

May 19th

Liandra  
Therese

A priest involved  
in inappropriate sexual  
contact

A disclosure of what happened  
Fr. David Johnson

10 year old boy  
speaks in more fluid, articulate  
can't say

Allegation  
Loving - incredibly demonstrate  
a couple of situations

10 years old at ch  
put hands down pants  
on back side

(2) Pulls at cable  
Pressing against him

on stop - David placed hand  
in crotch area

Must fit

Let 8 keep away  
off case -  
moving slowly

Need joint interview

1/1 to name interview  
col presented

Det. will talk to David -

Det. O'Keefe

Code 625 -

2457

Perhaps Grooming behavior  
(before young further)



~~Handwritten~~ post

Really don't say much - just believe what you hear

No Reservations are assigned

at receipt of your letter and have  
written my husband in view of my  
unlucky misadventure to two other  
persons.

It is to be noted that the above is a general statement and does not mean that the above is the only way to proceed.

not use of monetary - watching money

Went to Victoria 26. Jan. 1892. Arrived 27. Jan. 1892. Stayed at the Victoria Hotel. 28. Jan. 1892. Left Victoria for Seattle. 29. Jan. 1892. Arrived Seattle. 30. Jan. 1892. Stayed at the Hotel. 31. Jan. 1892. Left Seattle for Portland. 1. Feb. 1892. Arrived Portland. 2. Feb. 1892. Stayed at the Hotel. 3. Feb. 1892. Left Portland for Salem. 4. Feb. 1892. Arrived Salem. 5. Feb. 1892. Stayed at the Hotel. 6. Feb. 1892. Left Salem for Astoria. 7. Feb. 1892. Arrived Astoria. 8. Feb. 1892. Stayed at the Hotel. 9. Feb. 1892. Left Astoria for Clatsop. 10. Feb. 1892. Arrived Clatsop. 11. Feb. 1892. Stayed at the Hotel. 12. Feb. 1892. Left Clatsop for Tillamook. 13. Feb. 1892. Arrived Tillamook. 14. Feb. 1892. Stayed at the Hotel. 15. Feb. 1892. Left Tillamook for Multnomah. 16. Feb. 1892. Arrived Multnomah. 17. Feb. 1892. Stayed at the Hotel. 18. Feb. 1892. Left Multnomah for Washington. 19. Feb. 1892. Arrived Washington. 20. Feb. 1892. Stayed at the Hotel. 21. Feb. 1892. Left Washington for Olympia. 22. Feb. 1892. Arrived Olympia. 23. Feb. 1892. Stayed at the Hotel. 24. Feb. 1892. Left Olympia for Tacoma. 25. Feb. 1892. Arrived Tacoma. 26. Feb. 1892. Stayed at the Hotel. 27. Feb. 1892. Left Tacoma for Seattle. 28. Feb. 1892. Arrived Seattle. 29. Feb. 1892. Stayed at the Hotel. 30. Feb. 1892. Left Seattle for Portland. 1. Mar. 1892. Arrived Portland. 2. Mar. 1892. Stayed at the Hotel. 3. Mar. 1892. Left Portland for Salem. 4. Mar. 1892. Arrived Salem. 5. Mar. 1892. Stayed at the Hotel. 6. Mar. 1892. Left Salem for Astoria. 7. Mar. 1892. Arrived Astoria. 8. Mar. 1892. Stayed at the Hotel. 9. Mar. 1892. Left Astoria for Clatsop. 10. Mar. 1892. Arrived Clatsop. 11. Mar. 1892. Stayed at the Hotel. 12. Mar. 1892. Left Clatsop for Tillamook. 13. Mar. 1892. Arrived Tillamook. 14. Mar. 1892. Stayed at the Hotel. 15. Mar. 1892. Left Tillamook for Multnomah. 16. Mar. 1892. Arrived Multnomah. 17. Mar. 1892. Stayed at the Hotel. 18. Mar. 1892. Left Multnomah for Washington. 19. Mar. 1892. Arrived Washington. 20. Mar. 1892. Stayed at the Hotel. 21. Mar. 1892. Left Washington for Olympia. 22. Mar. 1892. Arrived Olympia. 23. Mar. 1892. Stayed at the Hotel. 24. Mar. 1892. Left Olympia for Tacoma. 25. Mar. 1892. Arrived Tacoma. 26. Mar. 1892. Stayed at the Hotel. 27. Mar. 1892. Left Tacoma for Seattle. 28. Mar. 1892. Arrived Seattle. 29. Mar. 1892. Stayed at the Hotel. 30. Mar. 1892. Left Seattle for Portland. 31. Mar. 1892. Arrived Portland.

15044

1. ~~unsubscribed~~ had 500  
 2. ~~unsubscribed~~ had 500  
 3. ~~unsubscribed~~ had 500

Really impressed

Really impressed -  
- and ~~excited~~ happy and ~~excited~~ <sup>glad</sup> to go

Unrestricted Carrying

Says this is way ~~that could be made~~

Case 4. Cloudy day of low & case -

very honest

uninhibited chgs - seems not to be afraid

Emotional age lower = adolescence  
- appears as if he is not really

Need for intimacy & affection  
does he need one to communicate?  
Reaches out to others to be understood  
understands him

desires to be close & comm-  
- cannot seem to  
- avoid what he needs

Personality - Sp. Dir.  
need to continue Sp. Dir.

need to be close & comm- needs you

masculine - Some of most dramatic

Chgs - much of his power

of willing & little is joy & cheer

Verbal knife - if to admit

Does it for truth not to defeat

Potential - in his heart

is in self going  
- not to be afraid

David Johnson

1. David's history is complex involving some allegation in Seattle which were never proven but which led to his movement to Jemez Springs, New Mexico, for treatment when Louie Vitale was provincial. After that he returned to the province and received an assignment at Three Rivers. The restrictions which I placed upon him are narrated in letter of August 29, 1988. I wrote him again on November 20, 1992, after the situation at SAS began to develop. His name did surface before the Board of Inquiry. When the report was to be made public I wrote him November 21, 1993. He has remained at Three Rivers, lived under the restrictions imposed, received extensive therapy demanded by the province, and made considerable progress since that time.

2. Several evaluations have been conducted and the advice of the professionals has been followed. David wonders how long this period of his life will go on; he understands he may never again work with minors nor engage in ministry of that kind. He has, however, made significant progress. The therapeutic requirements have been followed; some of the therapy requirements have dropped off, and I have encouraged him to complete the IRT guidelines just to bring some closure to the process. He is still debating this. Could he receive faculties elsewhere? I would assess this as still problematic, even if he was to finish the requirements of the IRT. His present disposition at Three Rivers is working.

3. Before any further disposition can be made: a thorough review of his history needs to be made and some discriminatory judgments developed. Consultation should occur with previous provincials, professionals, and David himself.

# FRANCISCAN FRIARS PROVINCE OF SAINT BARBARA

August 29, 1988

Dear Sean

Peace and good. Thanks so much for agreeing to go to Three Rivers. I know that with yourself, Rob, David, and Arturo there, the retreat ministry will be well taken care of. I'm glad that everything is working out so well.

As you know, the definitorium has decided to assign David Johnson to the retreat house, and with this letter I would like to give you official notification of his appointment. We have requested faculties from the Bishop of Fresno, and after some negotiations, he has agreed to grant them to David.

I would like to note that David comes to Three Rivers with certain conditions. The placement occurs with the following requirements:

1. He must see a qualified spiritual director regularly;
2. He must continue in individual therapy regularly and participate in a support group;
3. He must maintain some contact with the directors at Jemez Springs, as his aftercare program there cares to specify;
4. He must not involve himself with youth ministry, work, and must avoid ordinary social contact (i.e. be exceptionally cautious) with young adults or minors;
5. He must discuss his progress on a regular basis with a representative of the province (probably either Loren Blessing or myself) and with selected members of the local community.

David has selected yourself and Rob Young as his contact friars at Three Rivers. As the local minister, you receive responsibility for all of the friars, but I am requesting that you make particular effort in the case of David, both for his sake and that of the Province. Either myself or Loren will be speaking with yourself, David, and Rob, to clarify any questions which you might have.

Thanks very much for your help.

Faternally,

cc. Rob Young

David Johnson

OFM JOHN 1

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# Province of St. Barbara

FRANCISCAN FRIARS

1500 34th Avenue Oakland California 94601 (510)536-3722 Fax (510)536-3970

David Johnson, OFM  
St. Anthony's Retreat  
Three Rivers  
California 93271

November 20, 1992

Dear David

Peace and good. I want to thank you very much for our honest discussion at Michael Shaffer's office on October 29th. I am very grateful for the progress we have made in speaking with each other and the good assessment by Shaffer.

At that meeting we spoke of the situation which has developed in Santa Barbara and the difficulties that presents for the province and for yourself. Because of that situation and because of the new information which has been disclosed to me, I have asked the advice of the definitorium and we have decided to take the following steps, which I ask you to observe under obedience:

(1) You may engage in public ministry at the retreat center only and you may supply for masses at the local community church. You are to engage in no other pastoral responsibilities or activities. You may not engage in the local parish beyond the supply of masses, and confessions, including preaching.

(2) As per the recommendation of Michael Shaffer, you are indefinitely excluded from ministry to minors and/or social involvement with minors. This includes youth ministry, school settings, youth work within the parish or retreat, CDD, youth retreats, and also personal friendships or interaction, either at or away from the ministerial setting.

(3) We ask you to refrain from all social contact with families with minors.

(4) Sean Carr will continue to serve as your local supervisor, as has been done in the past; continue with your spiritual director, psychotherapist, and see Michael Shaffer at least every two months.

These restrictions, I believe, simply reiterate and make perhaps clearer, those which have been in place for some time now, and which were the condition of your assignment in Fresno Diocese.

I know you understand the context in which this is given, and it is my hope that by making these restrictions at this point we will

OFM JOHN 1

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continue to build the firm foundation for future ministry. I have a great desire to protect your own good name and to cherish and promote the progress which is so obvious.

Thank you very much.

Fraternally,

[REDACTED]

[REDACTED]

Provincial Minister

cc. Bishop John Steinbok, [REDACTED], Sean Carr, [REDACTED]



# Province of St. Barbara

FRANCISCAN FRIARS

1500 34th Avenue Oakland California 94601 (510)536-3722 Fax (510)536-3970

July 22, 1993

To: David Johnson

From: [REDACTED]

Program which is needed for aftercare:

- 1) Sponsor: contact [REDACTED] and ask him to do it.
- 2) contact Dr. King: he should have
  - report from Fran Ferder
  - contact with Timothy Smith 206-284-3125
- 3) develop in concert with Dr. King a program involving the following:
  - a. individual therapy, with specialist in sexual abuse issues and sexual deviancy issues
  - b. program with group component
- 4) regular spiritual director
- 5) monitoring: needs to be set up after above taken care of;
- 6) continuation in ministry with following restrictions:
  - sacramental work only (exclusive of counselling, catechetics, etc...)
  - follow restrictions outlined by Dr. Schafer in his last report
  - no contact with minors; no contact with families (family contact may change after discussion with therapist and provincial minister, provided family members know of situation)

OFM JOHN 1

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# Province of St. Barbara

FRANCISCAN FRIARS

1500 34th Avenue Oakland California 94601 (510)536-3722 Fax (510)536-3970

David Johnson, OFM  
St. Anthony's Retreat Center  
Box 249  
Three Rivers, California 93271

November 21, 1993

Dear David

Peace. It was good to see you at Antonine's funeral; I'm glad you were able to come down for it. Thanks also for the conversation. With this letter, I would simply like to formalize what I told you at that time.

The Board of Inquiry will be issuing two reports: an Internal Administrative Report to me which contains all the pertinent information and details of the allegations; a public report which will be presented to the public (whoever comes) on Monday evening, November 29th, at the Goleta Valley Community Center in Santa Barbara. The public report is about eighty pages long, and it does contain a section listing the number of friars reported (12), the number of victims (35), and a description of the behavior involved. No names are used.

There is also a series of five composite portraits (sort of like case studies) of the types of abuse that occurred. This is followed by a description of the impact of the actions on the victims. There is a brief description of the actions the fraternity and the provincial minister have taken with respect to the friars reported. This is generic and I do not think anyone will be able to identify the individual friars from what has been said. With respect to yourself, the text reads, "One friar, who according to the evaluation is sufficiently and positively along in treatment, is engaged in some ministry with no contact with minors, continued therapy, offender-specific group work, and monitoring."

The report concludes with some recommendations to the fraternity, the laity, and the administration. Overall, it is a very good document, but parts of the text are very difficult to read, very explicit and jarring. Many of us have worked long and hard to get it in this shape and to protect as much as possible the good name of the fraternity and the identity and dignity of the friars involved. Given the circumstances, we have done the best we could.

I know that the press will be present when the report is released; this event will probably be covered on local tv, the newspaper, possibly the LA Times, and the National Catholic Reporter. We have

OFM JOHN 1


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little control over what will be reported. It is my hope that they will indicate how well the friars have responded: the fraternity in helping the victims and friars, the composition and establishment of the Board, the willingness to be honest about this problem in our midst, the adoption of a continuing mechanism for addressing this problem, the cooperation of the friars who have been reported. But I do not know that these positive notes will be reported in the press.

I truly feel for your situation and appreciate so very much your cooperation. It has been a long journey, but think of the progress and the good that you are now doing. At least that is what I think of; it is a good example for all of us. In closing, I would like to ask once again that you continue to maintain the restrictions which have been placed upon you, and also that under no circumstances may you conduct any ministry within the confines of Santa Barbara County, until notified otherwise. It is important for the well being of the fraternity that all of these restrictions be adhered to rigorously. They are imposed under the vow of obedience.

God bless you, David. Please be assured of my prayers and support. I thank you for your's.

Fraternally

  
Provincial Minister

# FRANCISCAN FRIARS PROVINCE of SAINT BARBARA

copy

August 29, 1988

Dear Sean

Peace and good. Thanks so much for agreeing to go to Three Rivers. I know that with yourself, Rob, David, and Arturo there, the retreat ministry will be well taken care of. I'm glad that everything is working out so well.

As you know, the definitorium has decided to assign David Johnson to the retreat house, and with this letter I would like to give you official notification of his appointment. We have requested faculties from the Bishop of Fresno, and after some negotiations, he has agreed to grant them to David.

I would like to note that David comes to Three Rivers with certain conditions. The placement occurs with the following requirements:

1. He must see a qualified spiritual director regularly;
2. He must continue in individual therapy regularly and participate in a support group;
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4. He must not involve himself with youth ministry, work, and must avoid ordinary social contact (i.e. be exceptionally cautious) with young adults or minors;
5. He must discuss his progress on a regular basis with a representative of the province (probably either Loren Blessing or myself) and with selected members of the local community.

David has selected yourself and Rob Young as his contact friars at Three Rivers. As the local minister, you receive responsibility for all of the friars, but I am requesting that you make particular effort in the case of David, both for his sake and that of the Province. Either myself or [redacted] will be speaking with yourself, David, and Rob, to clarify any questions which you might have.

Thanks very much for your help.

Fraternally,

[redacted]  
cc. Rob Young

[redacted]  
David Johnson

OFM JOHN 1

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# Province of St. Barbara

FRANCISCAN FRIARS

1500 34th Avenue Oakland California 94601 (510)536-3722 Fax (510)536-3970

Bishop John Steinbok  
Bishop of Fresno  
1550 N. Fresno St.  
Fresno, California 93717

November 20, 1992

Dear Bishop Steinbok

Peace and good.

Enclosed please find a letter which I have written to Fr. David Johnson, a priest stationed at St. Anthony Retreat, Three Rivers, and a member of our province of Saint Barbara.

The restrictions indicated reiterate those which were made when we first placed David Johnson with Bishop Madera's permission at the retreat center. Only very recently, I have been made aware of one incident of misconduct with a minor by David Johnson; this occurred approximately eleven years ago.

Our decision at this time, reiterating that of several years ago, is prudential and is based on an assessment given by the psychologist, David's own progress, no known history of any other instances. It could be that this will change; in which case every further action will be taken. Should you wish us to reconsider this action and take the step of removing David from all ministry, I will be glad to speak with you and follow your advice and request. We want to be as cooperative as possible.

Sincerely in Christ

Provincial Minister

OFM JOHN 1

0140

**CONFIDENTIAL**

DAVID JOHNSON

August, 1988

██████████ reported on his meeting with David's therapist from New Mexico. There seems to be some ambiguity about what David can and cannot do. The reports don't seem to match up. Joe has asked for a clarification from the Director of the facility in New Mexico.

The treatment evaluation was that he is presently a low risk. His own present state is that he wants to get along with his life and he has his own anguish because this is not happening.

There are two considerations that need to be taken into account:

his work/direction: getting along with his life

his need of a supportive community

He is willing to go to Three Rivers and the Provincial will work out the details of what he can and cannot do there.

OFM JOHN 1

0141



Bates Nos. 142-143 were removed by the Plaintiffs at the request of the Franciscans.

ANDREWS, ANDREWS, JONES, DEAL, THOMAS & HANSEN

ATTORNEYS AT LAW

SHAW FRUIT PLAZA BUSINESS CENTER

5088 NORTH FRUIT AVENUE, SUITE 101

FRESNO, CALIFORNIA 93711-3061

TELEPHONE (209) 229-5000

TELECOPIER (209) 229-0570

CHESTER R. ANDREWS

RICHARD D. ANDREWS (1932-1987)

FRANKLIN P. JONES

LEONARD E. DEAL

WM. LANIER THOMAS

STEPHEN A. HANSEN

ROBERT H. SCRIBNER  
A PROFESSIONAL CORPORATION  
OF COUNSEL

February 7, 1989

Franciscan Friars  
Province of Santa Barbara  
Attn: Rev. Melvin Jurisich, OFM  
1500 34th Avenue  
Oakland, California 94601

Re: The Roman Catholic Bishop of Fresno -  
The Franciscan Friars of California

Dear Father Jurisich:

This firm represents The Roman Catholic Bishop of Fresno in connection with the above-entitled matter.

With respect to the individual in question, the Diocese of Fresno requests that The Franciscan Friars give the Diocese of Fresno a formal indemnity in addition to the indemnity contained in [REDACTED] August 27, 1988 letter to Bishop Joseph J. Madera, Bishop of Fresno. I have enclosed the original and one copy of an October 7, 1988 Indemnity Agreement, the original of which has been signed by Bishop Madera. Please have The Franciscan Friars of California execute the original of the enclosed Indemnity Agreement by having the appropriate officers of the religious corporation sign the Agreement where indicated at page 2, and return it to me. You may retain the copy for your file.

Please contact me if you have any questions. Thank you.

Cordially,



Franklin P. Jones

ANDREWS, ANDREWS, JONES, DEAL, THOMAS & HANSEN

FPJ:sb

Enclosures

cc: The Most Rev. Joseph J. Madera, M.Sp.S., D.D. (w. enc.)  
Rev. Msgr. J. Wayne Hayes, Vicar General (w. enc.)  
Rev. Msgr. Joseph Pacheco, V.F. (w. enc.)

OFM JOHN 1


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Bates Nos. 145-148 were removed by the Plaintiffs at the request of the Franciscans.

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The  
National  
Organization  
For



Continuing Education  
of Roman Catholic Clergy<sup>INC.</sup>

RESOURCE  
— for continuing  
formation of clergy —

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VOL. 13 - SUMMER - 1985

# DEVELOPING RELATIONSHIPS IN THE LIFE OF THE PRIEST

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National Office:

NOCERCC

5401 South Cornell Ave., Chicago, IL 60615 . . . 312-752-8849

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OFM JOHN 1

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## CALIFORNIA

### 5 Consultation to Religious Personnel

#### Theological Approach:

Our theological approach is incarnational, holistic; we see the human person as an embodied psyche and spirit. Hence, we deal most of the time with the psychospiritual health and growth of our clients along with the obstacles that stand in their way. We very strongly believe in the paschal mystery and assist our clients in recognizing that often it is by admitting weakness and defeat that we are truly open to and ready for psychological and spiritual liberation and growth.

#### Fee Schedule:

Norm: \$65.00 per fifty-minute hour.  
Sliding fee scale. No one is refused for want of money.

\* \* \* \* \*

6 MICHAEL H. SHAFFER, L.C.W.S., M.F.C.C.  
5611 Hillisdale  
Visalia, CA 93291

(209) 625-2988

#### Areas Addressed:

I address all three of the areas highlighted in your instruction sheet - the psycho/sexual integration, intimacy/celibacy, and the interpersonal dynamics of religious-to-religious relationships. My focus is primarily on the hurt, guilt, stress, competition, jealousy and ambition areas, with a strong focus on the affirmation, support, friendship areas. I do not heavily deal with the relationship to spiritual life and I exclude alcohol and drug issues.

