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(Pro Hac Vice Pending)

9 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

10 IN AND FOR THE COUNTY OF MARICOPA

11 JOHN MW DOE, a single man,

12 Plaintiff,

13 v.

14 THE ROMAN CATHOLIC CHURCH OF  
15 THE DIOCESE OF PHOENIX, a corporation  
16 sole; ST. THOMAS THE APOSTLE  
17 ROMAN CATHOLIC PARISH PHOENIX,  
18 an Arizona corporation; JOHN DOE 1-100;  
19 JANE DOE 1-100; and BLACK & WHITE  
20 Corporations 1-100,

21 Defendants.

Case No.: CV 2020-010604

COMPLAINT

(Tort – Negligence – Non-Motor  
Vehicle)

**COPY**

SEP 01 2020



CLERK OF THE SUPERIOR COURT  
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22 Plaintiff, for his complaint, states and alleges the following:

23 **JURISDICTION**

- 24 1. Plaintiff, John MW Doe, is a resident of Denver County, Colorado. The acts,  
25 events, and or omissions occurred in Maricopa County, Arizona. This cause  
26 of action arises out of acts, events or omissions that occurred in Maricopa  
27 County, Arizona.
- 28 2. Defendant the Roman Catholic Church of the Diocese of Phoenix (Diocese of  
Phoenix) is a sole corporation. The presiding Bishops of the Diocese of

1 Phoenix during the relevant times at issue in this Complaint are Bishop Edward  
2 A. McCarthy (1969-1976), Bishop James S. Rausch (1977-1981), Bishop  
3 Thomas J. O'Brien (1982-2003), and Bishop Thomas J. Olmsted (2003 –  
4 present).

5 3. The Diocese of Phoenix is incorporated in the State of Arizona and has its  
6 principle place of business in Phoenix, Maricopa County, Arizona. The  
7 Diocese of Phoenix was canonically erected on December 2, 1969 by Pope  
8 Paul VI. The territory of the Diocese of Phoenix encompasses approximately  
9 43,000 square miles including Maricopa, Mohave, Yavapai, and Coconino  
10 Counties. The Diocese of Phoenix owns, operates, and or controls ninety-three  
11 (93) parishes, twenty-nine (29) Catholic Elementary Schools, and Six (6)  
12 Catholic High Schools.

13 4. The Diocese has several programs that seek out the participation of children  
14 including, but not limited to, schools and other educational programs. The  
15 Diocese, through its officials, has complete control over those activities and  
16 programs involving children. The Diocese has the power to appoint, train,  
17 supervise, monitor, remove, and terminate each and every person working with  
18 children within the Diocese.

19 5. Defendant Diocese of Phoenix, acting through its Bishops, priests, brothers,  
20 clerics, provincials, employees, and agents of any kind caused acts, events, or  
21 omissions to occur in Maricopa County, Arizona out of which these claims  
22 arise.

23 6. Defendant St. Thomas the Apostle Roman Catholic Parish Phoenix (St. Thomas  
24 the Apostle), was and continues to be an organization authorized to conduct  
25 business and conducting business in the State of Arizona, with its principal  
26 place of business at 2312 E. Campbell Avenue in Phoenix, Arizona 85016. St.  
27 Thomas the Apostle includes, but is not limited to, St. Thomas the Apostle  
28 Catholic School and any other organizations and/or entities operating under the

- 1 same or similar name with the same or similar principal place of business.
- 2 7. At all times material, St. Thomas the Apostle was and continues to be under the
- 3 direct authority, control, and province of Defendant Diocese and the Bishop of
- 4 Defendant Diocese. Defendant St. Thomas the Apostle includes any school
- 5 affiliated with St. Thomas the Apostle. At all times material, Defendant St.
- 6 Thomas the Apostle Catholic School was under the direct authority, control,
- 7 and province of Defendant Diocese and the Bishop of Defendant Diocese. At
- 8 all times material, Defendants St. Thomas the Apostle and Diocese owned,
- 9 operated, managed, maintained, and controlled St. Thomas the Apostle Roman
- 10 Catholic Parish Phoenix.
- 11 8. Defendant St. Thomas the Apostle Roman Catholic Parish Phoenix, acting
- 12 through its Bishops, priests, brothers, clerics, provincials, employees, and
- 13 agents of any kind caused acts, events, or omissions to occur in Maricopa
- 14 County, Arizona out of which these claims arise.
- 15 9. At all times material, Father John P. Doran, was an adult male resident of
- 16 Maricopa County, Arizona.
- 17 10. Father John P. Doran is or was a Roman Catholic cleric who caused acts,
- 18 events, or omissions to occur in Arizona out of which these claims arise. At
- 19 all times alleged, Father John P. Doran was employed by and was the actual or
- 20 apparent agent of Defendants Diocese of Phoenix, St. Thomas the Apostle
- 21 Roman Catholic Parish Phoenix and acting within the course and scope of his
- 22 employment and or actual or apparent authority with Defendants Diocese of
- 23 Phoenix and or St. Thomas the Apostles.
- 24 11. Defendant Father John P. Doran was and or is under the supervision, employ,
- 25 or control of Defendants Diocese of Phoenix, Bishop of Phoenix, and or St.
- 26 Thomas the Apostle when he committed the wrongful acts, events, and or
- 27 omissions.
- 28 12. At all times alleged, Defendant Diocese of Phoenix, Defendant St. Thomas the

