living in either
22 [REDACTED]?

23 A. That would be fair. Yes, sir, it would be.

24 Q. And do you know how whoever sent you the pamphlet
25 got your address?

1 A. I do not, sir.

2 Q. Have you ever seen any other materials related to
3 the Board of Inquiry other than this pamphlet?

4 A. I have not, sir.

5 Q. Have you ever read a report on the Board of
6 Inquiry?

7 A. I have not, sir.

8 Q. Have you ever heard of any other allegations of
9 sexual abuse involving Father Cimmarrusti?

10 MR. WATERS: Besides what you may have heard from
11 your attorneys.

12 THE WITNESS: No, I have not, sir.

13 Q. (By Mr. Matiasic) Have you ever been provided
14 any literature regarding sexual abuse at St. Anthony's by
15 Snap?

16 A. Not that I recall, sir.

17 Q. Have you ever told anyone, other than an
18 attorneys, affiliated with Snap that you attended St.
19 Anthony's Seminary?

20 A. Not that I recall, sir.

21 Q. Have you ever attended Snap meetings?

22 A. No, sir.

23 Q. Are you a member of Snap?

24 A. No, sir, I'm not.

25 Q. I believe I asked you whether you have heard of

1 any other allegations, other than from your attorneys,
2 regarding sexual abuse by Cimmarrusti. Have you?

3 A. No, sir.

4 Q. Have you read any allegations of sexual abuse by
5 Cimmarrusti?

6 A. Not that I recall, sir.

7 Q. Going back to your time at St. Anthony's, did you
8 ever see a counselor for any reason while you were at St.
9 Anthony's?

10 A. Not that I recall, sir.

11 Q. And when I'm saying a counselor, I mean a
12 counselor either at St. Anthony's or outside of St. Anthony's?

13 A. Not that I recall, sir.

14 Q. Do you recall ever seeing an aquarium at St.
15 Anthony's?

16 A. I'm sorry. Say it again.

17 Q. Do you know was there an aquarium at St.
18 Anthony's?

19 MR. WATERS: An aquarium?

20 THE WITNESS: A fish tank aquarium?

21 Q. (By Mr. Matiasic) Yes.

22 A. I don't recall an aquarium, sir.

23 Q. Mr. [REDACTED], I'm going to show you a floor
24 plan of St. Anthony's Seminary, which we can mark as Exhibit

25 A. Actually, we will see if we even need the other pages. We

1 may need only one.

2 (Deposition Exhibit A was marked for identification.)

3 Q. (By Mr. Matiasic) Do you recognize these
4 diagrams, Mr. [REDACTED]?

5 A. I do, sir.

6 Q. Do these appear to accurately reflect the layout
7 of St. Anthony's at the time you attended?

8 A. They seem to.

9 Q. Mr. [REDACTED], I see that you have a pen there.
10 If you could, first mark on the exhibit where your dormitory
11 was located while you were at St. Anthony's.

12 MR. WATERS: I'm not too sure that he's going to --
13 I'm not going to allow him to mark on this exhibit. He can
14 describe for you for the record anything that you would like
15 him to describe.

16 MR. MATIASIC: Sure.

17 Q. (By Mr. Matiasic) And I can mark the exhibit if
18 we need to based upon your description, and you can correct me
19 if I am wrong. Describe for me, if you will, Mr. [REDACTED],
20 where your dormitory was when you lived at St. Anthony's.

21 A. It was on the west side over here (indicating).
22 I call it the west side. I'm not sure. But it was on this
23 side.

24 MR. WATERS: There's the legend down here.

25 THE WITNESS: That would be west.

1 Q. (By Mr. Matiasic) What floor would that be on?

2 A. I believe it was just the main floor.

3 Q. Based upon your recollection.

4 A. We came up stairs to the upper floor there.

5 Q. Well, initially you indicated you believed it was
6 on the main floor. Absent looking at this particular layout,
7 do you recall what floor the dormitory was on that you lived
8 in while you were there?