#### Description of Group Offerings:

I have run for three years a priest support group which meets on a monthly basis for one 24-hour period, beginning on Sunday night, ending Monday night. The primary style and method is a combination of recreation and prayer. I then do a didactic instructional lecture-type presentation, followed by general group discussion and then break into a 1½ hour "group therapy" format which is fairly traditional in style and content. The focus of this support group is primarily in the areas of intimacy, sexuality, mutual relationship building and problem-solving in individual priests' lives.

In addition, I have given from one-hour keynote lectures to week-long workshops for all kinds of religious in the area of sexuality, celibacy, intimacy relationships and affirmation.

#### Description of Other Professional Services Available:

I see a large number of religious from the west coast in individual counseling/psychotherapy and have for years.

I similarly go into parishes or religious communities to consult and/or work with staff around staff relationship issues.

OFM JOHN 1

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## CALIFORNIA

### 6 Michael H. Shaffer (Cont'd.)

#### Staff:

I am in individual practice, however, on occasion include a female co-therapist.

#### Philosophy, Goals, Objectives of Center or Program Offering:

Primarily I am in individual practice and these areas of involvement with religious have been developed over the last decade. I in no way advertise myself but have been fairly consistently sought out to provide the above services.

#### Psychological Approach:

Fairly eclectic and traditional, rogerian in style.

#### Theological Approach:

Primary focus is on relational issues and developmental issues within people and I do not attempt to educate or communicate a personal theological approach, instead deal with the theology of the individual involved and how that theology either embellishes or inhibits personality.

#### Comments by NOCERCC members:

*"Excellent in the areas of concern."*

Sergio P. Negro, St. Paul Newman Center, 1572 E. Barstow, Fresno, CA 93710  
(209) 439-4641

\* \* \* \* \*

## CONNECTICUT

### 7 REV. MSGR. ANDREW CUSACK, Ph. D. Ministry for Clergy and Religious 238 Jewett Avenue Bridgeport, Connecticut 06897

Office -(203) 372-4301  
Residence -(203) 762-5156

#### Areas Addresses:

1. Affirmation and forgiveness skills
2. Human Sexuality and Celibacy
3. Stress
4. Friendship
5. A Psychtheology of Spiritual Formation

#### Description of Group Offerings:

- a) Style: Conferences, retreats, workshops
- b) Length: Overnight, one day; four day retreats
- c) Format: Lectures - group response and/or interaction
- d) Location: On the road

OFM JOHN 1

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[REDACTED]

Jan 21, 1989

Dear [REDACTED]

Enclosed is a Typed draft of an agreement I worked out with David Johnson & Michael Sheffer, the Therapist in Visalia, before Christmas. (I believe we met Dec 16, 11:00 AM.)

I will be meeting with David and Mike Sheffer in mid-February.

If you have any concerns or ideas, I will be glad to hear them.

Enclosed also is a copy of Mike Sheffer's Professional Resume.

See you in Phoenix  
Take care

P.S. thank you for all of the work you do.

[REDACTED]

OFM JOHN 1  
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# FRANCISCAN FRIARS PROVINCE OF SAINT BARBARA

August 29, 1988

Dear Sean

Peace and good. Thanks so much for agreeing to go to Three Rivers. I know that with yourself, Rob, David, and Arturo there, the retreat ministry will be well taken care of. I'm glad that everything is working out so well.

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5. He must discuss his progress on a regular basis with a representative of the province (probably either Loren Blessing or myself) and with selected members of the local community.

David has selected yourself and Rob Young as his contact friars at Three Rivers. As the local minister, you receive responsibility for all of the friars, but I am requesting that you make particular effort in the case of David, both for his sake and that of the Province. Either myself or Loren will be speaking with yourself, David, and Rob, to clarify any questions which you might have.

Thanks very much for your help.

Fraternally,

cc. Rob Young

David Johnson

OFM JOHN 1

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REDACTED

REDACTED

Provincial Office  
1500 34th Ave  
Oakland, CA 94601

ofm

ofm

Wellness Committee  
RE: David Johnson

August 14, 1991

REDACTED

Dear

On Wednesday, July 17. Mike Shaffer, Sean Carr, David Johnson, and I at 1:30 for our quarterly meeting in Mike Shaffer's office in Visalia.

Enclosed, please find the following materials:

- 1) My cover letter (beginning on this page)
- 2) Your initial directives, mailed 8-29-88
- 3) Sean Carr's reflections
- 4) David Johnson's reflections
- 5) Mike Shaffer's report.

REDACTED

Please note the following:

A) On Saturday, June 29, about 8:30 pm, (before the July 17th meeting), David and I talked on the phone. David indicated that it has been about two and a half years since he started therapy with Mike Shaffer. David indicated that his relationship with Mike Shaffer seems stressed. David is hearing from Mike that he would like to see David's previous files if he is to continue therapy with David. David feels there is no real therapy going on right now. David feels he has given it a "good shot," but it is difficult to enter into therapy again with Mike. Mostly, right now he is reporting to Mike what he has been doing since the previous appointment. David suggested that I could call Mike Shaffer and talk to him.

David wondered about possible options:

- 1) Could someone else in the area serve as therapist?
- 2) David sees another therapist for his own personal issues. Could his work with this therapist be sufficient?
- 3) Would it be sufficient to meet with Sean and Myself?
- 4) Are there other options?

B) On Monday, July 1, 1991, about 7:10 pm (before the July 17th meeting), I talked to Mike Shaffer on the phone. Mike states his ideas clearly in his own written report, which was presented in our July 17th meeting and then mailed to me later in its final

REDACTED

REDACTED

form. Please refer to this written report which is enclosed in this packet.

C) During the meeting with Mike Shaffer, Sean Carr, David Johnson, and on July 17, 1991, the following points were agreed upon:

1) January of 92 still stands as the date of reevaluation. That is, no new program would begin before that time. Michael Shaffer and David Johnson will continue to meet on a regular basis.

2) Our next meeting will be August 29, from 1:00 to 3:00. During this meeting the group will collect its ideas and prepare an agenda for a later meeting with the Provincial of the St. Barbara Province. REDACTED

3) The group will ask to attend such a meeting sometime after the August 29 meeting. This later meeting will take place at the convenience of all parties (perhaps late September or early October). This meeting will define clear directives for the future.

D) From my perspective the five areas of original directives (also enclosed in this packet) have been followed except participating in a therapy group. A suitable therapy group has not been found in the greater area in which David lives.

E) During the July 17th meeting, I suggested that if the therapy program with Mike Shaffer is discontinued, the following program might be initiated: Once a week David would drive to Oakland, have an hour of individual therapy with Eugene Merlin, MFCC, and then engage in a late afternoon or early evening therapy group.

Respectfully,

cc. Mike Shaffer, LCSW, MFCC  
David Johnson  
Sean Carr

FRANCISCANS  
SAINT ANTHONY RETREAT

P O BOX 248  
THREE RIVERS, CALIFORNIA 93271

REPORT FOR JULY 17, 1991

Since our last meeting I would like to report that as far as  
I have observed David Johnson has:

1. Visited his Spiritual Director regularly
2. Has been involved in individual therapy
3. Maintained contact with the Directors at Jemez Springs
4. Has not involved himself with Youth Ministry Work and avoided ordinary social contact with Young Adults and minors
5. Has discussed his progress on a regular basis with representatives of the Province [REDACTED] and myself)

I feel that David has continued to progress in all areas over the four months and there have been no allegations or questions of misconduct.

*Sean Carr*

Sean Carr, OFM  
Director

To whom it may concern:

July 11, 1971

I wish to restate that I have fulfilled all the expectations placed upon me by King George. I continue to call them for advice but finished all their requirements three years ago.

I have avoided any ordinary contact with minors. Any extraordinary contact I could not avoid I have reported to those responsible for overseeing my probation and progress.

I have continued therapy as required. I continue to be open, honest and forthright in these sessions.

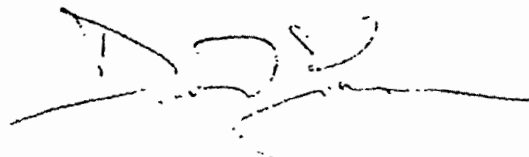
I have gone regularly to see a spiritual director but there has been a recent break in our monthly regularity due to conflicts in vacation times.

I participate and attend my four times a year parole hearings.

I'll be leaving the house for a week starting Sunday when the bible school starts with more than 100 children in attendance.

I continue to seek and deepen appropriate adult relationships.

signed,



OEM JOHN 1  
0157

Mr. JAEEL H. SHAFFER, L.C.S.W., A.C.C.

5611 HILLSDALE DRIVE  
VISALIA, CALIFORNIA 93291  
209-625-2988

July 23, 1991

**REDACTED**

The Franciscans  
1920 7th Street  
Berkeley, CA 94710

ATTN:

RE: Father David Johnson:

Dear

Since our last quarterly meeting on 7-26-91, I have met with David Johnson on four occasions. As in the past, David's attendance; punctuality and cooperation with appointments has been perfect.

During sessions, David has regularly volunteered information about contacts with Dereck. For example, Dereck asking about his vacation in the dining room with others present, or Dereck and friends calling at a home David was visiting, looking for their son.

David also heard first confessions of six boys and girls in church, in chairs in front of the altar and in public.

In all of the above examples, David reports conscious awareness of himself, the others involved, the context of the situation and the potential implications.

On another occasion, David was the only friar at the retreat house for the weekend and had an exchange with Dereck in the kitchen in which he asked Dereck "not to ride his bike at night in the dark." No one else was in the kitchen at the time. David stated he "didn't want to have a long conversation or intimate conversation or do anything inappropriate." The conversation lasted approximately two minutes. Other people were in the dining room, coming and going, and he was standing fifteen feet away from Dereck in the kitchen with a divider between them. David stated, "I concluded I acted responsibly. Something had to be said to Dereck."

I pointed out to David that I thought the circumstances were borderline. I did not see how a private conversation in the kitchen could be seen as anything but a private conversation in the kitchen. David was very angry at this interpretation, responding, "That's my best. --- So screw me."

I have no knowledge of any physical or sexual contact with any minor, no shared private time or activities with minors.

OEM JOHN 1

0158

TO: The Franciscans  
RE: Father David Johnson  
7-23-91  
Page 2

I have three concerns which have developed in the last quarter:

1. Sarcasm and provocation have been part of David's style since I have known him. In recent visits, the tenor of David's interaction with me has changed and become more personal, and I interpret these exchanges to be purposefully hurtful and ridiculing of me.

I see no therapeutic or relational purpose to be served by my allowing this conduct towards me.

2. On 4-29-90, David and I faced a situation in which he refused to be honest with me about his behavior and a similar impasse has been reached today.

I have stated to David my unwillingness to do only "dick checks," as he calls them. David has concluded, "No therapy will take place. --- If that's what you want, it's not going to work. --- I'm not willing to do it."

3. I note a general increase in David's denial of personal responsibility for his "current situation." He is finding increasing fault with those who have decision-making responsibility in his case, with either the decisions made or the process used. For example, David felt overwhelmed and overpowered by the exit conference in New Mexico, and bewildered by the subsequent decisions made by both provincials.

I have confronted David with what I find is a potentially-dangerous thinking pattern, consisting of: (1) increased denial of personal responsibility for his current situation, (2) increased statements about feeling confused about decisions and process in seeing himself more as a victim and (3) a minimization of the potential dangers to himself, the province and others.

I recommended to David that we review in detail the actual data and contents of his history from records in both the provincial office and New Mexico. David again refused permission to grant me access to those records (as was part of the 1-20-89 contract for followup therapy).

I do not feel I can proceed with my obligations to David and to the Province without agreement on David's part to grant access to available records and to participate in good faith with the therapy process.

Sincerely yours,

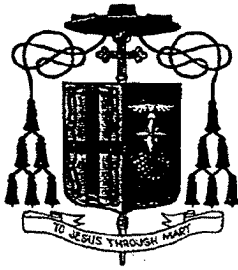
  
Michael H. Shaffer, L.C.S.W., M.P.C.C.

MHS:tan

OFM JOHN 1

0159

cc: David Johnson



*Diocese of Fresno*  
*Chancery Office*

September 12, 1988

9/16/88  
Wrote a  
note to  
David.  
JH

[REDACTED]  
Provincial Minister  
1500 Thirty Fourth Avenue  
Oakland, CA 94601

Dear [REDACTED]

I received your letter of recommendation for Father David Johnson, O.F.M., who will be engaged in preaching ministry, retreat work and some parish work at St. Anthony's Retreat House in Three Rivers, California.

Temporary faculties will be extended to him while we clarify the documentation needed in this respect.

I will present your letter to our diocesan attorney where you state that your Order "holds the diocese harmless," for any charges of misconduct, financial burdens or any legal consequences and to indemnify the diocese from any expenses arising from future allegations from sexual misconduct regarding this priest. Our attorney will inform us if your letter is recognized as an official document or if a special form has to be used for this purpose.

Once we clarify this procedure, more permanent faculties will be extended to him.

I hope this man will appreciate the trust you have put on him and based on your recommendation, I welcome him in the diocese.

Sincerely yours in Christ,

*+ Joseph J. Madera, M.S.P.*

Most Reverend Joseph J. Madera, M.S.P.S.  
Bishop of Fresno

OFM JOHN 1  
0160

JJM:g

1550 NORTH FRESNO STREET - FRESNO, CALIFORNIA - TELEPHONE (209) 237-5125

MAILING ADDRESS

POST OFFICE BOX 1668 - FRESNO, CALIFORNIA 93717

# FRANCISCAN FRIARS PROVINCE OF SAINT BARBARA

August 27, 1988

Dear David

Peace and good. It was good to talk with you the other day. I am happy that everything is working out. I realize what a difficult year this has been, and I appreciate your patience in waiting on my responsibilities. Thank you.

With this letter, I would like to give you official notification of your appointment to St. Anthony Retreat, Three Rivers, California. I have contacted Bishop Madera and his assistant Msgr. Hayes, and they have agreed to give faculties provided the province agrees to indemnify the diocese against any possible future charges. I mention this to you only so that you know the arrangements which have been made. I have assured them of your abilities and good standing, and they are happy to receive you.

Given all that has transpired, it has seemed prudent both to the definitorium and myself to place the following conditions on your placement at Three Rivers. You are familiar with all of these through our conversations, and I mention them here just to clarify the issues. The placement occurs with the following expectations that you:

- 1) see a qualified spiritual director regularly;
- 2) continue in individual therapy regularly, and participate in a support group;
- 3) maintain some contact with the directors at Jemez Spring, as your aftercare program there cares to specify;
- 4) do not involve yourself with youth ministry, work, and avoid ordinary social contact with young adults or minors;
- 5) discuss your progress on a regular basis with a representative of the province (probably either Loren Blessing or myself) and with selected members of the local community.

Aug 29<sup>th</sup>  
Loren Blessing  
"exceptionally  
cautious"

David, I would like to assure you that the above qualifications are made only to encourage your ministry and to free you to use your considerable gifts for the benefit of others. I am glad to be able to move in this direction and would like to offer you my trustful support and prayers.

Fraternally

Provincial Minister

OFM JOHN 1

0161



# FRANCISCAN FRIARS PROVINCE OF SAINT BARBARA

Most Rev. Joseph J. Madera, M.Sp.S.  
Bishop of Fresno  
1550 North Fresno Street  
Fresno, California 93717

August 27, 1988

Dear Bishop Madera

Peace and good. I was very pleased to be able to speak with you by phone the other day. Thank you for your openness and consideration. Since our conversation, I have spoken with our province insurance agents and again with Msgr. Hayes. Let me share with you the fruits of our discussions.


First, with this letter I would like to ask you to grant faculties to Father David Johnson, O.F.M., who will be residing at St. Anthony Retreat, Three Rivers, and will be engaged in preaching ministry, retreat work, and some parish work.. Once again, I would like to state that Father David goes there with our full confidence and support. He is a very competent friar and priest and will be an asset to the diocese.

Second, my understanding is that faculties will be granted if we "hold the diocese harmless" for any charges of misconduct, financial burdens, or obligations which may result from any misconduct, should that occur on David's part. For this the friars will take full responsibility. To this end we do agree to indemnify the diocese from any expenses arising from future allegations of sexual misconduct.

It is my presumption, based on our conversations, that Father David may be placed at Three Rivers at this time, and so I have instructed him to move there.

Let me say in conclusion, Bishop, that I understand your position and believe that it is a reasonable one to take. I appreciate your willingness to give a very good priest a chance, and I thank you for the confidence you have placed in the friars. I look forward to our cordial cooperation in the future.

Sincerely

  
Provincial Minister

OFM JOHN 1

0162

1500 thirty-fourth Avenue  
Oakland, CA 94601

Provincial Minister (415) 536-3722  
Provincial Office (415) 536-1266

# FRANCISCAN FRIARS PROVINCE OF SAINT BARBARA

Most Rev. Joseph J. Madera, M.Sp.S.  
Bishop of Fresno  
1550 North Fresno Street  
Fresno, California  
POB 1668, Fresno 93717

August 10, 1988

Dear Bishop Madera

Peace and good. Thank you very much for your kind letter of July 21st. I look forward to meeting with you in the future. I am gratified that you acknowledge the fine work of the friars who have been in the diocese and only hope that the Franciscans can continue to serve you faithfully.

At this time, I would like to mention that Father Lester Mitchell, OFM, at St. Anthony Retreat, Three Rivers, has been reassigned to our retreat house in Malibu. Father Lester will be moving there sometime in late September. I know that he has done outstanding work in your diocese with personal retreats. At this time we feel that his services can be better used in Malibu.

At its last meeting our provincial council decided to ask one of our other friars, Father David Johnson, to move to St. Anthony Retreat, to be engaged in retreat ministry, some parish work, and preaching. Accordingly, I would like to ask you to grant Father David faculties in your diocese.

Father David Johnson was ordained in December, 1984. He became parochial viar of our parish (St. George's) in September, 1985. In 1987 he was accused of sexual abuse of a child. He was never charged legally, but for the future protection of himself, the people of God, and the friars, he was sent for therapeutic evaluation and treatment at the Servants of the Paraclete, Jemez Springs, New Mexico. He was discharged from that facility on February 27, 1988. It is their recommendation that he return to active ministry with some few restrictions. There are no difficulties with his sacramental work, preaching, and normal parochial duties. His restrictions apply to working with minors, and his work will be monitored to see that these restrictions are followed. Their psychotherapist, Sarah Gaughan, upon consultation with the full staff estimates the chances of recidivism as "very low," the best recommendation which they can give.

Needless to say, our provincial council and myself have followed David's program very closely. He has a reputation as an outstanding parish priest, a very excellent preacher, and a caring individual. The charges at Seattle were dropped. His reports from Jemez Springs have been good. Professionals in the field recommend his return to ministry. I have

1500 thirty-fourth Avenue  
Oakland CA 94601

OFM JOHN 1  
0163

Provincial Minister (415) 536-3722  
Provincial Office (415) 536-1266

209-237-5125  
X Mgr. Hayes: X no way for 5 years.  
X { Let them know }  
X { by January 1st }  
X { }  
X { }


Bishop Madera 2

consulted with our province lawyer and he concurs that if we find adequate placement with some on-going monitoring there should be no problem. Any step which we take in this direction involves some risk, but this is a risk we are prepared to take.

In short, the Franciscans have done everything possible to ensure Father David's return to active ministry on the best basis possible. We will continue to do so. It is our judgment that he is prepared to return to work, that he can work effectively at St. Anthony Retreat, and that he will be an asset to the diocese. As I mentioned, he is one of our most competent young friars (37 years old); the situation at Seattle was very unclear; it would be an injustice not to find good work for him and enable him to continue his ministry.

I feel in conscience, Bishop, that I must give you this background. I also feel that David comes with our recommendation. I will be glad to meet with you or with your council, should people feel that is necessary. Thank you very much for your consideration.

Fraternally yours in Christ

  
Provincial Minister

April 19, 1988

DAVID JOHNSON

He is very depressed and angry over not having an assignment; he may go back for more therapy at Jemez Springs. It seems better to get him out of Oakland and away from the Provincial Office, if he does not go back to Jemez Springs. Various places were mentioned, including Sacramento and Tigard. Is it better to be hard with him now, to get him into some healing? We could setup the same process as for Gavin Griffith. We should give him some behavioral goals: work with a therapist; be active in the friar community; work!; have periodic talks with his local guardian.

*Jeff*

David entered treatment at Jemez following accusations made while in the Archdiocese of Seattle. He underwent evaluation at Jemez Springs and it was suggested he undergo treatment at Villa Louis Martin. He spent about six months and was released with positive prognosis.