1           Apostle, and Father John P. Doran, their Bishops, Archbishops, priests,  
2           brothers, clerics, provincials, employees, and or agents were acting within the  
3           course and scope of employment or alternatively, acting within their actual or  
4           apparent authority. At all times alleged Father John P. Doran was acting as an  
5           agent or employee of Defendants Dioceses of Phoenix, the Bishop of Phoenix,  
6           and or St. Thomas the Apostles, and acting within the course and scopes of his  
7           employment and or actual or apparent authority with those Defendants. The  
8           wrongful acts, events, or omissions committed by Defendants and by those  
9           priests, brothers, clerics, Bishops, Archbishops, employees and agents who  
10          acted individually and in conspiracy with the other to hide and cover up Father  
11          John P. Doran's history, pattern, and propensity to sexually abuse Catholic  
12          children were done within the course and scope of their authority with their  
13          employing entities, or incidental to that authority and were acquiesced in,  
14          affirmed, and ratified by those entities.

15        13. Plaintiff is informed and believes, and on that basis alleges, that at all times  
16        mentioned herein, there existed a unity of interest and ownership among  
17        Defendants and each of them, such that any individuality and separateness  
18        between Defendants, and each of them, ceased to exist. Defendants, and each  
19        of them, were the successors-in-interest and or alter egos of the other  
20        Defendants, and each of them, in that they purchased, controlled, dominated  
21        and operated each other without any separate identity, observation of  
22        formalities, or other manner of division. At all times alleged, Defendants acted  
23        in concert with their co-defendants and others to commit the wrongful acts. To  
24        continue maintaining the façade of a separate and individual existence between  
25        and among Defendants, and each of them, would serve to perpetuate a fraud  
26        and an injustice.

27        14. Defendants JOHN DOE 1-100, JANE DOE 1-100, and BLACK AND WHITE  
28        CORPORATIONS 1-100, are fictitious names designating an individual or

1 individuals or legal entities not yet identified who have acted in concert with  
2 the named Defendants either as principals, agents, co-participants, or co-  
3 conspirators whose true names Plaintiff may insert when identified.

4 15. Plaintiff is informed and believes, and on that basis alleges, that at all times  
5 alleged herein, Defendants and each of them and JOHN DOES 1-100, JANE  
6 DOES 1-100, and BLACK and WHITE CORPORATIONS 1-100, inclusive,  
7 were the agents, representatives and or employees of each and every other  
8 Defendant. In doing the things hereinafter alleged, Defendants, and each of  
9 them, JOHN DOES 1-100, JANE DOES 1-100, and BLACK and WHITE  
10 CORPORATIONS 1-100, inclusive, were acting within the course and scope  
11 of said alternative personality, capacity, indemnity, agency, representation and  
12 or employment and were within their actual or apparent authority.

#### 13 GENERAL ALLEGATIONS

14 16. Plaintiff incorporates all other paragraphs as if fully set forth herein.

15 17. At all times material, Father John P. Doran was a Roman Catholic cleric  
16 employed by Defendants Diocese of Phoenix and or St. Thomas the Apostle.  
17 Father John P. Doran remained under the direct supervision, employ, and  
18 control of Defendants acting within the course and scope of his employment  
19 and or actual or apparent authority with Defendants Diocese of Phoenix and or  
20 St. Thomas the Apostle.

21 18. Defendants placed Father John P. Doran in positions of trust where he had  
22 access to and worked with children as an integral part of his work.

23 19. Plaintiff was raised in a Roman Catholic family and attended St. Thomas the  
24 Apostle Catholic School in Phoenix, Arizona in the Diocese of Phoenix.  
25 Plaintiff and Plaintiff's family came in contact with Father John P. Doran as an  
26 agent and representative of Defendants and at St. Thomas the Apostle Catholic  
27 School.

28 20. Plaintiff participated in youth activities and or church activities at St. Thomas

1 the Apostle. Plaintiff, therefore, developed great admiration, trust, reverence,  
2 and respect for the Roman Catholic Church, including Defendants and their  
3 agents, including Father John P. Doran. During and through these activities,  
4 Plaintiff, as a minor and vulnerable child, was dependent on Defendants and  
5 Father John P. Doran. Defendants had custody of Plaintiff and accepted the  
6 entrustment of Plaintiff and, therefore, had responsibility for Plaintiff and  
7 authority over Plaintiff.