9 A. That would be the upper floor, the top floor. I
10 don't believe there was anyone above us.

11 Q. And you lived in which dormitory?

12 A. The west side there, sir.

13 Q. Would that be the west-side dormitory on the
14 second floor?

15 A. Yes, sir, it would be.

16 Q. Based upon the layout that you have in front of
17 you, would that be the dormitory closest in proximity to the
18 library on this chart?

19 A. If that library is a house, a separate housing
20 building, then it would be. I remember a rec room with pool
21 tables and -- maybe they call it the library, but there was
22 seating areas and things in a separate hacienda or house that
23 was separate. They are marking it library, but I remember
24 more so as a rec room.

25 Q. And do you remember that separate structure, the

1 use was as a utility recreation room?

2 A. Right. Correct.

3 Q. And you were in the dormitory closest to that
4 building that was detached from the rest of the seminary?

5 A. That is correct.

6 Q. And you described earlier that the first instance
7 of abuse occurred in the medical office.

8 A. Correct.

9 Q. Can you describe for me if that office is
10 reflected in the layout that is in front of you?

11 A. I don't recall. I see one marked infirmary, but
12 I don't know if that is it or not.

13 Q. And absent looking at this particular layout in
14 front of you, do you have an independent recollection of where
15 that infirmary was located?

16 A. I do not.

17 Q. Or, excuse me, that medical office that you were
18 describing earlier was located? Absent looking at the chart,
19 Mr. [REDACTED]

20 A. No, sir, I do not.

21 Q. And does this chart at all refresh your
22 recollection as to where the medical office that you described
23 earlier would be located, or are you not sure?

24 A. I'm just not sure, sir.

25 Q. What about the office that you described that you

1 met Father Cimmarrusti at? Is that reflected on this chart?

2 A. I believe it's where this main floor is. I
3 believe it's this room, to the best of my recollection, right
4 to the left here as you come in.

5 Q. That would be on the main floor, based upon the
6 chart, on the south side of the building?

7 A. Correct, sir. Yes, sir.

8 Q. And it would be the first room basically right
9 under where the A is in the word "administration"?

10 A. Or the MI. Under that room where MIN is.

11 Q. Absent looking at the chart, do you have an
12 independent recollection of how far in that office was?

13 A. I do not.

14 Q. And based upon the layout that you have in front
15 of you, does any room on this chart reflect where you believe
16 you were abused by Father Cimmarrusti?

17 A. Not looking at this chart, sir.

18 Q. And I'm sorry. I should clarify that. In his
19 private quarters. In his private room as opposed to the
20 medical office.

21 A. No. Looking at this chart doesn't create any
22 recollection.

23 Q. Independent from the chart, Mr. [REDACTED], you
24 have a recollection that it was upstairs?

25 A. I did. To the best of my recollection, yes, sir.

1 Q. As opposed to being on the main floor?

2 A. Correct.

3 MR. MATIASIC: Why don't we take another five
4 minutes.

5 (Recess taken.)

6 Q. (By Mr. Matiasic) Mr. [REDACTED], just a few
7 follow-up questions with respect to the Board of Inquiry. I
8 believe I asked you whether you had ever talked to anyone
9 affiliated with the Board of Inquiry; is that correct?