He is presently awaiting reassignment.

The Definitorium of last administration suggested a process meeting with David and a counselor from Villa Louis Martin.

6/13/88

*Ld.*

*I have reports on David  
done*

*Agreed to meeting  
with Sr. Peyton,  
from Phoenix, -  
imply, July 19<sup>th</sup>*

OFM JOHN 1

0165

... building ... to ...  
 ... ... to ...

July 29, 1988

David Johnson

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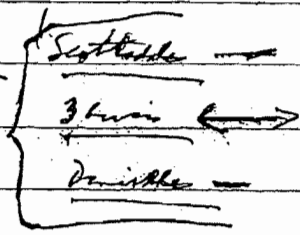
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OFM JOHN 1  
0167

**REDACTED**

Franciscans  
1920 7th Street  
Berkeley, CA 94710

Jan. 20, 1989

**Contract for Follow-up Therapy:**

Michael Chaffer: Therapist

David Johnson: Client

Representative for the Franciscans  
of the Santa Barbara Province

- 1) The Province asks David to authorize a discharge summary of therapy to be sent from Jemez Springs to Mike Shaffer. This summary would include a) Presenting problem, b) Course of therapy and progress made, c) Secondary issues that David became aware of, and d) Recommendations for further therapy.
- 2) The letter written to Sean Carr (Director and Guardian of St. Anthony's Retreat) from \_\_\_\_\_ 1) delineating the conditions for David's assignment at St. Anthony's Retreat will be given to the therapist.
- 3) Input may be given to the therapist by \_\_\_\_\_ or Sean Carr. That is, concerns (specifically related to the goals stated below) on the part of the Province or Retreat House may be given to the therapist by \_\_\_\_\_, or Sean Carr.
- 4) Goals for client during counseling:
  - a) To observe the rules set down as the condition for David's assignment at St Anthony's Retreat (see letter from \_\_\_\_\_)
  - b) To achieve clear control over inappropriate behavior toward minors.
- 5) Some Criteria for reaching goals:
  - a) Consciousness of inappropriate behavior (that is, that the client can understand that there has been inappropriate behavior).
  - b) Consciousness of the inclination (when it may occur) of inappropriate behavior. The opposite of this would be compulsive behavior without the awareness of the inclination or the behavior.
  - c) No further reports of inappropriate behavior.

OFM JOHN 1  
0168

- d) Expressed confidence in writing on the part of the therapist that the client has reached the goals (observation of rules and control over behavior).
- 6) Assessment and Recommendations:
- a) A meeting for progress assessment with Mike Shaffer will be arranged by David and            in mid February.
- b) A final meeting for assessment will be established at the conclusion of the therapy sessions related to the two goals stated above. Written assessment and recommendations by Mike Chaffer will be sent to

REDACTED

Please Note:

1) There is no interest on the part of the Province to know what the client confides to the therapist. The Province will expect only an assessment by the therapist of the Client's progress in relation to the two goals stated above, along with recommendations the therapist offers.

2) The client may decide to continue in counseling with other issues, after the conclusion of the above-stated therapy. The Province is not interested in monitoring other personal issues that the client may wish to work on in therapy.

---

REDACTED

cc. David Johnson  
Michael Shaffer  
Sean Carr

OFM JOHN 1  
0169



# FRANCISCAN FRIARS PROVINCE OF SAINT BARBARA

August 29, 1988

Dear Sean

Peace and good. Thanks so much for agreeing to go to Three Rivers. I know that with yourself, Rob, David, and Arturo there, the retreat ministry will be well taken care of. I'm glad that everything is working out so well.

As you know, the definitorium has decided to assign David Johnson to the retreat house, and with this letter I would like to give you official notification of his appointment. We have requested faculties from the Bishop of Fresno, and after some negotiations, he has agreed to grant them to David.

I would like to note that David comes to Three Rivers with certain conditions. The placement occurs with the following requirements:

1. He must see a qualified spiritual director regularly;
2. He must continue in individual therapy regularly and participate in a support group;
3. He must maintain some contact with the directors at Jemez Springs, as his aftercare program there cares to specify;
4. He must not involve himself with youth ministry, work, and must avoid ordinary social contact (i.e. be exceptionally cautious) with young adults or minors;
5. He must discuss his progress on a regular basis with a representative of the province (probably either Loren Blessing or myself) and with selected members of the local community.

David has selected yourself and Rob Young as his contact friars at Three Rivers. As the local minister, you receive responsibility for all of the friars, but I am requesting that you make particular effort in the case of David, both for his sake and that of the Province. Either myself or [REDACTED] will be speaking with yourself, David, and Rob, to clarify any questions which you might have.

Thanks very much for your help.

Faternally,

cc. Rob Young

David Johnson

OFM JOHN 1

0170

1500 thirty-fourth Avenue  
Oakland CA 94601

Provincial Minister (415) 536-3722  
Provincial Office (415) 536-1266

REDACTED

CONFIDENTIAL

David Johnson

April 1989

\_\_\_\_\_ has been working with David and his counselor. \_\_\_\_\_ reported that David feels trapped by his own games and in many ways is recalcitrant. He is presently working on some control issues and under these issues is the issue of fear.

\_\_\_\_\_ wanted him to do three things: 1) Join a therapy group for pedophiliacs and this he has not done yet; 2) seek spiritual direction and this he has not done yet; 3) get a summary of his therapy at Hemez Springs.

David feels that he has other issues than sexual ones to deal with. If he is right, then he rightly feels persecuted. But if the Definitorium is correct, then David is avoiding what he has to do in order to get on with his life.

The therapist feels that he is trying but the progress is slow.

\_\_\_\_\_ has kept up the pressure by reminding him of the issues.

\_\_\_\_\_ has been asked to convey the following to David: 1) we do not have the option to move him; 2) if he does not do what he has been asked to do and do so quickly then the Province will have to ask the Bishop to remove his faculties; 3) is he asking the Province to force him out of the Order?

REDACTED

OFM JOHN 1

0171

**CONFIDENTIAL**

**DAVID JOHNSON**

**MAY 1989**

██████████ gave a report on David's progress. David is asking to come back to the Bay Area in order to do the counseling that has been requested by the Province. David has found a counselor and a program in the Bay Area that he thinks would benefit him. The program consists of course work, individual and group therapy. The program lasts one year. ██████████ reported that David has gone about as far as he can with the counselor in Fresno. ██████████ also feels that David has reached a turning point and has broken through the deep fear and is willing to do what he has to do.

The Definitorium suggested that if this move were to happen, Three Rivers could still be his permanent residence and he could be temporarily in residence in Danville. This would be best in order to keep his faculties. After three months this situation could be evaluated and if it is working out, then there could be a negotiation with Bishop Cummins for faculties for David.

The Definitorium was reminded that even though there appears to have been a breakthrough for David, there is still the issue of what will happen after the therapy. Will David ever be able to come back to full service in the priesthood? Even after the counseling program, future placement will be difficult for him. The Definitorium was made aware of the risk involved and the negative implications that were possible in any future placement of David. There was an extended discussion of this matter so that the Definitorium understood the risk that would be involved in placement in the future.

A final decision to David's request will be made in July, 1989.

**CONFIDENTIAL**

DAVID JOHNSON

July 1989

██████████ reported that after the last definitorium meeting he got the impression that if David were to move to Oakland, he might lose his priestly ministry. It appeared that by doing what the Definitorium was asking him to do, he might jeopardize his priestly work. Therefore, ██████████ encouraged David to stay at Three Rivers and to follow the guidelines as set down for him by the Definitorium when he first went there.

██████████ once again asked ██████████ to communicate to David that if he did not adhere to the guidelines, his faculties would be removed.

██████████ expressed his concern that there was not a clarity of expectations when it came to David's work at the retreat center. He needs to commit himself to retreat work and work at it. He is doing some good work but it is minimal. ██████████ agreed to meet with the whole retreat team at Three Rivers in order to clarify the work that would be done by David.



# Province of St. Barbara

FRANCISCAN FRIARS

1500 34th Avenue Oakland California 94601 (510)536-3722 Fax (510)536-3970

Decision of the Definitorium concerning David Johnson, OFM  
May 8<sup>th</sup>, 2000

1. He can take the accompanied portion of the trip beginning mid May.
2. He should return (mid June) to meet with the members of the IRT in order to hear the results of his return to ministry work. (This should be done before the exclaustation is requested so that he can have some information to use in his discernment.)
3. Then, an exclaustation can be requested.

---

# ASSOCIATED CENTER FOR THERAPY

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September 24, 1993

██████████  
1500 34th Avenue  
Oakland, CA 94601

RE: David Johnson

Dear ██████████

This letter is written on behalf of David Johnson who requested that information be sent to you regarding the sex offenders group currently being offered through the Associated Center for Therapy.

This group began in January of 1993, meets once weekly, and currently has approximately seven members. This group consists of both males and females, with referrals coming through the Department of Social Services, Adult Probation, or private pay individuals.

Ms. Jana Todd and myself co-facilitate the group and we both have extensive training in the field of sexual abuse treatment. Our training is based on the Giaretto model of treatment for sex offenders and we both have attended numerous workshops to update our knowledge and skill in the treatment of offenders.

Members of the group are carefully assessed and the group is limited to first time offenders who have not previously been convicted of a sexual crime. We also conduct evaluations approximately every three to four months to assess individual progress, or lack of.

I hope this information has been helpful to you. Enclosed is a copy of Ms. Todd's and my own resume. I welcome any further questions that you may have.

Sincerely,

*Judy Daansen*  
Judy Daansen, MSW  
Masters in Clinical Social Work  
ASW 2762

*Jana Todd*  
Jana Todd, LCSW #16669  
Licensed Clinical Social Worker

---

☐ NORTH OFFICE  
6335 N. FRESNO ST., SUITE 208  
FRESNO, CA 93710  
(209)432-0856 FAX 432-2633

OFM JOHN 1  
0175

☒ SOUTH OFFICE / CSAIT  
3790 NORTH FIRST  
FRESNO, CA 93726  
(209)244-5880

---

ISRAEL B. ROSALES, PH.D.  
LICENSED PSYCHOLOGIST  
1734 FILLMORE STREET  
SAN FRANCISCO, CALIFORNIA 94115  
TEL (415) 441-9504  
FAX (415) 441-0272

## CONFIDENTIAL MEMO

---

Date: November 16, 1998

To: [REDACTED]

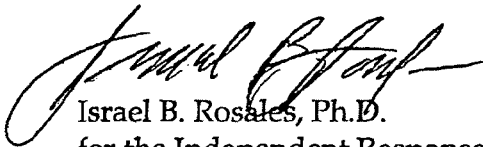
RE: DAVID JOHNSON, O.F.M.

---

The IRT would like to get a copy of all reports and documents pertaining to the sexual abuse allegations made against Fr. David. Enclosed is a signed and valid authorization form. The IRT is meeting with Fr. David on 11-30-98 so the IRT would like to review those documents prior to the above meeting. Please mail or fax these documents directly to me.

Thank you, as always, for your assistance. Please contact the IRT if you have any questions regarding the above.

Sincerely,



Israel B. Rosales, Ph.D.  
for the Independent Response Team

OFM JOHN 1  
0176

**INDEPENDENT RESPONSE TEAM**

P. O. BOX 3252  
OAKLAND, CA 94609  
800-770-8013

**AUTHORIZATION FOR RELEASE OF CONFIDENTIAL INFORMATION**

I authorize the party below to disclose to and to receive information from the Independent Response Team (IRT) with the knowledge that such contact discloses the fact that the named person has received psychological services:

Name: \_\_\_\_\_

Address: Franciscan Friars, 1500 34th Ave, Oakland CA 94601

The disclosure of records is required for evaluation, treatment planning, or for the following purpose:

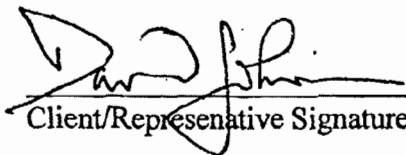
IRT consultation with Franciscan Friars.

It shall be limited to the following specific information:

1. ☒ Diagnosis
2. ☒ Legal Status
3. ☒ Results of psychological/vocational tests
4. ☒ Pertinent summary of psychological/psychiatric history
5. ☒ Treatment summary
6. ☒ Medical information
7. ☒ Other: Information pertaining to sexual abuse allegations.

I understand that I may revoke this authorization in writing at any time.

I also agree that a photocopy of this form may be used in lieu of the original.

  
Client/Representative Signature

11-7-98  
Date

David Johnson  
Client/Representative Name (Printed)

\_\_\_\_\_  
Social Security Number



**Report of an investigation of rumors regarding David Johnson at III Rivers, Ca. Feb. 7<sup>th</sup>, 1999, Sunday, phone call 11am.**

**Bro. Marion Alfonso, OFM, David's monitor, interviewed the retreat staff and received positive statements from all but one. That one does not like David and according to Marion talks about him often. The staff did not speak of verbal abuse.**

**He also spoke with the cook regarding the other allegation and informed him should any such thing happen, the cook should inform the Marion immediately.**

*J. M. S.*

**Documentation of issue allegedly involving David Johnson**

Feb. 2<sup>nd</sup>, 11:30 am conversation with [REDACTED] Covenant person reports: a. some verbal harassment at III Rivers... b.) -- not seen but some rumors going around the staff about him and the young children of the [REDACTED] [REDACTED] Two items to be investigated.

These items were brought up at a 1pm. meeting of IRT therapist, Israel Rosales, present were David Johnson, [REDACTED] and myself. This took place at Israel's office on Fillmore.

IRT requirements were placed on David. Israel will send him a list of the stipulations. Also, allegation will be investigated by Marion Alfonso, OFM, the monitor. On Feb. 3<sup>rd</sup>, Larry will travel to III Rivers and explain the investigation process to Marion. He will speak to the staff one by one and determine the extent of the complaint. He will also speak discreetly with the [REDACTED] He will report to Provincial and Israel in a week.

February 3<sup>rd</sup>, [REDACTED] spoke with me and had discussed the process of investigating the complaint with [REDACTED]

## AUTHORIZATION FOR RELEASE OF CONFIDENTIAL INFORMATION

Client: DAVID JOHNSON, O.F.M.I, David Johnson, O.F.M.

(print client's name)

authorize the parties below to disclose to and receive  
information from:LARRY CORRIGAN, MSW AND ASSOCIATES

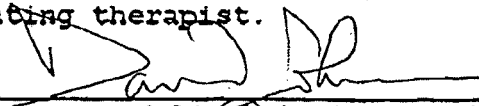
(therapist)

with the knowledge that such contact discloses the fact that the  
client has received psychological services. Release of  
information shall be to: [REDACTED],Provincial of the Franciscan Province of St. Barbara, and/or to  
his delegate for this matter: [REDACTED];  
and Israel Rosales, Ph.d.

The disclosure of records is required for the Province of St.  
Barbara through its Provincial Minister and his delegate to work  
cooperatively in the client's aftercare program, to be aware of  
the client's participation in and progress through treatment, to  
assure the Independent Response Team (IRT) that due care,  
supervision, and progress of the client in fulfillment of our  
Province's obligation to the IRT is being fulfilled, and to plan  
as indicated by progress reports for modification of restrictions  
on the client and/or for any potential return to limited ministry  
under the guidelines that have been set forth.

The disclosure of information would be limited to:  
assessment of client's progress, participation in, and  
cooperation with treatment, reporting of "red-flags", "thinking-  
errors", and "high risk situations" which the client needs to  
avoid and of which monitor needs to be aware to keep the client's  
behavior safe for himself and others, information about what it  
would be helpful for the friar-monitor to do with the client, or  
not to do, discussion in the presence of the client friar of  
behavior that the monitor may observe and be concerned about  
which might differ from what the client is self-reporting,  
assessments of risk of re-offending, and readiness for return to  
limited ministry.

The consent is subject to revocation or modification by the  
undersigned at any time. However, the client must realize that  
payment for therapy by the Franciscan Province of St. Barbara is  
contingent upon receipt of appropriate information from the  
treating therapist.

  
(client's signature)

9/15/99

(date)

9/15/99

WITNESS

I spoke with Israel R. of the IRT yesterday and he informed me that D. Johnson's leaving on August 8<sup>th</sup> from III Rivers would be fine. I spoke with David, too, and he is planning a vacation with B. Stenger and one on bicycle with an adult friend with whom he has taking a biking vacation before. I informed [REDACTED] and [REDACTED] will be in contact with guidelines for David.

May 18<sup>th</sup>, 1999 [REDACTED]  
[REDACTED]

*Prov.*



SAINT ANTHONY RETREAT  
FRANCISCANS

2-2-99

To whom it may concern:

I spoke to [redacted] here at St. Anthony's Retreat and asked if any of the friars in the past or present had close association with his 3 children the oldest being 10 years old. He said that he hadn't notice but did mentioned that one his daughter's told him that her brother the youngest of the 3 children had grabbed her in the grain area and said "you're mine". The father asked the boy where he learned this but the boy said nothing. [redacted] doesn't know what to do but he did quit having a "baby sister" care for the children.

Bro Marion, OFM.

P.O. BOX 249 • THREE RIVERS, CALIFORNIA 93271  
PHONE (209) 561-4595 • FAX (209) 561-4493  
43816 SIERRA DR./HWY. 198

OFM JOHN 1  
0182

April 1, 1999

I received a phone call from Tom Grant. He informed me that a covenant worker, [REDACTED] has once again spoken to him about David Johnson. It seems that this centers around [REDACTED] She heard that David spends too much time with [REDACTED].

I have sent [REDACTED] to speak with [REDACTED] and get to the bottom of this allegation.

He will go to III Rivers during the week after Easter.

[REDACTED]

**ISRAEL B. ROSALES, Ph.D.**

LICENSED PSYCHOLOGIST  
1734 FILLMORE STREET  
SAN FRANCISCO, CALIFORNIA 94115  
TEL (415) 441-9504  
FAX (415) 441-0272

## CONFIDENTIAL MEMO

---

Date: May 10, 1999

To: Definitorium, Province of St. Barbara

Thru: [REDACTED]

RE: DAVID JOHNSON, OFM

---

The Independent Response Team (IRT) met on 5-7-99, and discussed Dr. Bodmer-Turner's report regarding Fr. Johnson. Based on the available records and thorough discussion of this friar's case, the IRT is making the following recommendations:

1. Fr. Johnson be removed as the director of St. Anthony's Retreat no later than August 1, 1999. This recommendation is consistent with Dr. Bodmer-Turner's findings and Dr. Rosales' discussions with Jim Adams, the polygrapher who tested the friar.
2. The friar be reassigned to another Franciscan community located close to a structured treatment program to address issues outlined in Dr. Bodmer-Turner's report. Two potential communities are San Luis Rey or San Juan Bautista, given their proximity to credible treatment programs.
3. The friar commence individual and group relapse prevention treatment to address issues outlined in Dr. Bodmer-Turner's report and in the Province's Therapeutic Guidelines for Return to Limited Ministry in Cases of Child Sexual Abuse.
4. An appropriate monitor be assigned to supervise the friar. The IRT cannot emphasize enough the importance of this friar having a monitor who has the aptitude, time and commitment to do a good job. This friar will be required to follow strict restrictions and will need close supervision.

Given the friar's extensive history of serious sexual offenses, his present admissions of recent inappropriate professional conduct and his position of authority, the IRT considers the friar to be at high-risk of committing professional misconduct. The IRT

OFM JOHN 1

0184

To: [REDACTED]  
Fr: Israel B. Rosales, Ph.D.  
Re: David Johnson, OFM  
Date: 5-10-99  
Page: 2 of 2

**CONFIDENTIAL**

respectfully reminds the Provincial Minister and the Definitorium of the great liability the Province has in handling this case. The Province must move clearly and decisively to handle this case ethically and to avoid any accusation of legal negligence.

Respectfully submitted,

Israel B. Rosales, Ph.D.  
For the Independent Response Team

OFM JOHN 1  
0185





# Province of St. Barbara

FRANCISCAN FRIARS

1500 34th Avenue Oakland California 94601 (510)536-3722 Fax (510)536-3970

For File

Today I spoke with Dr. Israel Rosales. I asked numerous questions about the procedure that we are presently undertaking at Three Rivers in trying to help David Johnson. Israel assured me that, at present, there are no substantiated allegations against David Johnson. We know the ones of the past of St. Anthony's seminary and have done something and continue to do something. The move for intensive therapy on August first, 1999 is the right thing to do according to the IRT.

Wednesday, May 27<sup>th</sup>, 1999

OFM JOHN 1

0186

3-1-02

Dear [REDACTED]

I hope this letter finds you well. I heard you just had surgery. I hope your recovery is going well.