10 A. Right. Correct.

11 Q. And you have not?

12 A. I received a pamphlet from them.

13 Q. My question was more specific. Have you ever
14 spoken with anyone affiliated with the Board of Inquiry?

15 A. Yes, I have.

16 Q. And who was that?

17 A. I don't recall.

18 Q. And when did you speak with someone affiliated
19 with the Board of Inquiry?

20 A. I think within the last three to five years, sir.

21 Q. Do you know with whom you spoke?

22 A. I do not, sir.

23 Q. How do you know that person was affiliated with
24 the Board of Inquiry?

25 A. Because I think they told me they were.

1 Q. Did they call you or did you call them?

2 A. I can't recall. I don't recall.

3 Q. Do you have an understanding of whether the
4 person you spoke with was affiliated with the Franciscan
5 Friars?

6 A. I didn't know if they were. I didn't realize at
7 that time that they were associated with the Franciscan
8 Friars.

9 Q. And do you remember the substance of the
10 conversation?

11 A. I do not, sir.

12 Q. And what's your best approximation as to when the
13 telephone conversation occurred?

14 MR. WATERS: I believe he already answered that
15 question. Approximately three to five years ago.

16 THE WITNESS: I believe three to five years ago, sir.

17 Q. (By Mr. Matiasic) So at the same time that you
18 testified when you received the pamphlet; is that right?

19 A. I believe so, yes, sir.

20 Q. Did the pamphlet come before the telephone
21 conversation?

22 A. Well, I can't recall that. I don't remember,
23 sir.

24 Q. You've testified that you don't recall the
25 specific substance of the conversation. Do you recall the

1 subject matter of the conversation?

2 A. I do not, sir.

3 Q. Mr. [REDACTED], how is it that you have a
4 recollection of a telephone conference with someone affiliated
5 with the Board of Inquiry?

6 MR. WATERS: Besides the fact that he testified that
7 he recalls receiving a telephone call approximately three to
8 five years ago?

9 MR. MATIASIC: I don't think he testified that he
10 recalls receiving a call as opposed to placing a call. He
11 said he couldn't recall.

12 MR. WATERS: Maybe I just don't understand the
13 question. Could you please read back the question,
14 Ms. Reporter?

15 (The record was read as follows:

16 Question: Mr. [REDACTED], how is it that
17 you have a recollection of a telephone
18 conference with someone affiliated with the
19 Board of Inquiry?)

20 THE WITNESS: I think because it seemed like it was
21 out of the ordinary that I would have this conversation with
22 someone on the Board of Inquiry and piqued my interest.

23 Q. (By Mr. Matiasic) But as you sit here, can you
24 recall any other details regarding the conversation?

25 A. I cannot, sir.

1 Q. And did Father Cimmarrusti ever threaten you in
2 any way?

3 A. He did, sir.

4 Q. And when did that occur?

5 A. Sometime during the sexual-abuse times. He
6 threatened me not to tell anyone about what he was doing to me
7 or that he would expel me from school, that if I told someone,
8 that who would believe me over him as a priest.

9 Q. Do you recall when he told you that?

10 A. I do not, sir. Just sometime during that
11 sexual-abuse period.

12 Q. Did he tell you that more than once?

13 A. Yes, sir, he did.

14 Q. Do you recall on how many occasions he told you
15 that?

16 A. More than once and less than 20.

17 Q. And when did he tell you relative to the abuse?
18 While the abuse was ongoing? Immediately after the abuse?
19 When he saw you in a hallway a week thereafter?

20 A. No. It was always -- not always. It was either
21 during or after the end of the abuse but not in the hallway or
22 anything.

23 Q. Mr. [REDACTED], as you sit here today, what
24 damages do you attribute to the abuse that you suffered by
25 Father Cimmarrusti?

1 A. The thing is I sit here today and look at my
2 life. I'm full of shame that I'm trying to work through,
3 trying to overcome my commitment in my relationships, to think
4 how I lost my faith. I'm no longer a member of the Catholic
5 church. I don't trust priests. I think of my loss, my
6 embarrassment, and my shame.

7 Q. Mr. [REDACTED], when you talk about shame, how
8 long have you experienced shame?

9 A. Probably from the first day that Cimmarrusti
10 abused me, shame and embarrassment there not knowing where to
11 turn to, and when I turned to another authority figure, a
12 priest or the rector, nothing was done.

13 Q. And at any time since you were abused, did
14 repress the memory of the abuse?

15 A. I'm not sure if I have or not.

16 Q. Well, the abuse ended the year you left the
17 seminary. You testified that was [REDACTED].

18 A. That's correct.

19 Q. The first time you told someone about the abuse
20 was what year?

21 A. It would have been Father Harris in December of
22 '66.

23 Q. Right. I'm sorry. Since you left St. Anthony's
24 seminary, when was the first time that you told someone of the
25 abuse?