I am writing because the Bishop of Anchorage, Archbishop Schwietz, has expressed a willingness to try and find a place for me to minister. This letter gives you written permission to speak with him and release any files about me he might request. He asked me to ask you to send him my file. Perhaps you might wish to speak with him first so you know what to send.

I know the friars were relieved when I left but I hope you could still give the Bishop of Anchorage a positive and encouraging word about me. I pray and hope for the best.

I hope this isn't too much of a bother. Thank you for your help.

Sincerely,

David John



## MEMO

To: [REDACTED]

From: Steve

RE: David J.

Date: 18<sup>th</sup> Oct.

Israel said he would send you the restriction  
I didn't think I should call David without  
all the information.

Better if you have the written material  
from IRT before calling — otherwise it's  
either disappointment or premature interest.

—Steve



*For St. Barbara B.*

## Province of St. Barbara

FRANCISCAN FRIARS

1500 34th Avenue Oakland California 94601 (510)536-3722 Fax (510)536-3970

David Johnson, OFM  
San Luis Rey Mission  
Oceanside, CA  
October 8<sup>th</sup>, 2000

COPY

Dear David,

May the Lord give you peace!

I leave in 2 hours for Malta and then Rome, but I want you to get this message before I leave.

Bishop Steinbock called and told me that he would like you to work as a hospital chaplain in the Bakersfield area. We are still in the process of working out the kinks, but I would really like you to begin considering this. I met with Dr. Israel Rosales and he will bring it up at the coming IRT meeting and get back with Steve about it. Their meeting is next week. You would be assigned to live in Delano with Brother Arturo. I am sending a copy of this letter to Steve Barnufsky so that he can get in contact with you while I am away. I should return by the 25<sup>th</sup> of this month.

I hope you are well. Be assured of my prayers.

Fraternally,

[Redacted Signature]

Min. Prov.

cc. Steve Barnufsky, OFM, Vicar Prov.  
Bishop John Steinbock, DD, Bishop of Fresno

Israel Rosales, PhD.  
IRT  
San Francisco, CA  
May 29<sup>th</sup>, 2000

*Copied*

Dear Israel,

I hope this note finds you well. I just received a positive letter from the pastor of San Luis Rey parish regarding David Johnson and I wanted to let you see it. Rarely do we receive any correspondence – positive or negative from the other friars, so this one was a surprise.

I request, if this is possible, that when you meet with David Johnson in mid-June that you give him as much information as possible about the feasibility of whatever future assignment he might have. Is there hope or not. He needs that so that he can ponder the issues during his time away.

Thanks. [REDACTED]

# *Mission San Luis Rey Parish*

4070 Mission Avenue  
Oceanside, California 92057  
Tel. (760) 757-3250 Fax (760) 757-3299



May 23, 2000

[REDACTED]  
Provincial Minister  
1500 - 34<sup>th</sup> Ave  
Oakland CA 94601-3092

Dear [REDACTED]

This is a letter of recommendation to you and the Board regarding David Johnson and what I have observed over the few months that he has lived with us here at Mission San Luis Rey.

For the Board's information, I would like to say that I have been a licensed Marriage, Family and Child Counselor in California since 1981. I would hope that my experience would lend some credibility to my perceptions of David.

I have known David since he was a freshman at St. Mary's High School in Phoenix AZ where I was the Assistant Principal and Dean of Boys. In those days he was quite withdrawn and a loner.

After his entrance into the seminary and eventually his ordination, I met up with him on several occasions, but casually. I was stationed in Portland while he was in Seattle, and I saw him again, sporadically, at Regional meetings and on one trip that I made to Seattle. My impression of him at that time was that he was arrogant and blatantly sarcastic about almost everything and everyone that he did not like. When I heard that he was going to be stationed here at the Mission I was apprehensive of his effect upon our community.

From the very beginning of his presence here, he has been most exemplary in his attitude, conversation and involvement. He has been open to me about his past and his sorrow for what he has done. In the limited ministry he has been allowed in the parish, he has been accountable, responsible and most effective. David is a very fine preacher and is well accepted by the parishioners in the limited role he has been given.

Without a doubt in my mind, David has benefitted from therapy better than any other Friar in treatment in the Province from my observation. He no longer exhibits any arrogance; instead, he shows a great humility. The sarcasm in his demeanor is gone and is replaced by sincere concern for his fellow Friars and the ministry in which we are involved.

OFM JOHN 1  
0191

[REDACTED]  
May 23, 2000

Page Two

In the past six months David has voiced more individual concern and praise to me personally than all the other Friars combined! He has been most grateful for the opportunity to celebrate Mass for the parish. When he has not been assigned a Mass, he has faithfully attended as a member of the congregation. In such a role he participated throughout all of Holy Week when other Friars appeared occasionally.

I recognize the crimes that these men have committed and the harm that they have caused, but I do believe that we must recognize the progress individually of those men who are honestly and consciously trying to rectify their mistakes and make a positive contribution in the ministry that is still available to them.

Here at San Luis Rey, David has been a positive influence on the friar community, the Parish and myself since the day he arrived. At the present time the San Diego Diocese is in desperate need of a hospital chaplain at Tri-City Hospital. I believe that David's presence here would be ideal. He could work in the hospital, give retreats and/or occasionally work in the parish with restrictions.

There comes a time when an individual, such as David, is given approval for his hard work and obedience to the demands placed upon him. Again, I believe that he has shown the progress that merits some restricted return to the ministry in a full time capacity. He is not benefitting from a situation where he is not allowed to function as a priest, but instead is offered demeaning jobs that are geared to remind him of his crimes. When does punishment cease and rehabilitation to some sort of normalcy in his life begin?

I believe that it can begin right here, and I would like to be part of the process that will return David to the priestly ministry now. I hope and pray that you will leave room for God's Healing Grace and not limit yourself to tests, fear of lawsuits and a sense of impending doom in David's future.

Fraternally yours, [REDACTED]

[REDACTED]

Pastor

[REDACTED]



# Province of St. Barbara

FRANCISCAN FRIARS

1500 34th Avenue Oakland California 94601 (510)536-3722 Fax (510)536-3970

For Definitorium Meeting -- May 2000

Six Month leave of absence for David Johnson, OFM

April 26<sup>th</sup>, 2000

(See accompanying letter from David J.)

As you can see from the letter, David is quite depressed. He has worked on his "return to ministry program" and has done his video). He requests time away for rest (a bicycle trip) and some time with his brothers and sisters. He is asking for a 6 month leave of absence. [REDACTED] has said OK to the trip with certain conditions. The trip will be about 3 months and the rest of the time he will be with family.

From the letter, he feels that I am asking him to "quit" -- which is not the case. I am only asking him to be realistic and realize that it will be quite difficult for him to get a future ministry without many conditions and -- that the province, too, must continue to place certain conditions on his behavior. These conditions are irksome to him.

[REDACTED]



4-7-00

Dear Father Provincial,

I am requesting some time away from the friars. These last few months have been a difficult time. I am hoping a short break can renew my energies and give me some clarity about my future.

The inability to do any substantive work has been very draining and discouraging. The lack of much communication from the administration has made that even more difficult. I feel now that you wish I would quit.

I believe that a break from this very negative atmosphere can help me regain the enthusiasm and positive outlook that I need to move forward in my life.

Thank you for considering my request.

Sincerely,

David Johnson



COPY

# Province of St. Barbara

FRANCISCAN FRIARS

1500 34th Avenue Oakland California 94601 (510)536-3722 Fax (510)536-3970

September 20, 1999

**CONFIDENTIAL**

Fr. Ben Innes, OFM, Guardian  
Old Mission San Luis Rey  
4050 Mission Ave.  
Oceanside, CA 92057-6402

Dear Ben,

Enclosed is a copy of the response from Bishop Brom regarding Fr. David Johnson. This is to inform you that David J Johnson has faculties of the diocese to say Mass within the following limitations:

- (1) He may say Mass only in the San Luis Rey Mission area. He should not go to other parishes.
- (2) He can say Mass both on weekdays and Sundays, but he should offer Mass only when the participants are primarily adults and he must be supervised by a knowledgeable adult. The idea of a knowledgeable adult – certainly if a friar is present, certainly if a member of the staff is present, that is certainly sufficient in that regard.
- (3) The bishop also mentions in his letter that David is not to be assigned as an associate pastor or given any official capacity in the parish.

I am going to write a letter to Michel informing him of this. I will send a to you.

Be assured of my prayers.

Fraternally,

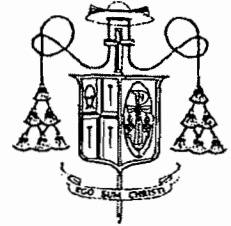
[Redacted signature]

Provincial Minister

[Redacted name]

OFM JOHN 1  
0195

DIocese of San Diego



Office of the Bishop

September 9, 1999

Dear [REDACTED]

At your request, I am granting permission for Father David Johnson to celebrate Mass provided that he abides by the conditions of your Independent Response Team and within the following limitations:

1. He may offer Mass only at Mission San Luis Rey.
2. He may offer Mass there only when the participants are primarily adults.
3. He must be supervised in every celebration of the Eucharist by a knowledgeable adult.

Father Johnson is not given faculties for ministry beyond this.

Please keep me informed about the duration of Father Johnson's residency at Mission San Luis Rey. It is my understanding that he will not be assigned there as an associate pastor or in any official capacity.

May God continue to guide us in our ministry to his priests.

Fraternally in our Lord,

+ *Robert H. Brown*

Bishop of San Diego

RHB/av

[REDACTED]  
Province of St. Barbara  
1500 34<sup>th</sup> Avenue  
Oakland, CA 94601

OFM JOHN 1  
0196

COPY

September 20, 1999

[REDACTED]  
Old Mission San Luis Rey Parish  
4050 Mission Ave.  
Oceanside, CA 92057-6402

Dear [REDACTED]

May the Lord give you peace.

I send you a letter informing you that the Bishop of the Diocese, Robert Brom, has given permission for David Johnson, OFM, to celebrate Mass provided he abides by some conditions and limitations:

- (1) He is to offer Mass only at San Luis Rey. He is not to go to any other parish.
- (2) He is to offer Mass only where the participants are primarily adults.
- (3) He may offer Mass both on weekdays and Sundays, but every celebration of the Eucharist should be supervised by a knowledgeable adult, that is, another friar, or member of the staff should be present.

This is quite confidential, Michel. I hope his services can be of use to you. He is certainly a fine celebrant and he is a good preacher. Presently, he is going through therapy and working with the Independent Response Team of the Province in a program of return to ministry.

It was good talking with you when I was there. Be assured of my prayers.

Fraternally,

[REDACTED]  
Provincial Minister

cc: Fr. Ben Innes, OFM, Guardian  
[REDACTED]



# Province of St. Barbara

FRANCISCAN FRIARS

1500 34th Avenue Oakland California 94601 (510)536-3722 Fax (510)536-3970

Bishop Robert H. Brom, D.D.  
Bishop of San Diego  
San Diego, CA

COPY

September 2, 1999

Most Reverend and Dear Bishop,

May the Lord give you peace!

Thank you so very much for accepting my visit of August 26<sup>th</sup>, 1999.  
Enclosed with this letter is a fax from the therapist in charge of after-care for the Independent Response Team of the St. Barbara Province. As per our conversation, David Johnson will be getting intense therapy in the city of San Diego as part of his return to ministry program. He will be in residence at Mission San Luis Rey.

It is my request that David be allowed to celebrate week-day Masses and Sunday Masses at San Luis Rey under the conditions mentioned in the confidential memo.

Should you wish, I am sure that Bishop Steinbock is willing to speak with you or write you a letter in David's behalf.

Respectfully,

[Redacted Signature]

Min. Prov.

## INDEPENDENT RESPONSE TEAM

P.O. BOX 3252  
OAKLAND, CA 94609  
800-770-8013

**CONFIDENTIAL MEMO**

---

Date: September 2, 1999

To: [REDACTED]  
Provincial Minister

Fr: Israel B. Rosales, Ph.D.  
Independent Response Team

RE: DAVID JOHNSON, O.F.M.

---

Per our conversation, I would like to specify our recommendations for Fr. David as he relocates to Mission San Luis Rey. The recommendations are as follows:

1. Fr. David is to participate in individual and/or group psychotherapy with Larry Corrigan, LCSW. This therapy will focus primarily on developing a systematic relapse prevention plan regarding his risk for sexual misconduct;
2. Fr. David will be assigned a friar monitor to support and supervise all his activities. He will meet with his monitor on a weekly basis to insure that he is following through on his relapse prevention plan. He will inform the monitor of his daily schedule and must receive preapproval for all activities. The monitor will work closely with the guardian and the Provincial administration to insure that the public and the friar are safe;
3. Fr. David will carry a cell phone if he must engage in any unsupervised activities; The monitor can call him at any time to supervise his whereabouts;
4. He is not to be alone with a minor;
5. He is not to have any physical contact with a minor, even when supervised, e.g., giving the "peace" during mass;
6. He is not to function as a counselor;
7. He is not to hear confessions;

OFM JOHN 1

0199

To: [REDACTED]  
Fr: Israel B. Rosales, Ph.D.  
Re: David Johnson, OFM  
Date: 8-31-99  
Page: 2 of 2

**CONFIDENTIAL**

8. He may participate in reconciliation ceremonies;
9. He should celebrate masses that are primarily attended by adults. When possible, he should be supervised by a knowledgeable adult when celebrating mass.

Please contact me if you have any questions regarding the above.

**OFM JOHN 1**  
**0200**



COPY

# Province of St. Barbara

FRANCISCAN FRIARS

1500 34th Avenue Oakland California 94601 (510)536-3722 Fax (510)536-3970

September 20, 1999

Fr. David Johnson, OFM  
Old Mission San Luis Rey  
4050 Mission Ave.  
Oceanside, CA 92057-6402

Dear David,

May the Lord give you peace.

This is to inform you that I have written a letter to Ben Innes, and another one to [REDACTED] stating the conditions contained in the letter of Bishop Brom.

- (1) He grants you permission to celebrate Mass only in the San Luis Rey Mission area. It means that you don't say Mass in other parishes of the diocese.
- (2) You may offer Mass there only when the participants are primarily adults.
- (3) There must be present a knowledgeable adult during the celebration of the Eucharist. I'm sure Ben and Michel will work that out for you.

It was good talking with you David. Please be assured of my prayers as you go through this difficult time in your life.

Faternally,

[REDACTED]

Provincial Minister

[REDACTED]

OFM JOHN 1  
0201





COPY

# Province of St. Barbara

FRANCISCAN FRIARS

1500 34th Avenue Oakland California 94601 (510)536-3722 Fax (510)536-3970

September 20, 1999

Fr. Ben Innes, OFM, Guardian  
Old Mission San Luis Rey  
4050 Mission Ave.  
Oceanside, CA 92057-6402

**CONFIDENTIAL**

Dear Ben,

Enclosed is a copy of the response from Bishop Brom regarding Fr. David Johnson. This is to inform you that David J Johnson has faculties of the diocese to say Mass within the following limitations:

- (1) He may say Mass only in the San Luis Rey Mission area. He should not go to other parishes.
- (2) He can say Mass both on weekdays and Sundays, but he should offer Mass only when the participants are primarily adults and he must be supervised by a knowledgeable adult. The idea of a knowledgeable adult – certainly if a friar is present, certainly if a member of the staff is present, that is certainly sufficient in that regard.
- (3) The bishop also mentions in his letter that David is not to be assigned as an associate pastor or given any official capacity in the parish.

I am going to write a letter to Michel informing him of this. I will send a to you.

Be assured of my prayers.

Fraternally,

[Redacted Signature]

Provincial Minister

[Redacted]

OFM JOHN 1  
0202



COPY

# Province of St. Barbara

FRANCISCAN FRIARS

1500 34th Avenue Oakland California 94601 (510)536-3722 Fax (510)536-3970

September 20, 1999

**CONFIDENTIAL**

[REDACTED]  
Old Mission San Luis Rey Parish  
4050 Mission Ave.  
Oceanside, CA 92057-6402

Dear [REDACTED]

May the Lord give you peace.

I send you a letter informing you that the Bishop of the Diocese, Robert Brom, has given permission for David Johnson, OFM, to celebrate Mass provided he abides by some conditions and limitations:

- (1) He is to offer Mass only at San Luis Rey. He is not to go to any other parish.
- (2) He is to offer Mass only where the participants are primarily adults.
- (3) He may offer Mass both on weekdays and Sundays, but every celebration of the Eucharist should be supervised by a knowledgeable adult, that is, another friar, or member of the staff should be present.

This is quite confidential, Michel. I hope his services can be of use to you. He is certainly a fine celebrant and he is a good preacher. Presently, he is going through therapy and working with the Independent Response Team of the Province in a program of return to ministry.

It was good talking with you when I was there. Be assured of my prayers.

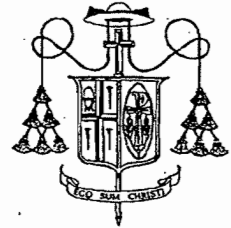
Fraternally, [REDACTED]

[REDACTED]  
Provincial Minister

cc: Fr. Ben Innes, OFM, Guardian  
[REDACTED]

OFM JOHN 1  
0203

DIOCESE OF SAN DIEGO



Office of the Bishop

September 9, 1999

Dear [REDACTED]

At your request, I am granting permission for Father David Johnson to celebrate Mass provided that he abides by the conditions of your Independent Response Team and within the following limitations:

1. He may offer Mass only at Mission San Luis Rey.
2. He may offer Mass there only when the participants are primarily adults.
3. He must be supervised in every celebration of the Eucharist by a knowledgeable adult.

Father Johnson is not given faculties for ministry beyond this.

Please keep me informed about the duration of Father Johnson's residency at Mission San Luis Rey. It is my understanding that he will not be assigned there as an associate pastor or in any official capacity.

May God continue to guide us in our ministry to his priests.

Faternally in our Lord,

Bishop of San Diego

RHB/av

[REDACTED]  
Province of St. Barbara  
1500 34<sup>th</sup> Avenue  
Oakland, CA 94601

OFM JOHN 1  
0204

# INDEPENDENT RESPONSE TEAM

P.O. BOX 3252  
OAKLAND, CA 94609  
800-770-8013

## CONFIDENTIAL MEMO

Date: 8-31-99

To: [REDACTED]  
Provincial Minister

Fr: Israel B. Rosales, Ph.D.  
Independent Response Team

RE: DAVID JOHNSON, O.F.M.

Per our conversation, I would like to specify our recommendations for Fr. David as he relocates to Mission San Luis Rey. The recommendations are as follows:

1. Fr. David is to participate in individual and/or group psychotherapy with Larry Corrigan, LCSW. This therapy will focus primarily on developing a systematic relapse prevention plan regarding his risk for sexual misconduct;
2. Fr. David will be assigned a friar monitor to support and supervise all his activities. He will meet with his monitor on a weekly basis to insure that he is following through on his relapse prevention plan. He will inform the monitor of his daily schedule and must receive preapproval for all activities. The monitor will work closely with the guardian and the Provincial administration to insure that the public and the friar are safe;
3. Fr. David will carry a cell phone if he must engage in any unsupervised activities. The monitor can call him at any time to supervise his whereabouts;
4. He is not to be alone with a minor;
5. He is not to have any physical contact with a minor, even when supervised, e.g., giving the "peace" during mass.
6. He is not to function as a counselor.
7. He is not to hear confessions.

OFM JOHN 1  
0205

To: [REDACTED]  
Fr: Israel B. Rosales, Ph.D.  
Re: David Johnson, OFM  
Date: 8-31-99  
Page: 2 of 2

**CONFIDENTIAL**

---

8. He should preside over masses that are primarily attended by adults. He should be supervised by a fellow friar when presiding over mass.

Please contact me if you have any questions regarding the above.

ISRAEL B. ROSALES, PH.D.

LICENSED PSYCHOLOGIST

1734 FILLMORE STREET

SAN FRANCISCO, CALIFORNIA 94115

TEL (415) 441-9504

FAX (415) 441-0272

## CONFIDENTIAL MEMO

---

Date: 8-31-99

To: [REDACTED]  
Provincial Minister

Fr: Israel B. Rosales, Ph.D.  
Independent Response Team

RE: DAVID JOHNSON, O.F.M.

---

Per our conversation, I would like to specify our recommendations for Fr. David as he relocates to Mission San Luis Rey. The recommendations are as follows:

1. Fr. David is to participate in individual and/or group psychotherapy with Larry Corrigan, LCSW. This therapy will focus primarily on developing a systematic relapse prevention plan regarding his risk for sexual misconduct;
2. Fr. David will be assigned a friar monitor to support and supervise all his activities. He will meet with his monitor on a weekly basis to insure that he is following through on his relapse prevention plan. He will inform the monitor of his daily schedule and must receive preapproval for all activities. The monitor will work closely with the guardian and the Provincial administration to insure that the public and the friar are safe;
3. Fr. David will carry a cell phone if he must engage in any unsupervised activities. The monitor can call him at any time to supervise his whereabouts;
4. He is not to be alone with a minor.
5. He is not to have any physical contact with a minor, even when supervised, e.g., giving the "peace" during mass.
6. He is not to function as a counselor.
7. He is not to hear confessions.

OFM JOHN 1

0207

To: [REDACTED]  
Fr: Israel B. Rosales, Ph.D.  
Re: David Johnson, OFM  
Date: 8-31-99  
Page: 2 of 2

**CONFIDENTIAL**

8. He should preside over masses that are primarily attended by adults. He should be supervised by a fellow friar when presiding over mass.

Please contact me if you have any questions regarding the above.

Conference Call for file  
Mon - 4/17  
9:30 AM

Conf # 6060693

If disconnected - call

1-888-618-8005

Larry D. David Johnson  
& J. M. L.

Reg. Bicycle Trip  
across country  
beginning May 17, 2000  
Conditions placed





# Province of St. Barbara

FRANCISCAN FRIARS

1500 34th Avenue Oakland California 94601 (510)536-3722 Fax (510)536-3970

Bishop Robert H. Brom, D.D.  
Bishop of San Diego  
San Diego, CA

September 2, 1999

Most Reverend and Dear Bishop,

May the Lord give you peace!

Thank you so very much for accepting my visit of August 26<sup>th</sup>, 1999. Enclosed with this letter is a fax from the therapist in charge of after-care for the Independent Response Team of the St. Barbara Province. As per our conversation, David Johnson will be getting intense therapy in the city of San Diego as part of his return to ministry program. He will be in residence at Mission San Luis Rey.

It is my request that David be allowed to celebrate week-day Masses and Sunday Masses at San Luis Rey under the conditions mentioned in the confidential memo.

Should you wish, I am sure that Bishop Steinbock is willing to speak with you or write you a letter in David's behalf.

Respectfully,

[Redacted Signature]

Min. Prov.

# INDEPENDENT RESPONSE TEAM

P.O. BOX 3252  
OAKLAND, CA 94609  
800-770-8013

## CONFIDENTIAL MEMO

---

Date: September 2, 1999

To: [REDACTED]  
Provincial Minister

Fr: Israel B. Rosales, Ph.D.  
Independent Response Team

RE: DAVID JOHNSON, O.F.M.

---

Per our conversation, I would like to specify our recommendations for Fr. David as he relocates to Mission San Luis Rey. The recommendations are as follows:

1. Fr. David is to participate in individual and/or group psychotherapy with Larry Corrigan, LCSW. This therapy will focus primarily on developing a systematic relapse prevention plan regarding his risk for sexual misconduct;
2. Fr. David will be assigned a friar monitor to support and supervise all his activities. He will meet with his monitor on a weekly basis to insure that he is following through on his relapse prevention plan. He will inform the monitor of his daily schedule and must receive preapproval for all activities. The monitor will work closely with the guardian and the Provincial administration to insure that the public and the friar are safe;
3. Fr. David will carry a cell phone if he must engage in any unsupervised activities; The monitor can call him at any time to supervise his whereabouts;
4. He is not to be alone with a minor;
5. He is not to have any physical contact with a minor, even when supervised, e.g., giving the "peace" during mass;
6. He is not to function as a counselor;
7. He is not to hear confessions;

OFM JOHN 1

0211

To: [REDACTED]  
Fr: Israel B. Rosales, Ph.D.  
Re: David Johnson, OFM  
Date: 8-31-99  
Page: 2 of 2

**CONFIDENTIAL**

---

8. He may participate in reconciliation ceremonies;
9. He should celebrate masses that are primarily attended by adults. When possible, he should be supervised by a knowledgeable adult when celebrating mass.

Please contact me if you have any questions regarding the above.

# FRANCISCAN FRIARS PROVINCE OF SAINT BARBARA

August 29, 1988

Dear Sean

Peace and good. Thanks so much for agreeing to go to Three Rivers. I know that with yourself, Rob, David, and Arturo there, the retreat ministry will be well taken care of. I'm glad that everything is working out so well.

As you know, the definitorium has decided to assign David Johnson to the retreat house, and with this letter I would like to give you official notification of his appointment. We have requested faculties from the Bishop of Fresno, and after some negotiations, he has agreed to grant them to David.

I would like to note that David comes to Three Rivers with certain conditions. The placement occurs with the following requirements:

1. He must see a qualified spiritual director regularly;
2. He must continue in individual therapy regularly and participate in a support group;
3. He must maintain some contact with the directors at Jemez Springs, as his aftercare program there cares to specify;
4. He must not involve himself with youth ministry, work, and must avoid ordinary social contact (i.e. be exceptionally cautious) with young adults or minors;
5. He must discuss his progress on a regular basis with a representative of the province (probably either Loren Blessing or myself) and with selected members of the local community.

David has selected yourself and Rob Young as his contact friars at Three Rivers. As the local minister, you receive responsibility for all of the friars, but I am requesting that you make particular effort in the case of David, both for his sake and that of the Province. Either myself or [REDACTED] will be speaking with yourself, David, and Rob, to clarify any questions which you might have.

Thanks very much for your help.

Fraternally,

cc. Rob Young

[REDACTED]  
David Johnson

MEMO TO: [REDACTED]

FROM: [REDACTED]

RE: Update on the lawsuit against David Johnson

David called to say that he has spoken with the attorney for the Archdiocese of Seattle. The attorney said that he will respond for David. However, he advised him that David might want to get his own personal attorney. I told David he should inform the Archdiocese that if this is their counsel, then they ought to hire him his own personal attorney.

The attorney then went on to tell him that he will try to get David removed from the suit because all agree that it was an overnight visit. Of all the plaintiffs suing only the mother of one of the boys is naming David in the suit. The attorney feels that there is a good chance David can be removed.

The attorney also told David that the group of lawyers (very aggressive) who are representing the plaintiffs against Conn and the Archdiocese have been in touch with the SAS Support Group who have been feeding them with information. Perhaps this is because Conn was at SAS for one year (the attorney did not know how or why they got in contact but only that they were).

David Johnson:

Therapist: not M. Steps. field -

Don't know King was a weak - 3 ground.

Dr. King: Therapist - not for individual therapy -

- individual therapy

- group work

Spencer: Love

Monitor: San Leon -

Ministry:

- no contact of moral

- no moral ministry

- no morality, moral

- no contact of spiritual

✓ spiritual devotion - get a new man

✓ local community know about it

People will talk.

1) Contact T. Lutz

Give report for Rev. Parker

2) changed part of therapy session to be a week  
program of group component recovery

3) periodic (every 3 months) report to  
P. M.

4) monitoring.

OFM JOHN 1  
0215

RECEIVED

JUL 07 1993

F. T. C. A., INC.

FRANCISCANS  
SAINT ANTHONY RETREAT  
P. O. BOX 249  
THREE RIVERS, CALIFORNIA 93271  
(209) 561-4595

July 3, 1993

Dr. King,

Thank you again for taking time out of the weekend to call me back.

My provincial is requesting your [redacted] so he might determine whether you are a suitable person for me to see for continuing therapy. He would be expecting some kind of regular report from you about me if that were decided.

His name and address is:

(510) 536-3722

PROVINCIAL OFFICE  
1500 - 34<sup>th</sup> AVE

OAKLAND, CA. 94601-3091

He is hoping to have this by the 14<sup>th</sup> of July. He must go talk to the board of inquiry in Santa Barbara after that and would like this information before. You have my permission to speak with him if you feel that you need to. I'll call you when I return from hiking.

OFM JOHN 1  
0216

Thanks, [signature]

# REDACTED

Provincial Office  
1500 34th Ave  
Oakland, CA 94601

Wellness Committee  
RE: David Johnson

August 14, 1991

REDACTED

Dear

REDACTED

On Wednesday, July 17, Mike Shaffer, Sean Carr, David Johnson, and met at 1:30 for our quarterly meeting in Mike Shaffer's office in Visalia.

Enclosed, please find the following materials:

- 1) My cover letter (beginning on this page)
- 2) Your initial directives, mailed 8-29-88
- 3) Sean Carr's reflections
- 4) David Johnson's reflections
- 5) Mike Shaffer's report.

Please note the following:

A) On Saturday, June 29, about 8:30 pm, (before the July 17th meeting), David and I talked on the phone. David indicated that it has been about two and a half years since he started therapy with Mike Shaffer. David indicated that his relationship with Mike Shaffer seems stressed. David is hearing from Mike that he would like to see David's previous files if he is to continue therapy with David. David feels there is no real therapy going on right now. David feels he has given it a "good shot," but it is difficult to enter into therapy again with Mike. Mostly, right now he is reporting to Mike what he has been doing since the previous appointment. David suggested that I could call Mike Shaffer and talk to him.

David wondered about possible options:

- 1) Could someone else in the area serve as therapist?
- 2) David sees another therapist for his own personal issues. Could his work with this therapist be sufficient?
- 3) Would it be sufficient to meet with Sean and Myself?
- 4) Are there other options?

B) On Monday, July 1, 1991, about 7:10 pm (before the July 17th meeting), I talked to Mike Shaffer on the phone. Mike states his ideas clearly in his own written report, which was presented in our July 17th meeting and then mailed to me later in its final



REDACTED

REDACTED

form. Please refer to this written report which is enclosed in this packet.

C) During the meeting with Mike Shaffer, Sean Carr, David Johnson, and , on July 17, 1991, the following points were agreed upon:

1) January of 92 still stands as the date of reevaluation. That is, no new program would begin before that time. Michael Shaffer and David Johnson will continue to meet on a regular basis.

2) Our next meeting will be August 29, from 1:00 to 3:00. During this meeting the group will collect its ideas and prepare an agenda for a later meeting with , the Provincial of the St. Barbara Province. REDACTED

3) The group will ask to attend such a meeting sometime after the August 29 meeting. This later meeting will take place at the convenience of all parties (perhaps late September or early October). This meeting will define clear directives for the future.

D) From my perspective , the five areas of original directives (also enclosed in this packet) have been followed except participating in a therapy group. A suitable therapy group has not been found in the greater area in which David lives. REDACTED

E) During the July 17th meeting, I suggested that if the therapy program with Mike Shaffer is discontinued, the following program might be initiated: Once a week David would drive to Oakland, have an hour of individual therapy with Eugene Merlin, MFCC, and then engage in a late afternoon or early evening therapy group.

Respectfully;

cc. Mike Shaffer, LCSW, MFCC  
David Johnson  
Sean Carr

FRANCISCANS  
SAINT ANTHONY RETREAT  
P. O. BOX 248  
THREE RIVERS, CALIFORNIA 93271

REPORT FOR JULY 17, 1991

Since our last meeting I would like to report that as far as

I have observed David Johnson has:

1. Visited his Spiritual Director regularly
2. Has been involved in individual therapy
3. Maintained contact with the Directors at Jemez Springs
4. Has not involved himself with Youth Ministry Work and avoided ordinary social contact with Young Adults and minors
5. Has discussed his progress on a regular basis with representatives of the Province (Loren and myself)

I feel that David has continued to progress in all areas over the four months and there have been no allegations or questions of misconduct.



Sean Carr, OFM  
Director

To whom it may concern:

July 17, 1991

I wish to restate that I have fulfilled all the expectations placed upon me by Henry Springs. I continue to call them for advice but finished all their requirements three years ago.

I have avoided any ordinary contact with minors. Any extraordinary contact I could not avoid I have reported to those responsible for overseeing my probation and progress.

I have continued therapy as required, I continue to be open, honest and forthright in those sessions.

I have gone regularly to see a spiritual director but there has been a recent break in our monthly regularity due to conflicts in vacation times.

I participate and attend my four times a year parole hearings.

I'll be leaving the house for a week starting Sunday when the Bible school starts with more than 100 children in attendance.

I continue to seek and deepen appropriate adult relationships.

signed,

David John

OFM JOHN I  
0220

JAMES M. BENDELL, ATTORNEY AT LAW  
60M Paradise Bay Rd, Ste. A; P.O. Box 65471  
Port Ludlow, Washington 98365-0471  
(360) 437-2624; Fax (360) 437-2605

1 James M. Bendell  
2 P.O. Box 65471  
3 Port Ludlow, Washington 98365-0471  
4 (206) 437-2624  
5 Attorney for PLAINTIFFS

6 IN THE SUPERIOR COURT FOR THE STATE OF WASHINGTON  
7 COUNTY OF CLALLAM

8 [REDACTED], a single man )  
9 [REDACTED], a single man )  
10 [REDACTED], a single man )  
11 [REDACTED], a single woman )  
12 husband and wife, [REDACTED] )  
13 [REDACTED] a single woman, )  
14 [REDACTED] Y, a single )  
15 woman, [REDACTED], a single )  
16 man, [REDACTED], a )  
17 single man, [REDACTED] )  
18 a minor child )

19 Plaintiffs,

20 vs.

21 PAUL JOSEPH CONN and THE )  
22 CORPORATION OF THE )  
23 CATHOLIC ARCHBISHOP )  
24 OF SEATTLE, a Washington non )  
25 profit corporation, d/b/a )  
26 THE ARCH-DIOCESE OF SEATTLE, )  
DAVID JOHNSON, an employee )  
of the Archdiocese of )  
Seattle, CATHOLIC UNIVERSITY )  
OF AMERICA, a University )  
chartered under the laws of )  
the District of Columbia, )  
ALBERT GIAQUINTO, JOHN DOES )  
IV AND VI, employees and )  
agents of Catholic Unviersity )  
of American, )

Defendants.

TO THE DEFENDANT: Friar Dave Johnson

A lawsuit has been started against you in the above entitled court by plaintiffs above named. Plaintiffs claim is stated in

JAMES M. BENDELL, ATTORNEY AT LAW  
60M Paradise Bay Rd, Ste. A; P.O. Box 65471  
Port Ludlow, Washington 98365-0471  
(360) 437-2624; Fax (360) 437-2605

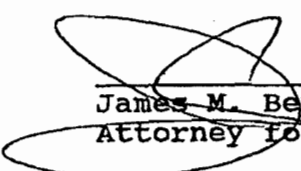
1 the written Substitute Second Amended Complaint, a copy of which  
is served upon you with this summons.

2 In order to defend against this lawsuit, you must respond to  
3 the complaint by stating your defense in writing, and by serving  
4 a copy upon the person signing this summons **within 60 days after**  
5 **the service of this summons**, excluding the day of service, or a  
6 default judgment may be entered against you without notice. A  
default judgment is one where plaintiffs are entitled to what has  
been asked for because you have not responded. If you serve a  
notice of appearance on the undersigned person, you are entitled  
to notice before a default judgment may be entered.

7 If you wish to seek the advice of an attorney in this  
8 matter, you should do so promptly so that your written response,  
if any, may be served on time.

9 This summons is issued pursuant to Rule 4 of the Superior  
Court Civil Rules of the State of Washington.

DATED This 1<sup>st</sup> day of March, 1995.

10  
11   
12 James M. Bendell WSBA #20820  
13 Attorney for Plaintiffs  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

1 James M. Bendell  
2 P.O. Box 65471  
3 Port Ludlow, Washington 98365-0471  
4 Attorney for PLAINTIFFS  
5

6 IN THE SUPERIOR COURT FOR THE STATE OF WASHINGTON  
7 COUNTY OF CLALLAM  
8

9 [REDACTED] a single man )  
10 [REDACTED] a single man )  
11 [REDACTED] a single man )  
12 [REDACTED] a single woman )  
13 [REDACTED] )  
14 husband and wife, [REDACTED] )  
15 [REDACTED] a single woman, )  
16 [REDACTED] a single )  
17 woman, [REDACTED] a )  
18 single man, [REDACTED] )  
19 [REDACTED] a single man, )  
20 [REDACTED] a minor child )  
21 )

22 Plaintiffs, )  
23 )

24 vs. )  
25 )

26 PAUL JOSEPH CONN, and )  
27 THE CORPORATION OF THE )  
28 CATHOLIC ARCHBISHOP )  
29 OF SEATTLE, a Washington non )  
30 profit corporation, d/b/a )  
31 THE ARCHDIOCESE OF SEATTLE, )  
32 DAVID JOHNSON, an employee )  
33 of the ArchDiocese of )  
34 Seattle, CATHOLIC UNIVERSITY )  
35 OF AMERICA, a University )  
36 chartered under the laws of )  
37 the District of Columbia, )  
38 ALBERT GIAQUINTO, JOHN DOES )  
39 IV AND V, employees and )  
40 agents of Catholic )  
41 University Of America, )  
42 )

43 Defendants, )  
44 )

45  
46 SUBSTITUTE  
47 SECOND AMENDED COMPLAINT

48 COMES NOW the Plaintiffs, by and through their attorneys, The  
49 Law Offices of David M. Bendell, the Law Offices of Richard Linn

SECOND AMEND.COMP.\PAGE 1

DAVID M. BENDELL  
ATTORNEY AT LAW  
1001 HWY 101 E  
SEQUIM, WA. 98382

RICHARD LINN ROGERS  
ATTORNEY AT LAW  
P.O. BOX 180  
SEQUIM, WA. 98382

JAMES BENDELL  
ATTORNEY AT LAW  
P.O. BOX 65471  
PORT LUDLOW, WA. 98365-0471

OFM JOHN 1

0223

1 Rogers and the Law Offices of James Bendell, and hereby state  
2 their complaint against Defendants as follows:

3  
4  
5 THE PARTIES

6 1. Plaintiffs [REDACTED]

7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
11 2. Defendant, PAUL JOSEPH CONN is a resident of the County  
12 of Multnomah, State of Oregon.

13 3. The CORPORATION OF THE CATHOLIC ARCHBISHOP OF SEATTLE  
14 (d\b\ ARCHDIOCESE OF SEATTLE), is a Washington non-profit  
15 corporation which operates an elementary school in the City of  
16 Port Angeles, Washington known as Queen of Angels School. It  
17 also operates extensive religious, medical and educational  
18 facilities throughout the Seattle, Washington area. It also  
19 operates Catholic summer camp facilities under the auspices of  
20 an unincorporated organization known as the Catholic Youth  
21 Organization. It also provides social services, including  
22 counseling through an organization called Catholic Community  
23 Services.

24 4. DAVID JOHNSON (formerly JOHN DOE II) is a Roman Catholic  
25 Priest who at all relevant times hereto resided in the County of  
26 King but who now it is believed resides in the State of

SECOND AMEND.COMP.\PAGE 2

DAVID M. BENDELL  
ATTORNEY AT LAW  
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RICHARD LINN ROGERS  
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SEQUIM, WA 98382

JAMES BENDELL  
ATTORNEY AT LAW  
P.O. BOX 65471  
PORT LUDLOW, WA 98365-0471

OFM JOHN 1

0224

1 California. DAVID JOHNSON was at all relevant times an agent and  
2 employee of the Diocese of Seattle.

3 5. CATHOLIC UNIVERSITY OF AMERICA is an Institution of  
4 higher learning, operated by the Roman Catholic Church and  
5 chartered under the laws of the District of Columbia. CATHOLIC  
6 UNIVERSITY OF AMERICA undertook the theological training of PAUL  
7 JOSEPH CONN at the instance and direction of the ARCHDIOCESE OF  
8 SEATTLE and as the agent of the ARCHDIOCESE OF SEATTLE.

9 6. ALBERT GIAQUINTO and JOHN DOES IV and V were at all  
10 times relevant hereto employees and or agents of CATHOLIC  
11 UNIVERSITY OF AMERICA.

12  
13 COUNT I

14 (BY PLAINTIFFS [REDACTED])  
15 [REDACTED]  
16 [REDACTED]

17 7. Plaintiffs [REDACTED] and [REDACTED] are minor  
18 children who attended [REDACTED] during the period  
19 from 1985 through 1988. [REDACTED] was an alter server for the  
20 Catholic Community of Forks during same period. All of the  
21 Plaintiffs were Roman Catholics. Defendant CONN, acting as a  
22 Roman Catholic Priest, was a trusted friend, counselor, educator,  
23 and spiritual advisor of the Plaintiffs.