1 A. Maybe three -- between three and five years ago.

2 Q. And the first person that you told of the abuse
3 since you left the seminary was who?

4 A. I don't recall. It was either [REDACTED] or [REDACTED]
5 [REDACTED].

6 Q. When did you retain an attorney for this case?

7 MR. WATERS: I'm going to object. The information
8 would violate the attorney-client relationship. Instruct the
9 witness not to answer.

10 MR. MATIASIC: With respect to when he retained one
11 as opposed to any communication he has had?

12 MR. WATERS: Yes. I believe the scope of the
13 attorney-client privilege also protects when he sought legal
14 counsel. So I will instruct him not to answer.

15 Q. (By Mr. Matiasic) When you talk about the
16 damages that you currently attribute to the abuse you
17 suffered, you talk about commitment in relationships. What do
18 you mean by that?

19 A. It seems that I have shame and I'm embarrassed
20 about this. And I look at my past actions and my commitments,
21 and I'm not able to keep relationships. I'm not able to keep
22 jobs. I jump from relationship to relationship because I
23 don't trust and I'm not open. I'm shameful even to this day
24 of my sexual performance, about my communications with a
25 partner.

1 And I want to revisit the incident in [REDACTED] I
2 was ashamed and embarrassed then. That wasn't sexual abuse, I
3 made that choice freely, but it seems to be a pattern in my
4 life to make poor choices and wrong choices, and that was
5 certainly one of them. I made that choice, but it wasn't
6 abuse, but I don't have a strong -- I have more of a fear of
7 leaving, and I would just leave.

8 Q. Mr. [REDACTED], are you currently seeing anyone?

9 A. I am, sir.

10 Q. And who are you currently seeing?

11 A. [REDACTED].

12 Q. How long have you been seeing [REDACTED] for?

13 A. For seven years.

14 Q. Have you had any sexual performance issues with
15 respect to [REDACTED]?

16 A. Yes, I have.

17 Q. And do you attribute those issues to the abuse
18 you suffered by Father Cimmarrusti?

19 A. I do.

20 Q. How so?

21 A. That I'm not able to make a loving commitment.
22 It always seems dirty. It doesn't seem loving. I'm not able
23 to ejaculate during sexual intercourse. I feel guilty after I
24 masturbate with her. I feel dirty and ashamed. I think I'm
25 not worthy and that I'm a failure with her and all my

1 relationships, and I'm unable to share that intimately and to
2 trust her love and support.

3 Q. Have you ever sexually abused someone yourself,
4 Mr. [REDACTED]?

5 A. No, sir, I have not.

6 Q. Other than the commitment in relationships issue
7 that you identified, the loss of faith, the fact that you
8 don't trust priests, the shame, the sexual performance issues,
9 any other damages you attribute to the abuse?

10 MR. WATERS: I believe he also testified to sexual
11 confusion from the [REDACTED]

12 THE WITNESS: And I went through a period of
13 substance abuse.

14 Q. (By Mr. Matiasic) When did that occur?

15 A. In the past. I want to say maybe in the '80s.

16 Q. And what type of substance-abuse problems did you
17 have?

18 A. It would be cocaine and alcohol.

19 Q. And for how long a period of time did you have
20 substance abuse issues with alcohol?

21 A. Maybe two to five years.

22 Q. And how often did you consume alcohol? Well,
23 what was the nature of your substance abuse issues with
24 respect to alcohol?

25 A. It would be drinking. I'm sorry. Hard liquor.

1 Q. What I'm saying "nature," I mean the fact that
2 you were drinking in general? Were you drinking excessively?
3 What was the nature of your abuse of that substance?

4 MR. WATERS: Do you want him to describe his alcohol
5 intake during that period of time?

6 MR. MATIASIC: I don't know that he is necessarily
7 identifying the substance abuse problem as intake. That's why
8 I'm trying to identify the nature of the substance-abuse
9 problem was with alcohol.