24 8. During the period from 1985 until 1988 Defendant CONN  
25 acted as a Parish Priest and Administrator at Queen of Angels  
26 Parish and School. Defendant also acted as supervisor for the  
27 minor children who acted as alter servers for the Catholic

SECOND AMEND.COMP.\PAGE 3

DAVID M. BENDELL  
ATTORNEY AT LAW  
1001 HWY 101 E.  
SEQUIM, WA 98282

RICHARD LINN ROGERS  
ATTORNEY AT LAW  
P.O. BOX 180  
SEQUIM, WA 98282

JAMES BENDELL  
ATTORNEY AT LAW  
P.O. BOX 65471  
PORT LUDLOW, WA 98365-0471

OFR JOHN 1

0225



1 Communities of Port Angeles, Forks and Clallam Bay. Father CONN  
2 also acted as a religious educator.

3 9. It was the practice of Parish Priests and Educators at  
4 Queen of Angels Church and School, to supply the Parish with  
5 Alter Servers by recruiting boys from the School. Boys would be  
6 recruited during school hours and would at times be removed from  
7 classes during school hours to perform their duties as Alter Boys  
8 and related tasks. In Forks and Clallam Bay, Paul Conn would  
9 supervise meetings and classes in which alter servers would be  
10 recruited and trained.

11 10. During his period at Queen of Angels Defendant CONN used  
12 his influence and special relationship as a Roman Catholic Priest  
13 and educator to sexually molest young boys in his care including  
14 Plaintiffs [REDACTED] The  
15 actions of Defendant Conn constitute common-law assault and  
16 battery and were violative of RCW 9A.44.100(1).

17 11. As a result of the actions of Defendant Conn, Plaintiffs  
18 have suffered severe and permanent psychological damages  
19 including alcoholism, chemical dependency, depression, as well as  
20 pain and suffering. In addition, because of the childhood  
21 psychological damages, Plaintiffs will suffer loss of future  
22 income.

23 12. Defendant Conn is liable to Plaintiffs for the damages  
24 described in paragraph (8) above.

25  
26

COUNT II

SECOND AMEND.COMP.\PAGE 4

DAVID M. BENDELL  
ATTORNEY AT LAW  
1001 HWY 101 E.  
SEQUIM, WA 98382

RICHARD LYNN ROGERS  
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P.O. BOX 180  
SEQUIM, WA 98382

JAMES BENDELL  
ATTORNEY AT LAW  
P.O. BOX 65471  
PORT LUDLOW, WA 98365-0471

OFM JOHN 1

0226

1 [REDACTED]  
2 [REDACTED]  
3 AGAINST THE ARCHDIOCESE OF SEATTLE)

4 The allegations contained in the preceding paragraphs and  
5 counts are hereby incorporated herein.

6 13. During all of the periods described herein, Defendant  
7 PAUL JOSEPH CONN was an employee of the ARCHDIOCESE OF SEATTLE.

8 14. Prior to the molestation of young boys by Defendant CONN  
9 at Queen of Angels Church and School, Defendant ARCHDIOCESE OF  
10 SEATTLE knew or should have known of his proclivity towards  
11 pedophilic behavior. While working at Queen of Angels Church and  
12 School, Defendant CONN was an executive employee of Defendant,  
13 ARCHDIOCESE OF SEATTLE, and had knowledge of his own pedophilic  
14 proclivities and behavior.

15 15. The actions of the ARCHDIOCESE OF SEATTLE in assigning  
16 Defendant Conn to work at QUEEN OF ANGELS SCHOOL, and continuing  
17 that assignment, with knowledge of his pedophilic behavior,  
18 constitutes negligent entrustment, negligent hiring and negligent  
19 retention.

20 16. [REDACTED] is the mother of [REDACTED] and  
21 [REDACTED] and [REDACTED] are the parents of  
22 Plaintiff [REDACTED] [REDACTED] is the mother of [REDACTED]  
23 [REDACTED] is the mother of [REDACTED] Because of  
24 the extensive child abuse perpetrated by PAUL JOSEPH CONN,  
25 Plaintiff parents have lost the consortium and society of there  
26 children. In addition they have suffered extensive emotion and

SECOND AMEND.COMP.\PAGE 5

DAVID M. BDELL  
ATTORNEY AT LAW  
1001 HWY 101 E  
SEQUIM, WA 98382

RICHARD LINK ROGERS  
ATTORNEY AT LAW  
P.O. BOX 180  
SEQUIM, WA 98382

JAMES BDELL  
ATTORNEY AT LAW  
P.O. BOX 65471  
PORT LUDLOW, WA 98365-0471

OFM JOHN 1

0227

1 psychological damages, pain and suffering because of the actions  
2 of PAUL JOSEPH CONN.

3 17. Defendant ARCHDIOCESE OF SEATTLE is liable for the  
4 damages caused Plaintiffs by Defendant CONN.

5  
6  
7 COUNT III  
8  
9

10 AGAINST THE ARCHDIOCESE OF SEATTLE, CATHOLIC UNIVERSITY, ALBERT  
11 GIAQUINTO, JOHN DOES IV AND V)  
12

13 The allegations contained in the preceding paragraphs and  
14 counts are hereby incorporated herein.

15 18. Prior to Defendant CONN being ordained a priest,  
16 Defendants ARCHDIOCESE OF SEATTLE, and CATHOLIC UNIVERSITY OF  
17 AMERICA, ALBERT GIAQUINTO and JOHN DOES IV and V received actual  
18 knowledge that Defendant CONN was a pedophile and sexual  
19 predator. This knowledge included but was not limited to the  
20 following:

21 a. CATHOLIC UNIVERSITY OF AMERICA acted as the agent of the  
22 ARCHDIOCESE OF SEATTLE in the training and evaluation of PAUL  
23 JOSEPH CONN as a clerical candidate. During his training at  
24 CATHOLIC UNIVERSITY OF AMERICA, Defendant CONN specifically told  
25 his Spiritual Director (ALBERT GIAQUINTO), a faculty member (JOHN  
26 DOE IV) and a psychologist employed by the University (JOHN DOE  
27 V) that he had engaged in acts of child molestation in the State  
28 of Washington and the State of New York.

29 b. Defendant CONN received extensive psychological  
30 counseling regarding his proclivity toward pedophilia while  
SECOND AMEND.COMP.\PAGE 6

DAVID M. BENDELL  
ATTORNEY AT LAW  
1001 HWY 101 E  
SEQUIM, WA 98382

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SEQUIM, WA 98382

JAMES BENDELL  
ATTORNEY AT LAW  
P.O. BOX 65471  
PORT LUDLOW, WA 98365-0471

1 attending CATHOLIC UNIVERSITY OF AMERICA. This counseling was  
2 obtained and paid for under the auspices of CATHOLIC UNIVERSITY  
3 OF AMERICA and the ARCHDIOCESE OF SEATTLE.

4 c. One of the individuals who was present at, and who  
5 participated in the ordination of PAUL JOSEPH CONN was the Rev.  
6 Gregory Bittner. Gregory Bittner was a seminary classmate and  
7 confidante of PAUL JOSEPH CONN. Gregory Bittner had actual  
8 knowledge that PAUL JOSEPH CONN was a pedophile. Through the  
9 involvement and participation of Gregory Bittner in the  
10 ordination of PAUL JOSEPH CONN the ARCHDIOCESE OF SEATTLE, knew or  
11 should have known that Defendant CONN was a pedophile and sexual  
12 predator.

13 d. Prior to being interviewed and approved for training as a  
14 Diocesan priest for the ARCHDIOCESE OF SEATTLE, PAUL JOSEPH CONN  
15 worked as a teacher and Cleric-Trainee with the Franciscan Order.  
16 Defendant CONN worked at Franciscan facilities in the vicinity of  
17 Southern and Central California and in particular, Oakland and  
18 Santa Barbara. While working with the Franciscans in  
19 California, PAUL JOSEPH CONN sexually molested students under his  
20 care. By virtue of its communication and affiliation with the  
21 Franciscan Order, the ARCHDIOCESE OF SEATTLE knew or should have  
22 known of PAUL JOSEPH CONN was a sexual predator.

23 d. After PAUL JOSEPH CONN'S assignment to Queen of Angels  
24 Parish and School a number of his victims began to display  
25 emotional and psychological problems. The DIOCESE OF SEATTLE  
26 assigned a counselor with Catholic Community Services Services  
SECOND AMEND.COMP.\PAGE 7

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OFM JOHN 1

0229

1 (an organization affiliated with the Diocese), to provide  
2 counseling services to students and families at Queen of Angels  
3 School. While providing these services, the counselor was told  
4 by one or more Queen of Angels Students that that they were being  
5 molested by PAUL JOSEPH CONN.

6 19. Defendants ARCHDIOCESE OF SEATTLE and CATHOLIC  
7 UNIVERSITY OF AMERICA breached its duty to use ordinary care and  
8 reasonable care by wrongfully, intentionally, knowingly and or  
9 negligently withholding facts that Defendant CONN was a dangerous  
10 sexual predator and had the proclivity toward sexual practices  
11 forbidden by the doctrines of the Roman Catholic Church and to  
12 abuse young male children.

13 20. Defendant ARCHDIOCESE OF SEATTLE and CATHOLIC UNIVERSITY  
14 are liable for the damage caused by Defendant CONN.  
15  
16

17 COUNT IV  
18  
19  
20

21 [REDACTED]  
22 AGAINST CATHOLIC UNIVERSITY OF AMERICA, ALBERT GIAQUINTO AND JOHN  
DOES IV AND V)

23 The allegations contained in the preceding paragraphs and  
24 counts are hereby incorporated herein.

25 20. Prior to the summer of 1993, Plaintiff [REDACTED] and  
26 other [REDACTED] had been continually assured by  
27 agents and employees of the ARCHDIOCESE OF SEATTLE that the  
28 leadership of the Roman Catholic Church had been unaware of PAUL  
29 JOSEPH CONNS pedophilic tendencies.

SECOND AMEND.COMP.\PAGE 8

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OFM JOHN 1  
0230

1 21. In the late summer of 1993 Plaintiff [REDACTED] on  
2 behalf of [REDACTED] children, instituted an informational lawsuit  
3 pursuant to RCW 10.97.070 to obtain documents in the sealed  
4 criminal court file of PAUL JOSEPH CONN.

5 22. On January 27, 1994 Plaintiff obtained access to  
6 documents contained in the PAUL JOSEPH CONN criminal file. These  
7 documents revealed that Agents and employees of CATHOLIC  
8 UNIVERSITY OF AMERICA had actual knowledge, prior to his  
9 ordination, that PAUL JOSEPH CONN was a pedophile and child  
10 molester.

11 23. At the time CATHOLIC UNIVERSITY OF AMERICA its agents  
12 and employees were training PAUL JOSEPH CONN, at their  
13 Theological Seminary, they knew, that as a Parish Priest for the  
14 Diocese of Seattle, he would have frequent contact with, exposure  
15 to, and supervision of minor children.

16 24. The actions of CATHOLIC UNIVERSITY OF AMERICA, ALBERT  
17 GIAQUINTO and JOHN DOES IV and V in continuing the training of,  
18 and assisting in the ordination of, PAUL JOSEPH CONN, constitutes  
19 negligence.

20 25. The actions of CATHOLIC UNIVERSITY OF AMERICA, ALBERT  
21 GIAQUINTO and JOHN DOES IV and V in failing to warn Plaintiff  
22 and other parishioners at Queen of Angels Parish, that PAUL  
23 JOSEPH CONN was a child molester constitutes negligence.  
24 CATHOLIC UNIVERSITY OF AMERICA acted as the agent for the  
25 ARCHDIOCESE OF SEATTLE in the training of PAUL CONN. The  
26 ARCHDIOCESE OF SEATTLE is responsible for the conduct and  
SECQND AMEND.COMP.\PAGE 9

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1 knowledge of CATHOLIC UNIVERSITY OF AMERICA under principles of  
2 agency.

3  
4 COUNT V

5 [REDACTED]  
6 AGAINST THE ARCHDIOCESE OF SEATTLE)

7 The allegations contained in the preceding paragraphs and  
8 counts are hereby incorporated herein.

9 27. Employees of Queen of Angels School had day to day  
10 interface with Plaintiffs and other children who were sexually  
11 abused by Defendant, Conn. Children who are the victims of  
12 sexual abuse suffer relationship difficulties, anger, depression  
13 and school failure. Teachers, administrators and counselors of  
14 Queen of Angels School and or the Diocese of Seattle knew or  
15 should have known, based on observations of child behavior and  
16 from child disclosures, that a pattern of child abuse was taking  
17 place at the school.

18 28. The failure of teachers and administrators, counselors,  
19 agents and officials of Queen of Angels School and the Diocese of  
20 Seattle to diagnose and or disclose to parents that a pattern of  
21 sexual abuse was occurring at the school constitutes negligence.

22 29. Defendant ARCH DIOCESE OF SEATTLE is liable for the  
23 damages caused by Defendant CONN.

24  
25 COUNT VI

26 [REDACTED]  
27 [REDACTED]  
28 [REDACTED]  
29 AGAINST THE ARCHDIOCESE OF SEATTLE)

30 The allegations contained in the preceding paragraphs and  
31 counts are hereby incorporated herein.

SECOND AMEND.COMP.\PAGE 10

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1       30. The ARCH DIOCESE OF SEATTLE as part of its employment  
2 policies has had a policy of tolerance and concealment toward  
3 Priest\employees who have committed acts of child molestation.  
4 As part of this policy it has been the practice of said Defendant  
5 to, upon discovering that a Priest\employee has committed child  
6 molestation, to conceal the fact that such molestation has  
7 occurred from the general public, and to attempt to rehabilitate  
8 the priest and return him to service.

9       31. As part of its policy of tolerance and concealment,  
10 Defendant ARCH DIOCESE OF SEATTLE placed another Roman Catholic  
11 Priest, Father James McGreal, at Queen Of Angels Church. Father  
12 McGreal had previously been found to have been molesting young  
13 children at a previous assignment.

14       32. Father McGreal was assigned to Queen of Angels Parish  
15 for a period of three months during 1986. During this period  
16 Father McGreal was supervised by Defendant CONN, and worked  
17 closely with Defendant CONN.

18       33. Father McGreal knew or should have known that Defendant  
19 CONN was molesting children in his care. Father McGreal failed  
20 to notify authorities or warn parishioners of Defendant CONN'S  
21 conduct. Father McGreal's failure to warn was due in whole or in  
22 part to his own history of misconduct and in whole or in part due  
23 to his desire to avoid adverse publicity thereby continuing the  
24 concealment of his own misconduct.

25       34. Defendant ARCH DIOCESE OF SEATTLE is liable for the  
26 damages caused by Defendant CONN.

SECOND AMEND.COMP.\PAGE 11

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OFM JOHN 1

0233



1  
2  
3 COUNT VII  
4 (PLAINTIFFS [REDACTED]  
5 [REDACTED] INDIVIDUALLY  
6 AGAINST THE ARCHDIOCESE OF SEATTLE)

7 The allegations contained in the preceding paragraphs and  
8 counts are hereby incorporated herein.

9 35. Plaintiffs [REDACTED] and [REDACTED] entered into a  
10 series of contracts with the ARCHDIOCESE OF SEATTLE from 1985  
11 until 1988 in which for valuable consideration, Defendant Diocese  
12 agreed to provide elementary school education to children for  
13 whom she was the legal guardian. The parents of [REDACTED]  
14 also entered into such a contract. An implied covenant in these  
15 contracts was the promise by the Diocese to undertake reasonable  
16 efforts to supervise the children, safeguard them from harm, and  
17 refrain from engaging in acts injurious to their welfare.  
18 Plaintiff children were intended third party beneficiaries of  
19 these contracts.

20 36. Defendant ARCH-DIOCESE OF SEATTLE breached the covenants  
21 described above when its agent and employee PAUL JOSEPH CONN,  
22 sexually abused the Plaintiff children under his care.

23 37. Defendant ARCH-DIOCESE OF SEATTLE is liable for the  
24 damages caused by Defendant CONN, based on principles of  
25 contract.

26  
27 COUNT VIII  
28 (PLAINTIFFS [REDACTED]  
29 [REDACTED] AGAINST THE ARCHDIOCESE OF SEATTLE)

30 The allegations contained in the preceding paragraphs and  
counts are hereby incorporated herein.

SECOND AMEND.COMP.\PAGE 12

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OFM JOHN 1

0234

1 38. The actions of Defendants constitute violations of RCW  
2 19.86.020.  
3

4 COUNT X

5 ([REDACTED] AGAINST THE ARCHDIOCESE OF SEATTLE AND DAVID JOHNSON)

6 The allegations contained in the preceding paragraphs and  
7 counts are hereby incorporated herein.

8 42. Defendant DAVID JOHNSON was a priest who lived at and  
9 had administrative control of St. Georges Parish, a Roman  
10 Catholic Church and rectory in the City of Seattle, Washington.

11 43. In the year 1987 Defendant Paul Joseph Conn arranged to  
12 take Plaintiffs [REDACTED] and [REDACTED]  
13 from Port Angeles, Washington to summer camp run by the  
14 ARCHDIOCESE OF SEATTLE. The children were to leave for the camp  
15 by bus from a central location in the City of Seattle.

16 44. On the day prior to leaving for the camp Defendant Conn  
17 drove Plaintiffs from Port Angeles to Seattle, Washington. He  
18 had arranged for himself and Plaintiffs to stay at the Church  
19 facility controlled by Defendant DAVID JOHNSON. The purpose of  
20 these arrangements was to provide Defendant Conn a private place  
21 where he could sexually molest [REDACTED] and  
22 [REDACTED]

23 45. Defendant DAVID JOHNSON knew or should have known that  
24 the purpose of the visit to his rectory was to provide Defendant  
25 Conn with an opportunity and place to sexually molest Plaintiffs.

26 46. The actions of Defendant DAVID JOHNSON, constitute  
27 willful misconduct and or negligence.

SECOND AMEND.COMP.\PAGE 13

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1 47. Defendant ARCHDIOCESE OF SEATTLE is liable for the  
2 damages caused by Defendant DAVID JOHNSON, based on principles of  
3 respondeat superior.  
4

5 WHEREFORE, Plaintiffs pray as follows:

6 a. That judgment be awarded Plaintiffs [REDACTED]  
7 [REDACTED] and [REDACTED], against specified defendants, for the  
8 estimated amount of all past and future medical, psychological  
9 and counseling costs, the exact amount to be proven at trial.

10 b. That judgment be awarded Plaintiffs, [REDACTED]  
11 [REDACTED] and [REDACTED] for the estimated past and future  
12 wages which have or will be lost by Plaintiffs as a result of  
13 their injuries, the exact amount to be proven at trial.

14 c. That judgment be awarded Plaintiffs, for additional  
15 amounts as compensation for pain and suffering, occasioned by the  
16 injuries caused by Defendant, the exact amount to be proven at  
17 trial.

18 d. That Plaintiffs [REDACTED] and [REDACTED] be awarded treble  
19 damages for each individual act of molestation committed by  
20 Defendants pursuant to RCW 19.86 et seq.

21 e. That judgment be awarded Plaintiffs [REDACTED], [REDACTED]  
22 [REDACTED] against defendants,  
23 for the loss of consortium of their children, the estimated  
24 amount of all past and future medical, psychological and  
25 counseling costs, and lost income the exact amount to be proven  
26 at trial.

SECOND AMEND.COMP.\PAGE 14

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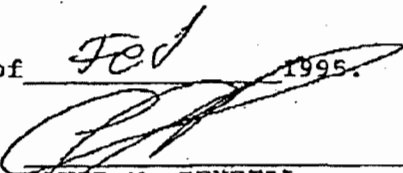
OFM JOHN 1

0236

1 f. That Plaintiffs be awarded post and prejudgment interest,  
2 costs and attorney fees, and such other relief as this court  
3 deems just and proper.

4 g. That Plaintiffs be awarded punitive damages against  
5 Defendant, CATHOLIC UNIVERSITY OF AMERICA, ALBERT GIAQUINTO, and  
6 JOHN DOES IV and V based on the Law of damages as existing in  
7 the District of Columbia.

8 DATED this 23 day of Feb 1995.

9  
10  
11   
12 DAVID M. BENDELL,  
13 ATTORNEY FOR PLAINTIFFS  
14 WSBA #16727  
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SECOND AMEND.COMP.\PAGE 15

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OFM JOHN 1  
0237

January 30, 1996

Mary K. McIntyre  
Attorney at Law  
1325 Fourth Ave., Ste. 940  
Seattle, WA 98101-2509

Re: OUR INSURED : Franciscan Friars  
YOUR CLIENT : Father David Johnson  
DATE OF LOSS : on or about 7/1/87  
LAWSUIT : Walls v. Conn, et al.

Dear Ms. McIntyre:

We apologize for the delay in responding to you in writing with regard to the above-referenced case. Pursuant to our verbal agreement, we agree that Father Johnson is entitled to a defense under the Franciscan Friars' Commercial General Liability policy for the policy periods 6/1/86-6/1/87 and 6/1/87 to 6/1/88. We will, therefore, contribute fifty-percent of the defense costs related to this matter, in conjunction with the Catholic Archdiocese of Seattle.

Although there appears to be some question as to whether Father Johnson is liable for the negligent supervision of Father Conn, as alleged by plaintiff's attorney, we are willing to contribute \$12,500 towards a settlement in mediation, which we understand will take place in mid-February, 1996. Again, per our verbal agreement, we are also willing to pay fifty-percent of Father Johnson's costs of this mediation, or \$285, as outlined in your facsimile of November 29, 1995.

As you are aware, I am currently on leave from my office but expect to return on February 12, 1996. Should you have any questions after that date, please feel free to contact me at 1-800-445-7969, extension 2568.

Sincerely,

Victoria I. Smith  
Claims Representative  
Farmington Casualty Company

OFM JOHN 1  
0238

cc: Patrick Crowley, Attorney at Law  
Brian P. Brosnahan, Attorney at Law

OEM JOHN 1  
0239

12383400724 Mary McIntyre James Bendell 12383400724

Date: 3/24/96 Time: 20:04:18

Page 2 of 2

RECEIVED  
MAR 25 1996  
MCINTYRE & BARNES

**James M. Bendell**

Attorney at Law

P.O. Box 65471

60M Paradise Bay Rd., Suite A

Port Ludlow, WA 98363-0471

(360) 437-2624 Facsimile (360) 437-2605

March 24, 1996

By Facsimile only

Mary McIntyre, Esq.

RE: [REDACTED] vs. Johnson et al

Dear Mary:

[REDACTED] has accepted Fr. Johnson's offer to settle her claims for \$25,000. Perhaps you can persuade the other defendants to stipulate avoid a recoupment hearing for this settlement.

Very Truly Yours,

Jim Bendell

cc: JoAnne Tompkins  
Dave Bendell

OFM JOHN 1  
0240

**MCINTYRE & BARNES**

A LAW PARTNERSHIP  
1325 FOURTH AVENUE, SUITE 940  
SEATTLE, WA 98101-2509

TELEPHONE: (206) 682-8285  
FACSIMILE: (206) 682-8636

COPY

**FAXED**  
3/20/96  
12:50

MARY K MCINTYRE\*  
LEE M. BARNES

\*ALSO ADMITTED IN IDAHO

March 20, 1996

[REDACTED]  
[REDACTED]

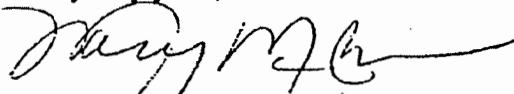
Re: [REDACTED] v. Conn, et al.  
Father David Johnson

Dear [REDACTED]

This letter is to confirm our discussion of today's date. You have authorized a settlement on behalf of Father Johnson of twenty-five percent up to eighty thousand dollars. Thus, the maximum contribution by AETNA would be twenty thousand dollars.

Father David Johnson and Bryan Brosnahan are comfortable with this arrangement. I will keep you advised.

Very truly yours,



Mary K. McIntyre

MKM:shk

cc: Father David Johnson  
Bryan Brosnahan

OFM JOHN 1  
0241



## MCINTYRE & BARNES

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MARY K MCINTYRE\*  
LEE M. BARNES

\*ALSO ADMITTED IN IDAHO

March 25, 1996

Patrick Crowley  
CROWLEY & MACKIN  
1301 Fifth Avenue, Suite 3500  
Seattle, Washington 98101  
Sent by facsimile - 340-1936

**REDACTED**

Re:

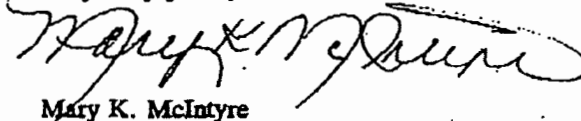
Dear Mr. Crowley:

has agreed to settle her claims against Father Johnson for twenty-five thousand dollars (\$25,000). A copy of the faxed letter I received from Mr. Bendell is enclosed.

I will prepare the settlement documents, release and stipulated order of dismissal. Will you please forward the Archdiocese' check in the amount of twelve thousand, five hundred dollars (\$12,500) which represents its share of the settlement? The remainder of the settlement will, of course, come from AETNA.

Please call with any questions.

Very truly yours,



Mary K. McIntyre

MKM:shk

cc: Father David Johnson  
Bryan Brosnahan (sent by facsimile - (415) 772-6268)

OFM JOHN 1  
0242

# FRANCISCAN FRIARS PROVINCE OF SAINT BARBARA

June 2, 1987 Received call from Diana Niccum of Child Protective Services in Seattle. (206) 721-4047. She informed me that a complaint had been filed by an anonymous child and his mother against David Johnson, pastor at St. George's in Seattle.

She said that the mother was really very appreciative of David, who was very good with the children and very affectionate with them. She insisted the mother did not want to create problems for David. In fact she said someone else first reported it and the mother only reluctantly went along.

She listed three actions: (1) the boy was bent over the table and David hugged him from the rear. (2) David had his arms around him and slipped his hands inside the back of his pants. (3) David was sitting on the porch, talking to the mother, and pulled the boy into his lap.

She reported that an interview- jointly with the detective and with the prosecutor would take place the next day with the child. (a ten year old boy).

June 3 I contacted (at [REDACTED] suggestion) Detective Kevin O'Keefe (206) 625-2457. He related some of the same information informing me that the interview was to take place that morning. He was very friendly, did not seem alarmed and encouraged me regarding disposing of this. He said he would want to talk with David.

June 3 Also made contact with diocese--Fr. Jack Walmesley and Sr. Carol Ann of Priestly ministry office. They informed me that they have negotiated many of these cases with Child protective services and the district attorney's office. They recommended I talk with Tim Smith of the Northwest Treatment Center, that if David cooperated with them, they would not file charges. David then set up an appointment at my suggestion. Also he voluntarily went into talk with Detective O'Keefe after I informed him the Detective wanted to interview him. In all of these conversations I assured the diocese, [REDACTED], Detective O'Keefe and the prosecutor, Jim Leslie that we wanted to cooperate and would do anything they asked. I insisted we would see that David was evaluated and if anything amiss were noted would see that he got proper therapy (e.g. being too affectionate, etc.) But I always maintained that David denied any sexual act with the child (or any other one and that I believed him).

June 3 Also talked with David. I informed him of the serious situation. He denied any of the allegations, insisting that they were not even plausible, that adults were present, and no way was there anything wrong done with the boy. He also related there we He then went down to talk with the detective. He also made an appointment with Tim Smith for evaluation, though did not see anything wrong that he was doing.

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Oakland CA 94601

Provincial Minister (415) 536-3722  
Provincial Office (415) 536-1266

OFM JOHN 1  
0243

I talked with him again after the interview. He then knew who the child was and was sure there was something trumped up as the child had always come to him for hugs, etc. (at the school yard, etc.), and insisted the mother had been present or others most of the time. He also related some problems with the mother (who teaches the 6th grade at the parish school), noting that her estranged husband had sexually molested her daughter (sister to the 10 year old boy).

This day I was also told by the detective that he would forward the paper work to the district attorney's office and they would decide on Friday if they would press charges. David was told the decision would come on Monday.

On Friday afternoon (I contacted Mr. Leslie, the prosecutor, and was told he had not yet received the paper work and it might take a month. I told him of the detective's remarks and he said he might move it up. He also indicated it was difficult for us these days as we priests had to show affection, but that might be misinterpreted, and that we were sort of damned if we do and damned if we don't. I told him we are very conscious of this these days and doing everything we could to warn our men to be very careful with children. Again I assured him we did not believe David had molested anyone.

Meanwhile I talked again with [REDACTED]. She said she was concerned that David would have too much contact with Kids. She did not want him going to the school (she also said the principal knew). I told her I had insisted to David not to have any activities with children. I asked her if she wanted us to take him out of the parish. She insisted she did not, that that might cause a disturbance and the mother was very afraid of that. So I told her we would leave him in the parish until some decision were made, but wanted first of all to protect the children and would follow her advice.

June 8== No word came early this week, it seemed it would take longer. I talked with Patrick Crowley, lawyer for the Archdiocese. He was helpful. He, however, said he was not a criminal lawyer and suggested maybe David needed one. He then suggested this to David. David wanted to do it so Mike Tricki was hired, I agreed to a \$1,000. retainer. He talked with David and insisted he talk to no one about the case including me. He also told him to cancel his appointment with Tim Smith at the Northwest Treatment Center on Tuesday (June 9--could be 10)/ He warned him that they might report what he said to the prosecutor. He could go later but wanted first to talk with the prosecutor himself.

June 10 I talked further with Mr Crowley. The suggestion was made that David leave the parish temporarily--lay low--if this could be arranged. David was presently (Tuesday through Thursday) at the beach with the diocesan priests. I talked with Mr. Tricki. He was not in favor of pulling him out of his job. I talked further with Sr. Carol Ann. She also was hesitant. I was still very aware of [REDACTED] advice to leave him there and my promise to her to do what they wanted. I then travelled to Seattle arriving June 12. I talked with David. He did not want to be totally absent, insisted on being there for Father's Day June 21. He did agree that we bring in another priest to be an extra presence and allow him to get away some. I attended Mass Saturday morning and parishioners (at least two men) immediately asked me what was the crisis, was I going to pull David out (as we had that happen a few years ago). I insisted no we were only here to go to a jubilee on Sunday. But I was aware that to pull him would have the people talking on Sunday. But I was aware that

# FRANCISCAN FRIARS PROVINCE OF SAINT BARBARA

June 13 I talked with Mr. Crowley and he did agree that to force David out might be destructive. He also had talked with Ms Niccum and knew her reluctance to have him removed. So we agreed to the modified cautions, another priest to come and be present and encouraging David voluntarily to remove him self as much as possible.

Meanwhile I was informed that Mike Tricki would be gone the next week and nothing would happen until he returned.

June 25 Talked with Mr. Tricki. He again urged leaving David alone until we got a decision. He informed me that they were waiting for the prosecutor (Mr. Leslie's) supervisor to return and that they would have an answer on Monday, and asked to please wait until then before taking any further action.

Bates Nos. 246-248 were ordered removed by the trial court.

CONFIDENTIAL

DAVID JOHNSON

June 20, 1988

His case history was given to the new definitorium. He was accused of sexual abuse of a child - a case of improperly fondling a child. He was never charged legally. But it was agreed that some evaluation should be undertaken (the provincial and the archbishop and David agreed). At first David intended to return to Seattle; but later he deemed it unwise, considering the conditions under which he would have to live if he returned.

At Jemez Springs it was judged that he needed therapy before returning to ministry. One counselor recommended that he return to ministry of any kind. At first a limitation was given by another counselor but later rescinded.

When David left Jemez Springs, he was given no placement because of uncertainty about where he could be placed, whether there should be limitations. This delay has caused resentment and depression in David. He has an authority problem.

Some people who know David well judge that he is imprudent in his actions with young people. But has he gotten the message?

Placement: the time at Jemez Springs is part of recovery; after care is needed. Therefore, a placement without involvement with young people is called for. David is not accepting of this. He also has not been entering into community life at St. Elizabeth. Summation: it is risky to place him in a parish. He has to be in a good fraternity. He needs counseling and spiritual direction. Before placement, a meeting needs to be set up with the main counselor from Jemez Springs. Possible placement: some place temporary until the meeting with the counselor; then a retreat house. Perhaps involve John Flannery, OP.

General reflections: - should we be up front and tell someone in such a case before they go into therapy, that we are going to be gun shy? And this shyness is stronger in such cases than with alcoholism? This area is new and ambiguous even among experts.

REDACTED

REDACTED

July 19, 1988

Meeting with David Johnson, Sarah Guaghin,  
Re: status and placement of David Johnson  
9:30am to noon

I began the meeting by communicating its purpose, which was to arrive at a mutually agreed upon placement for David. There were considerable misgivings I wanted to communicate.

Sarah asked me to list the areas of ambiguity which existed for me. Basically three:

- a. the Seattle incident. There is much ambiguity on all sides; David downplaying it; but considerable smoke over the incident.
- b. is there a history of acting out on David's part. I told him that one of the sources of my ambiguity is knowledge. I know more than me; I know more than the definitorium; he knows most of all. It is hard to believe that anything surrounding the Seattle incident was simply a "one time" affair' perhaps there were incidences in the past which did not come to light because of people's awareness. I am/know not sure that these areas do not exist, and so my uncertainty of this is influencing my judgment. Sarah asked David if he failure to share knowledge with me might be detrimental to his progress. No response. He did say that he regretted sharing as much as he had with Jemez etc. Anyway, this lack of a clear history is a major source of misgiving for me.
- c. the Jemez report is ambiguous; what exactly does "contact with minors" mean. How serious are they about his? Have we received ambiguous reports from them in the past. I asked for a letter from the director to clear up this (Sarah agreed to do this). Included in her remarks were: David can have sacramental contact with people (mass, penance); no problem in this area. He should not be involved in youth ministry work, and stay away from ordinary social contact with young adults, schools, picking kids up, playing with them, etc. She did note that he is not a classic pedophile, but is attracted to kids 13 and over and even into adulthood (13 and younger is classic pedophile and involves compulsion). They have worked on consciousness/awareness for David, and feel he is confidently knowledgeable about his inclinations etc.

I communicated the problems of getting faculties; said I would do the best I could, but could not guarantee anything. We discussed placement. I said I was uncomfortable with parish scene and we need to look at retreat house: San Juan, Danville, 3 Rivers. He needs good community, place to work. 3 Rivers seems optimal at the moment. He will think about this and get back to me. *If I have a location, he will be involved in ministry work.*

- Future task:
1. either or I will meet with new community to work out ministry and community life for David, to give him assurance that his talents will be used.
  2. he will continue the aftercare program Jemez requires as noted in their letter to
  3. we will have an evaluation period six months after placement at working situation. Placement will occur at this definitorium meeting. in July.

Closing remarks by Sarah: There is a very low probability that David will act out. This is the best recommendation that they give. Their assessment of "low risk" is based on history, pattern, response to program, group work, individual therapy, staff discussion. They concur with my judgment that there be no parochial assignment at this time. He needs time to reestablish himself, demonstrate growth, ensure trust, responsibility, change in behavior. During therapy he worked hard on tenderness, has good deal of needs, especially for physical touch; needs modulation on expression of emotions.

OFM JOHN 1  
0250

FRANCISCANS  
SAINT ANTHONY RETREAT

P. O. BOX 248  
THREE RIVERS, CALIFORNIA 93271

Chronology of Events leading to an Intervention:

- November 11, 1988: Jean Mellon, food service supervisor, privately reports to Fr. Evan of three incidents of inappropriate behavior by Fr. David Johnson toward the same male employee who is a minor.
- November 12, 1988: Fr. Evan reconfirms the exact description of those behaviors with Jean Mellon.
- November 13, 1988: Evan consults with Br. Sean Carr and both decided to confront David after the Malibu Regional Council.
- November 16, 1988: Fr. Provincial and \_\_\_\_\_ are informed of Evan's plan to confront David.
- \_\_\_\_\_ informs Evan and Sean of his role in doing these interventions.
- November 17, 1988: Back at Three Rivers, \_\_\_\_\_ conducts his intervention with David at 3:00p.m.
- November 18, 1988: Evan and \_\_\_\_\_ contact Michael Shaffer, licenced counsellor, and inform him of nature of the intervention.
- November 18, 1988: David Johnson keeps his first appointment with Michael Shaffer.
- That same day, \_\_\_\_\_ informs Michael Cullen, legal counsel, of the intervention.

**REDACTED**

Report submitted by Evan Howard  
December 1, 1988

*Evan Howard, Fr.*





# Province of St. Barbara

FRANCISCAN FRIARS

1500 34th Avenue Oakland California 94601 (510)536-3722 Fax (510)536-3970

July 22, 1993

REDACTED

To: David Johnson  
From:

Program which is needed for aftercare:

- 1) Sponsor: contact . and ask him do it.
- 2) contact Dr. King: he should have
  - report from Fran Ferder
  - contact with Timothy Smith 206-284-3125
- 3) develop in concert with Dr. King a program involving the following:
  - a. individual therapy, with sepcialist in sexual abuse issues and sexual deviancy issues
  - b. program with gorup component
- 4) regular spiritual director
- 5) monitoring: needs to be set up after above taken care of;
- 6) continuation in ministry with following restrictions:
  - sacramental work only (exclusive of counselling, catechetics, etc...
  - follow restrictions outlined by Dr. Schafer in his last report, *as outlined in my letter*
  - no contact withminors; no contact with families  
If family contact may change after discussion with therapist and provincial minister, provided family members know of situation)

REDACTED

OFM JOHN 1

0252

[REDACTED]  
1642 East Herndon  
Fresno, California 93720  
(209) 485-8356

Jana D. Todd, LCSW  
LCS #16669

Judith Daansen, MSW  
ASW #2763

To: [REDACTED]  
1500 34th Avenue  
Oakland, Ca. 94601

Regarding: David Johnson

Dear [REDACTED]

This letter is to inform you that Jana Todd, LCSW and myself have relocated our practice to a new address. This includes the Adult Sex Offender Treatment Group of which Mr. Johnson is a participant. The effective date of this change is April 17, 1994. The fee for group therapy will remain the same price of \$50.00 per session. Any inquiries you may have can be directed to our new address, at 1642 E. Herndon, Suite 106, Fresno, 93705. Our business telephone number is (209) 485 - 8356. A new billing service has also been obtained, and you will be provided with monthly statements.

Please feel free to contact either of us at any time with any questions. Thank you for your assistance and cooperation in this matter.

Sincerely,

  
Jana D. Todd, LCSW

  
Judith Daansen, MSW

OFM JOHN 1  
0253

LKD-101, 3c

## FACSIMILE TRANSMISSION COVER PAGE

**ISRAEL B. ROSALES, PH.D.**

DATE: 10-26-98

LICENSED PSYCHOLOGIST

1734 FILLMORE STREET

SAN FRANCISCO, CALIFORNIA 94115

COVER ONLY

TEL: 415-441-9504

FAX: 415-441-0272

TO: [REDACTED]

COMPANY: FRANCISCAN FRIARS

FAX: 510-536-3970

The following facsimile transmission contains confidential information. This information is intended solely for use by the individual entity named as the recipient hereof. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this transmission is prohibited. If this transmission is incomplete or unclear, please notify sender immediately.

## COMMENTS

RE: IRT MATTERS

I hope you are well.

I met with [REDACTED] today. [REDACTED] wanted me to speak with you regarding Fr. David as soon as possible about (1) alleged past allegations and (2) his not being in the Aftercare Program. He also stated that Fr. David is being considered for a new post.

I am booked solid this week but could speak with you between clients if I knew when you might be available this week. Please let me know when I could call you.

The IRT is meeting next Monday, 11-2-98. I will contact you regarding when the IRT can meet with Fr. Pedro.

Sincerely,

Israel B. Rosales, Ph.D.

OFM JOHN 1

0254

4-7-00

Dear Father Provincial, **COPY**

I am requesting some time away from the friars. These last few months have been a difficult time. I am hoping a short break can renew my energies and give me some clarity about my future.

The inability to do any substantive work has been very draining and discouraging. The lack of much communication from the administration has made that even more difficult. I feel now that you wish I would quit.

I believe that a break from this very negative atmosphere can help me regain the enthusiasm and positive outlook that I need to move forward in my life.

Thank you for considering my request.

Sincerely,  
David John



# Province of St. Barbara

FRANCISCAN FRIARS

1500 34th Avenue Oakland California 94601 (510)536-3722 Fax (510)536-3970

CONFIDENTIAL

Most Reverend John T. Steinbock, DD  
Bishop of Fresno  
Fresno, CA  
November 6<sup>th</sup>, 2000

COPY

Most Reverend and Dear Bishop,

It was nice to be with you last Friday. You had a very fine meeting. I'm sure everyone returned home quite affirmed.

As per our conversation about Father David Johnson, OFM and his hospital ministry in Bakersfield, I am sending you a list of the conditions on his ministry there. You volunteered to ask the dean of the area if he would act as the "designated supervisor" for his hospital ministry. I appreciate that very much.

Would you please review the list of conditions and see if you object to any item -- or would prefer to add items to the list.

I plan to phone David and have him get in touch with you.

Thank you for your cooperation.

Respectfully [REDACTED]

Min. Prov.