10 THE WITNESS: I think I drank every day and some days
11 more than others. Some days I had to drink to go to sleep.

12 Q. (By Mr. Matiasic) Over the course of this two to
13 five years, what's your best estimate of how often you drank
14 per month?

15 A. Oh, 30 days. Daily during a month.

16 Q. Did you ever seek treatment for your
17 substance-abuse issues with alcohol?

18 A. No, sir.

19 Q. What about with cocaine? What was the duration
20 of your abuse of that substance?

21 A. Probably the same time period, two to three
22 years.

23 Q. Was your abuse of cocaine concurrent with your
24 abuse of alcohol?

25 A. Yes, sir.

1 Q. On average, how often would you use cocaine?

2 A. Maybe three, five times a week.

3 Q. Now, was this for the duration of that period or
4 was the used more sporadic?

5 A. No. It was used during that three to five
6 years -- two to three. In that period.

7 Q. Right. But what I'm saying is the five times a
8 week that you estimated, was that consistently? Or were there
9 some weeks you would use it five times a week and then other
10 times you wouldn't?

11 MR. WATERS: Object. That misstates his testimony.
12 He testified that he would estimate it three to five times a
13 week.

14 THE WITNESS: And I don't recall, sir.

15 Q. (By Mr. Matiasic) Did you ever seek treatment
16 for your cocaine abuse?

17 A. No, sir.

18 Q. Do you currently use cocaine?

19 A. No, sir, I don't.

20 Q. What stopped you from using cocaine?

21 A. Ran out of money.

22 Q. When was the last time you used cocaine?

23 A. It must have been back in the '80s.

24 Q. Did you say late '80s?

25 A. In the '80s there. I'm not sure when.

1 Q. When was the last time you consumed alcohol?

2 MR. WATERS: Object to that it lacks foundation. But
3 if you have stopped consuming alcohol and you can remember the
4 last date --

5 THE WITNESS: I don't remember, sir.

6 Q. (By Mr. Matiasic) Have you consumed alcohol
7 within the last month?

8 A. No, I have not, sir.

9 Q. Have you consumed alcohol within the last year?

10 A. Yes, sir, I have.

11 Q. When is the last time that you can recall that
12 you abused alcohol?

13 A. To the best my recollection, back in the '80s.

14 Q. And what was the reason why you stopped abusing
15 alcohol?

16 A. I'm not sure. I can't pinpoint.

17 Q. Any other damages that you attribute to the abuse
18 as you sit here today?

19 A. Not that I can think of at this time, sir.

20 Q. Are you currently under the care of any
21 mental-health practitioner?

22 A. No, sir, I am not.

23 Q. Do you still see Mr. [REDACTED]?

24 A. No, sir, I do not.

25 Q. When was the last time you saw Mr. [REDACTED]?

1 A. I believe it would be three or four years ago.

2 Q. How long did you see Mr. [REDACTED] for?

3 A. I believe for between six and nine months.

4 Q. Did Mr. [REDACTED] make any recommendations during
5 the time that you treated with him?

6 A. Just to be kinder to myself and to love myself
7 and know that I'm of personal worth and value and don't be
8 captive to my past.

9 Q. Did he ever indicate that you should seek future
10 treatment?

11 A. He did not, sir.

12 MR. MATIASIC: Can we take a minute?

13 (Recess taken.)

14 Q. (By Mr. Matiasic) Mr. [REDACTED], I believe
15 earlier you testified that you were unaware of whether any
16 other classmates were sexually abused by Father Cimmarrusti;
17 is that right?

18 A. Yes, sir.

19 Q. Are you aware of whether any other seminarians
20 were abused by Father Cimmarrusti?

21 A. I am not, sir.

22 Q. Are you aware of any allegations that Father
23 Cimmarrusti abused other students at the seminary?

24 MR. WATERS: Absent from what you would have heard
25 from any attorney whom you have retained in this action, go

1 ahead and answer.