OFM JOHN 1  
0256



# Province of St. Barbara

FRANCISCAN FRIARS

1500 34th Avenue Oakland California 94601 (510)536-3722 Fax (510)536-3970

COPY

**For Bishop John T. Steinbock, DD  
Bishop of the diocese of Fresno, CA  
Conditions placed on the hospital ministry of  
David Johnson, OFM. November 5, 2000**

CONFIDENTIAL

The Independent Response team of the Franciscan Friars of California has placed the following conditions on the ministry of David Johnson – Oct. 13, 2000:

Dave Johnson is to reside at Casa Juan Diego in Delano, CA. His local superior is Br. Arturo Noyes, OFM. Br. Arturo is encouraged to work with the external monitor of the province who will visit David on a regular basis.

David's work at the hospital in Bakersfield is supervised and evaluated by the diocesan dean of the area. The dean will meet with the director of hospital ministry and with David Johnson. The Bishop has appointed the dean to fulfill the role of designated supervisor. A meeting should be held at least every two weeks between David and the designated supervisor.

Dave can celebrate public Masses.

He can participate in Penance liturgies

After hospital hours, and outside the hospital area, David should not have contact with persons under 21 unless the person is accompanied by a family member (and no physical contact with them other than a handshake); he should not engage in home visits with patients – follow up care and/or ministry should be conducted by the local clergy; he should not provide ongoing counseling to individuals or families. Rather, he should refer individuals to an appropriate professional when the patient and family require additional care. He should certainly have no contact with pediatric patients outside that of his ordinary professional role as hospital chaplain.

Furthermore, David should not be involved in any youth or parish ministry for youth in the Delano community.

Based on recommendations of his current therapist, he should continue individual psychotherapy.

OFM JOHN 1

0257



*File*

**INDEPENDENT RESPONSE TEAM**

P.O. BOX 3252  
OAKLAND, CALIFORNIA 94609  
TEL: (800) 770-8013

October 24, 2000

[REDACTED]  
Provincial Minister  
Franciscan Friars  
1500 34th Avenue  
Oakland, CA 94601

Re: David Johnson, O.F.M.

Dear [REDACTED]

The Independent Response Team (IRT) met on Friday, October 13, to discuss the possibility of Fr. David working in a hospital chaplaincy in Delano, California. The IRT had an extensive and thorough discussion regarding Fr. David working in such a position. The IRT was unanimous in recommending that Fr. David be eligible to work in such a setting, provided that there be in place a number of restrictions and safeguards. Please find below the restrictions and safeguards that the IRT has identified at present.

1. Fr. David should not have any contact with person under the age of 21 unless such a person is accompanied by a family member;
2. Fr. David should not work with any pediatric patients;
3. Fr. David should be monitored at reasonable intervals by the Province's external monitor to insure his compliance with Provincial and treatment guidelines and restrictions;
4. Fr. David should live in the friar community in Delano. His guardian should be fully informed of Fr. David's risk of reoffending sexually. The guardian should also be encouraged to work collaboratively with the Province's external monitor;
5. Fr. David should only hear confessions of persons over the age of 21. Confessions should take place in public/open spaces, provided it would be permissible for Fr. David to hear confessions from patients who are confined to their hospital bed. No confession should take place in any closed door or curtained space;
6. Fr. David should not provide any on-going counseling to any individual or family. He should refer individuals to appropriate professionals when the patient and

October 24, 2000

Page 2

family require additional services. Fr. David should not follow up with any patient or family once they have been discharged from the hospital;

7. Fr. David should not engage in any home visits with any patient or family. Any follow up care or ministry should be conducted by a local clergy member;
8. Other than handshakes, Fr. David should have no physical contact with any person under the age of 21;
9. Fr. David should be allowed to preside over primarily adult-attended masses;
10. Based on the recommendation of his current therapist, Larry Corrigan, L.C.S.W., Fr. David should continue in individual psychotherapy to further address his risk of sexual offending behavior in the future. The IRT will locate a qualified professional in the Delano region;
11. Fr. David's work as a hospital chaplain should be supervised by the hospital's chief chaplain. The chief chaplain should be someone who is completely knowledgeable about Fr. David's risk of reoffending and be able and willing to intervene when necessary to protect the safety of potential victims. If there is not a chief chaplain available to supervise Fr. David, another appropriate supervisor from the hospital administration must be located who can supervise regularly Fr. David's work at the hospital. Fr. David should be supervised weekly by this designated supervisor;
12. Fr. David should be able to clearly articulate and demonstrate how he is complying with his relapse prevention plan during supervision meetings with the external monitor, therapist, and designated supervisor; and
13. Fr. David should not be involved in any youth or parish ministry in the Delano community.

Please feel free to contact me if you have any questions regarding the above. The IRT hopes that Fr. David will pursue such a position. As always, the IRT is available to provide further recommendations or consultation regarding Fr. David's future limited ministry.

Sincerely,

*Israel B. Rosales (51)*

Israel B. Rosales, Ph.D.  
for the Independent Response Team

IBR:jy

OFM JOHN 1  
0259



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# ASSOCIATED CENTER FOR THERAPY

---

Jan. 28 19 94

Dear Mr. [REDACTED] :  
1500 - 34th Ave Oakland 94607  
This is to inform you that David Johnson

did/did not attend their counseling appointment on 1/5, 1/19, (1/26, Excused)

Please be advised. If you have any questions, please feel free to contact me at (209) 244-5880.

Thank You.

Judy Daansen

Judy Daansen, ACSW

RECEIVED FEB - 1 1994

☐ NORTH OFFICE  
6335 N. FRESNO ST., SUITE 208  
FRESNO, CA 93710  
(209)432-0856 FAX 432-2633

OFM JOHN 1  
0260

☒ SOUTH OFFICE / CSATT  
3790 NORTH FIRST  
FRESNO, CA 93726  
(209)244-5880

---

# ASSOCIATED CENTER FOR THERAPY

---

Oct. 29

19 93

Dear [REDACTED]:

This is to inform you that

Rauid Johnson

~~did~~ did not attend their counseling appointment on 10/6, 10/13, 10/20, & 10/27

Please be advised. If you have any questions, please feel free to contact me at (209) 244-5880.

Thank You.

Judy Daansen, msw

Judy Daansen, ACSW

---

☐ NORTH OFFICE  
6335 N. FRESNO ST., SUITE 208  
FRESNO, CA 93710  
(209)432-0856 FAX 432-2633

**OFM JOHN 1**  
**0261**

☒ SOUTH OFFICE / CSATT  
3790 NORTH FIRST  
FRESNO, CA 93726  
(209)244-5880

---

---

# ASSOCIATED CENTER FOR THERAPY

---

Oct. 6 19 93

Dear [REDACTED]:

This is to inform you that David Johnson  
~~did~~ did not attend their counseling appointment on 9/8, 9/15, & 9/22.

Please be advised. If you have any questions, please feel free to contact me at (209) 244-5880.

Thank You.

*Judy Daansen, maw*

Judy Daansen, ACSW

---

☐ NORTH OFFICE  
6335 N. FRESNO ST., SUITE 208  
FRESNO, CA 93710  
(209)432-0856 FAX 432-2633

**OFM JOHN 1**  
**0262**

☒ SOUTH OFFICE / CSATT  
3790 NORTH FIRST  
FRESNO, CA 93726  
(209)244-5880

---

# RTCA, Inc.

Family Psychological Services

## FINANCIAL AGREEMENT

I/We, [REDACTED] agree to be financially responsible for all fees associated with services rendered or to be rendered to the patient, DAVID Johnson.

It is the policy of Family Psychological Services to receive payment at the time of services. A finance charge comprised of a periodic rate of 1 1/2 percent per month on the unpaid balance (annual percentage rate of 18 percent) will be charged on all overdue accounts. Should a delinquent account be referred for collections, the client agrees to pay all fees and expenses incurred in the collection of debts. There will be a charge on any personal checks that are returned by the bank. Missed appointments, not cancelled 24 hours in advance, will be charged at the regular service rate.

Family Psychological Services, as a courtesy to the client, will bill the client's insurance company, but, it is understood that services are payable when rendered.

It is further understood that the client intends to pay any and all charges incurred for services. I/We agree to notify the provider of any change in our names, address, or employment.

David Johnson  
Patient

P.O. Box 249, Three Rivers, CA 93271  
Address

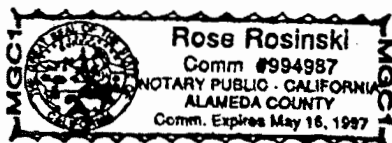
[REDACTED]  
Parent or Guardian GUARANTEE

1501 - 34th Ave. Orland, CA 94709  
Address (Full)

Rose Rosinski  
Witness (NOTARY)

PHONE #  
Oct. 5, 1993  
Date

1148.DOC



ON REVERSE PLEASE: EMPLOYER/EMPLOYMENT  
ADDRESS  
PHONE #

OJM JOHN 1  
0263

1227 E. SHEPHERD • FRESNO, CA 93710 • (209) 449-2604

# RTCA, Inc.

*Family Psychological Services*

July 7, 1993

[REDACTED]  
Provincial Office  
1500 - 34th Avenue  
Oakland, CA 94601-3091

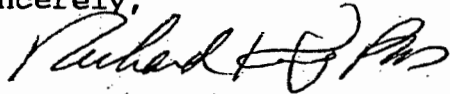
Re: David Johnson

Dear [REDACTED]

Enclosed is a letter I received from Father Johnson authorizing my contact with your office. He is requesting that I send you a vitae, as well as, make known my intentions with respect to a willingness to provide periodic "progress reports." I am familiar with Father Johnson's situation and am willing to provide services to him. I have some concerns with respect to the types of progress reports that might be requested. However this would need to be discussed in more detail to determine if a problem, in fact, exists with respect to providing such reports.

Never the less, I will be awaiting your response and the opportunity to discuss your concerns with respect to Father Johnson and his ongoing treatment.

Sincerely,



Richard King, Ph.D.  
Licensed Psychologist

OFM JOHN 1

0264

1227 E. SHEPHERD • FRESNO, CA 93720 • (209) 449-2604



**Joint Commission**  
on Accreditation of Healthcare Organizations

MICHAEL H. SHAFFER, L.C.S.W., M.F.

5611 HILLSDALE DRIVE  
VISALIA, CALIFORNIA 93291  
209-625-2988

Provincial Office  
1500 34th Ave  
Oakland, CA 94601

Dear [REDACTED]

Have tried unsuccessfully to reach you by phone.

My flight schedule has been changed for my return from Central America. I will not arrive home until very late the evening of September 11, 1992.

We will need to reschedule our joint meeting with David Johnson which was set for September 11th at 10:30 to 1:00p.m. Please contact my office to determine a mutually available time.

The following week, Friday, September 18th from 10:30 to 1:00 P.M. would be available in my schedule.

Please let me know at your earliest convenience.

Sincerely,



MICHAEL H SHAFFER  
LCSW

*Sept 25, 2-4<sup>30</sup>*

OEM JOHN 1

0265

MICH. L H. SHAFFER, L.C.S.W., M.F. E.

5611 HILLSDALE DRIVE  
VISALIA, CALIFORNIA 93291  
209-625-2988

February 14, 1992

[REDACTED]  
Provincial Office  
1500 34th Avenue  
Oakland, Ca 94601

RE: David Johnson

Dear [REDACTED]

As you know David did agree to continue to work with me and we have been meeting regularly.

I have exchanged complete records with Sarah Brennan, PHD in Jemez Springs and am going to finish that process with a phone consultation.

As we agreed, if you have any records in your file, regarding sexual allegations concerning David, I would appreciate you forwarding them to me.

I would like to plan a review meeting for sometime this spring and would be happy to accomodate your schedule in any way that I can.

Sincerely,



Michael H. Shaffer,  
L.C.S.W., M.F.C.C.

CC: David Johnson  
Sarah Brennan, PHD  
[REDACTED]

OFM JOHN 1  
0266

DIC 15 2000

Julio César Holguín MZ.

Calle Acutilla #192

Col. FOVISTE las Fuentes de Etapa  
Parral, Chih. México 33921.

Tel. 011 52 152 31743

Cannot understand

Apreciable [REDACTED] que al recibir esta carta se encuentre gozando de caval sa-  
lud, ya que en Sacramento yo estoy vivien-  
do una gran experiencia gracias a Dios.  
Bueno paso a lo siguiente:

Escribirle lo que siento desde lo mas  
profundo de mi corazón, es un placer para mí;  
pues es una buena oportunidad para comuni-  
carle como me estoy viviendo en estos mo-  
mentos de cambio. No ha sido fácil el enten-  
der esta realidad, pero creo que es mejor  
vivir en la verdad ya que esto resulta ser lo  
mejor para ser feliz. Recuerdo que desde que  
se me habló del trabajo de los frailes fran-  
ciscanos de Guaymas, Son.; mis esperanzas  
para llegar a ser un miembro mas de esta  
Provincia fueron gigantescas, y después de  
trabajar con ellos y contar con sus opinio-  
nes respecto de mi persona me dicen -  
que podía continuar mi camino con ustedes  
en este país, pero reconozco que me faltó  
valor y coraje para decirte NO a ciertos co-  
pectos de mi persona, pero como dicen -  
mis padres de un conocido y viejo refrán

OFM JOHN 1

0267



allí en mi México "no hay mejores consejos que los que el tiempo da."

Mi intención desde un principio al decir la verdad de lo vivido en National City no fue hacerte daño a nadie, lo solo quise explicar el porque de mi decisión de salir un tiempo de formación y regresar a mi México, pero Dios me tenía reservada una gran sorpresa, es decir toda la ayuda que ustedes me han proporcionado estas semanas y los meses y años pasados, no tengo con que pagarte todos los beneficios que he recibido.

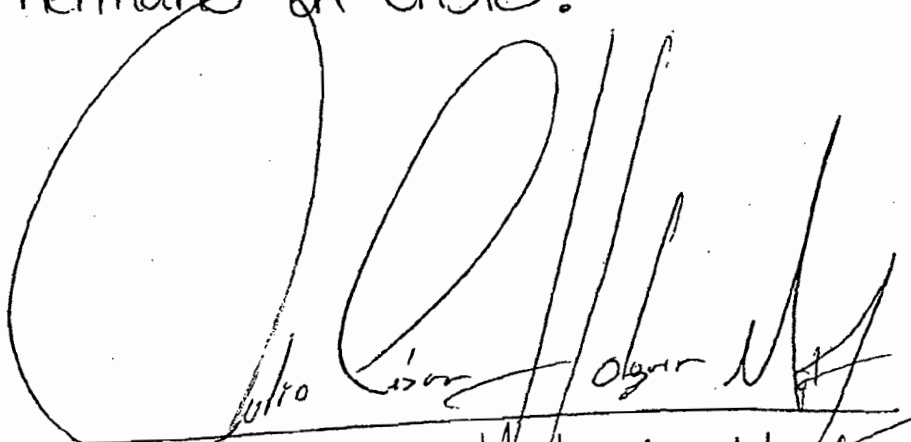
Ahora comprendo mas los acontecimientos, me siento muy feliz y me encuentro mejor de salud, creo que este es buen momento para reflexionar sobre varios aspectos de mi vida y pienso que regresando a mi lugar de origen encontraré nuevas fuerzas para continuar mi camino, no he perdido la guerra sino solamente una batalla pues para conquistarse a sí mismo son necesarias las derrotas y aunque lo que me sucedió fue algo doloroso y triste a la vez, hoy comienzo como un nuevo nacimiento.

Esta nueva etapa de mi vida aún dura es un desafío muy grande, pero es mi deseo enfrentarlo para valorarme mas como persona e hijo de Dios y descubrir su volun-

tad en mí. - También deseo que su corazón sea confortado por la Gracia Divina y que todos los que hemos sido afectados por lo antes hecho salgamos adelante en nuestro peregrinar a la vida eterna.

Espero contar con sus oraciones que yo de mi parte donde quiera que me encuentre pediré a Dios nuestro Padre, a la Virgen de Guadalupe, a San Francisco y Santa Clara, también al Padre Martín por usted y por toda la Provincia de Santa Bárbara.

Su hermano en Cristo: ASÍ SEA.

  
Julio Cesar Holguin Martinez  
PAZ Y BIEN

Subj: greetings from nz  
 Date: 3/10/2001 6:27:26 PM Pacific Standard Time  
 From: dectonj@hotmail.com (David Johnson)  
 To: [REDACTED]

[REDACTED]

thank you for the notification. after time on the road i am more sure than ever i made the right choice. i miss ministry but there was no life for me as a friar. my last transgression made me realize how self destructive i had become. it feels good not having to think that all i am was what i did 20 years ago. i appreciate your kind words. i had hoped they might have come earlier. i spoke to barry and he said it is an awkward time for everyone at those leavings. things get missed. i am now taking the trip i was refused a few years ago. it has been a good time to reflect and plan. i still don't know where i will settle but i trust god is leading me. peace. DAVID

>From: [REDACTED]  
 >To: dectonj@hotmail.com  
 >Subject: it arrived  
 >Date: Fri, 9 Mar 2001 15:01:41 EST  
 >  
 >David,  
 >  
 >Peace!  
 >  
 >i got your e-mail address from Barry. The dispensation arrived today at the  
 >provincial office. After your vacation, if you could, could you possibly  
 >drop by and we'll give you a copy.  
 >  
 >i'll write you a formal letter when you return, but i so want to thank you  
 >for all the years of work you did in the province and for the province. You  
 >did a lot of fine deeds — you did good work, made many friends, and have  
 >very many friars who continue to speak highly of you and appreciate you. i  
 >hope you know this and realize this in yourself. It was sad and you and i had  
 >to speak of the other side so often. I hope you're enjoying your time away.  
 >Be assured of my prayers. Keep in touch. Fraternally, [REDACTED]

Get your FREE download of MSN Explorer at <http://explorer.msn.com/>

----- Headers -----

Return-Path: <dectonj@hotmail.com>  
 Received: from rly-xd04.mx.aol.com (rly-xd04.mail.aol.com [172.20.105.169]) by air-xd03.mail.aol.com (v77\_r1.21) with ESMTP; Sat, 10 Mar 2001 21:27:26 -0500  
 Received: from hotmail.com (f102.law12.hotmail.com [64.4.19.102]) by rly-xd04.mx.aol.com (v77\_r1.21) with ESMTP; Sat, 10 Mar 2001 21:27:16 -0500  
 Received: from mail pickup service by hotmail.com with Microsoft SMTPSVC;  
 Sat, 10 Mar 2001 18:27:15 -0800  
 Received: from 203.152.127.3 by lw12fd.law12.hotmail.msn.com with HTTP; Sun, 11 Mar 2001 02:27:15 GMT  
 X-Originating-IP: [203.152.127.3]  
 From: "David Johnson" <dectonj@hotmail.com>  
 To: McGinnFini@aol.com  
 Subject: greetings from nz  
 Date: Sat, 10 Mar 2001 18:27:15 -0800  
 Mime-Version: 1.0  
 Content-Type: text/html  
 Message-ID: <F102F7HcCPG6hi4Qa220000a583@hotmail.com>  
 X-OriginalArrivalTime: 11 Mar 2001 02:27:15.0796 (UTC) FILETIME=[C9A9F940:01C0A9D2]

Saturday, March 10, 2001 America Online: [REDACTED]

OFM JOHN 1  
 0270

INDEPENDENT RESPONSE TEAM

P. O. BOX 3252  
OAKLAND, CA 94609  
800-770-8013

AUTHORIZATION FOR RELEASE OF CONFIDENTIAL INFORMATION

I authorize the party below to disclose to and to receive information from the Independent Response Team (IRT) with the knowledge that such contact discloses the fact that the named person has received psychological services:

Name:

Address: Franciscan Friars, 1500 34th Ave, Oakland CA 94601

The disclosure of records is required for evaluation, treatment planning, or for the following purpose:

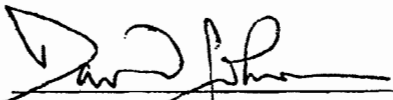
IRT consultation with Franciscan Friars.

It shall be limited to the following specific information:

1. ☒ Diagnosis
2. ☒ Legal Status
3. ☒ Results of psychological/vocational tests
4. ☒ Pertinent summary of psychological/psychiatric history
5. ☒ Treatment summary
6. ☒ Medical information
7. ☒ Other: Information pertaining to sexual abuse allegations.

I understand that I may revoke this authorization in writing at any time.

I also agree that a photocopy of this form may be used in lieu of the original.

  
Client/Representative Signature

11-7-98

Date

David Johnson  
Client/Representative Name (Printed)

Social Security Number

**RTCA, Inc.**

**FAMILY PSYCHOLOGICAL SERVICES**

**RICHARD KING Ph.D.**

**CLINICAL DIRECTOR**

**PSY 0350**

**1227 E. SHEPHERD  
FRESNO, CA 93720**

**24 hrs / day (209) 449-2604  
FAX (209) 435-5150**

**OEM JOHN 1**

**0272**