2 THE WITNESS: Only what I learned from my attorney.

3 Q. (By Mr. Matiasic) So you have no other
4 independent basis or knowledge of other sexual-abuse
5 allegations involving Father Cimmarrusti?

6 A. Correct. Yes, sir.

7 Q. And that includes having read about any other
8 allegations involving sexual abuse by Father Cimmarrusti?

9 A. Yes, sir.

10 MR. WATERS: I believe he testified earlier today
11 that he read three articles, but I don't know the subjects of
12 those articles. I don't know if Cimmarrusti's name was
13 mentioned in the articles.

14 MR. MATIASIC: That is specifically what I'm asking.

15 THE WITNESS: I don't recall, sir.

16 Q. (By Mr. Matiasic) Are you aware of any
17 allegations of sexual abuse against any other friars other
18 than Father Cimmarrusti other than anything you have learned
19 from your attorneys?

20 A. Only on the general sex scandal in the church,
21 sir.

22 Q. And what do you mean by "the general sex scandal
23 in the church"?

24 A. Oh, that there are priests out there that are
25 sexual molesters.

1 Q. My question is more limited. Do you have any
2 specific knowledge that any other Franciscan Friars abused
3 other individuals at St. Anthony's?

4 A. Not that I haven't learned through my attorneys,
5 sir.

6 MR. MATIASIC: Go ahead.

7 MR. WATERS: He has no more questions. So do you
8 want to clear something up?

9 THE WITNESS: Oh, yes. Right. You had asked me
10 earlier -- I'm sorry -- regarding mental health. The one was
11 Mr. [REDACTED] But I was on -- my general practitioner
12 prescribed Prozac and Zoloft for depression. Zoloft for
13 depression and stress.

14 Q. (By Mr. Matiasic) And what is the name of your
15 general practitioner?

16 A. Right now it is currently [REDACTED],
17 [REDACTED]. And before then it was [REDACTED].

18 Q. Could you spell that last name?

19 A. [REDACTED], I believe.

20 Q. And where is Dr. [REDACTED] located?

21 A. In [REDACTED].

22 Q. Could you spell that?

23 A. Yes, sir. [REDACTED] N.

24 Q. Is he with any medical group?

25 A. He is, sir. And I'm not sure of the name of it.

1 As I recall it might be [REDACTED].

2 Q. Did you say [REDACTED]?

3 A. [REDACTED].

4 Q. [REDACTED]. And what about Dr. [REDACTED]; where is he
5 located?

6 A. He is located in [REDACTED]
7 [REDACTED].

8 Q. And are you currently taking any medications
9 prescribed by your doctor?

10 A. Yes, sir, I am.

11 Q. What medications are you currently taking?

12 A. I'm currently taking a generic form of Prozac,
13 fluoxetine, I believe.

14 Q. When was the last time you took a generic form of
15 Prozac?

16 A. It would have been this morning, sir.

17 Q. Do you have any reason to believe that that
18 medication has affected your testimony today?

19 A. No reason at all, sir.

20 Q. Are you on any other medications?

21 A. Yes, sir, I am.

22 Q. What other medications are you on?

23 A. [REDACTED]

24 Q. Is that with a [REDACTED]

25 A. [REDACTED]

1 Q. What type of medication is that?

2 A. A [REDACTED].

3 Q. This is also prescribed by Dr. [REDACTED]?

4 A. Yes, sir.

5 Q. Any other medications?

6 A. [REDACTED]

7 Q. What type of medication is [REDACTED]

8 A. [REDACTED]

9 Q. Is that prescribed by Dr. [REDACTED]?

10 A. Yes, sir.

11 Q. How long have you had [REDACTED] if you know?

12 A. I believe between [REDACTED]

13 Q. Any other medications?

14 A. [REDACTED]

15 Q. What type of medication is that?

16 A. [REDACTED]

17 Q. Is [REDACTED] prescribed by Dr. [REDACTED]?

18 A. Yes, sir, it is.

19 Q. How long have you been taking [REDACTED]?

20 A. I believe [REDACTED] sir.

21 Q. Do you take [REDACTED]?

22 A. [REDACTED].

23 Q. What about [REDACTED]?

24 A. [REDACTED]

25 Q. And [REDACTED]?

1 A. [REDACTED]

2 Q. Do you have any reason to believe that either
3 [REDACTED] has affected your
4 testimony today?

5 A. Not at all, sir.

6 Q. Are you on any other medications?

7 A. [REDACTED]

8 Q. Any others?

9 A. A [REDACTED]

10 Q. Is that prescribed by a physician?

11 A. [REDACTED]

12 Q. How often do you take the [REDACTED]

13 [REDACTED]

14 A. [REDACTED]

15 Q. Do you take it associated with any [REDACTED]

16 [REDACTED]?

17 A. [REDACTED]

18 Q. Any reason to believe that the [REDACTED]

19 or the [REDACTED] affected your testimony here
20 today, sir?

21 A. None at all, sir.

22 Q. Are you on any other medications?

23 A. A [REDACTED]

24 Q. Is that prescribed by a physician?

25 A. [REDACTED]

1 Q. Any other medications?

2 A. A [REDACTED]

3 Q. Any others?

4 A. I believe there is [REDACTED]

5 [REDACTED], I believe.

6 Q. What type of medication is [REDACTED]?

7 A. I believe it's like a [REDACTED]

8 [REDACTED].

9 Q. Is that prescribed by a physician?

10 A. [REDACTED]

11 Q. Dr. [REDACTED]?

12 A. Yes, sir.

13 Q. Any reason to believe that [REDACTED] has affected
14 your testimony here today?

15 A. No, none at all, sir.

16 Q. Do you take that once daily?

17 A. Yes, sir.

18 Q. Any other medications?

19 A. I believe there is one more, but I'm not sure
20 what it's called, but it's a prescription.

21 Q. What do you take that medication for?

22 A. I think for [REDACTED]

23 Q. Do you take that daily?

24 A. [REDACTED]

25 Q. Do you have any reason to believe that that

1 medication affected your testimony here today?

2 A. None at all, sir.

3 Q. Do you have any more?

4 A. Not that I can recall, sir.

5 Q. And have you ever told any general practitioner
6 about the abuse you suffered by Father Cimmarrusti?

7 A. No, sir, I have not.

8 Q. When I say any general practitioner, I'm speaking
9 of while you were at the seminary to all the way when you are
10 sitting here today.

11 A. No, sir, I have not.

12 Q. Any other clarifications, Mr. [REDACTED]?

13 A. Not at this time, sir.

14 MR. MATIASIC: Counsel?

15 MR. WATERS: Nothing. No questions.

16 (Ending time: 4:58 p.m.)

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1 STATE OF _____)
2 COUNTY OF _____) SS.
3
4
5
6 I, the undersigned, declare under penalty of
7 perjury that I have read the foregoing transcript, and I
8 have made any corrections, additions or deletions that I
9 was desirous of making; that the foregoing is a true and
10 correct transcript of my testimony contained therein.
11 EXECUTED this ____ day of _____, 200
12 _____, _____.
13 (City) (State)
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21 _____
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25

REPORTER'S CERTIFICATE

I, HEATHER A. SUMMERS, CSR No. 92-0246, Certified
Shorthand Reporter, certify;

That the foregoing proceedings were taken before me
at the time and place therein set forth, at which time the
witness was put under oath by me;

That the testimony of the witness and all objections
made at the time of the examination were recorded
stenographically by me and were thereafter transcribed;

That the foregoing is a true and correct transcript
of my shorthand notes so taken.

I further certify that I am not a relative or
employee of any attorney or of any of the parties, nor
financially interested in the action.

I declare under penalty of perjury under the laws of
California that the foregoing is true and correct.

Dated this 19th day of February, 2005.



Heather A. Summers
HEATHER A. SUMMERS, C.S.R. No. 92-0246