- 8 21. When Plaintiff was under the age of fifteen years old, Father John P. Doran  
9 engaged in unpermitted sexual contact with Plaintiff, including, but not limited  
10 to sexual contact as defined by Arizona Revised Statutes § 13-1401 and or §  
11 13-1405.
- 12 22. Plaintiff's relationship to Defendants and Father John P. Doran, as a vulnerable  
13 child, parishioner, student and participant in church activities, was one in which  
14 Plaintiff was subject to the ongoing influence of Defendants and Father John P.  
15 Doran.
- 16 23. The culture of the Catholic Church over Plaintiff created pressure on Plaintiff  
17 not to report the abuse Plaintiff suffered.
- 18 24. The Bishop of Phoenix has a responsibility to ensure that priests of the Diocese  
19 of Phoenix are living a chaste life. The Bishop of Phoenix also has a  
20 responsibility to make sure that the priests working within the Diocese of  
21 Phoenix are fulfilling the promise of celibacy.
- 22 25. The Bishop of Phoenix has ultimate authority over the Diocese of Phoenix.  
23 The Bishop of Phoenix has three primary roles, teaching, sanctifying and  
24 governing. As teacher, the Bishop of Phoenix is the primary teacher in the  
25 Diocese and overlooks all of the teaching function of the Diocese of Phoenix.  
26 In his role as governor of the Diocese of Phoenix, the Bishop of Phoenix  
27 manages the business of the Diocese including making assignments of clergy,  
28 and assignments to other offices within the diocesan structure.

- 1 26. The Bishop of Phoenix has sole authority to decide how the Diocese of Phoenix  
2 is governed.
- 3 27. The parishes of the Diocese of Phoenix are under the leadership, supervision  
4 and authority of the Bishop of Phoenix. Although each parish is separately  
5 incorporated, each parish has three voting members. The voting members of  
6 each parish are the pastor of the parish, the vicar general, who acts on behalf  
7 of the bishop, and the Bishop of Phoenix.
- 8 28. The Bishop of Phoenix has a special relationship with the students who attend  
9 Catholic schools.
- 10 29. Catholic priests who were assigned to parishes that had elementary schools  
11 attached to the parish are part of the teaching function of the Diocese of  
12 Phoenix.
- 13 30. When the Diocese of Phoenix was erected on December 2, 1969, the 182  
14 diocesan and religious order priests that were part of the Diocese of Phoenix  
15 ministered and worked under the supervision of the Bishop of Phoenix.
- 16 31. Religious order priests, such as priests from the Society of Jesus (Jesuits),  
17 Franciscan Friars, or Society of the Divine Savior (Salvatorians) are assigned  
18 or appointed to a parish, school or other facility by the Bishop of Phoenix.
- 19 32. Before a priest from another diocese or a priest from a religious order is  
20 allowed to work in the diocese and be appointed within the diocese the Bishop  
21 of Phoenix has a responsibility to ensure that the priest is fit to perform his  
22 priestly duties.
- 23 33. Under the direction, supervision, control, authority and appointment made by  
24 the Bishop of Phoenix, Father John P. Doran worked at St. Thomas the Apostle  
25 Catholic Parish from 1969 to 1972.
- 26 34. At the time, St. Thomas the Apostle Catholic Church and Parish had a school  
27 with more than 630 elementary school students, including Plaintiff.
- 28 35. By assigning Father John P. Doran to St. Thomas the Apostle, and other

1 assignments, the Bishop of Phoenix represented to Catholic parishioners and  
2 the public, including Plaintiff and her family that Father John P. Doran had the  
3 requisite moral, spiritual, emotional and intellectual qualities to be a parish  
4 priests. The Diocese of Phoenix, through its bishops, priests, brothers, clerics,  
5 agents, and or employees of any kind were negligent in allowing Father John  
6 P. Doran into the diocese and was negligent in allowing Father John P. Doran  
7 to serve in the diocese, including St. Thomas the Apostle, because the Diocese  
8 of Phoenix knew or should have known that Father John P. Doran posed an  
9 unreasonable risk of harm to Catholic children, including Plaintiff. By  
10 assigning him to St. Thomas the Apostle and other assignments, the Diocese  
11 intentionally, recklessly, or negligently misrepresented.

- 12 36. Upon information and belief, Defendants knew or should have known that  
13 Father John P. Doran engaged in sexual misconduct and was not fit to work as  
14 a priest before he was assigned by the Bishop of Phoenix to work at St. Thomas  
15 the Apostle.
- 16 37. The Bishop of Phoenix assigned Father John P. Doran to Catholic schools and  
17 or parishes and or missions in Arizona including but not limited to St. Thomas  
18 the Apostle Roman Catholic Parish Phoenix and or St. Thomas the Apostle's  
19 Catholic Elementary School where Father John P. Doran worked.
- 20 38. Defendant Diocese of Phoenix, Defendant St. Thomas the Apostle Catholic  
21 Parish, and Father John P. Doran, through its bishops, archbishops, priests,  
22 brothers, provincials, employees, and or agents of any kind, knew or should  
23 have known that Father John P. Doran would have contact with Catholic  
24 children while assigned to Catholic Churches, parishes, schools, and missions  
25 in the Diocese of Phoenix.
- 26 39. Defendants Diocese of Phoenix and St. Thomas the Apostle Catholic Parish  
27 Phoenix, through its Bishops, priests, deacons, agents, and or employees  
28 engaged in a pattern and practice of transferring pedophile priests throughout



1 the Diocese of Phoenix, State of Arizona, and United States in an attempt to  
2 cover up clergy sexual misconduct. Defendants Diocese of Phoenix, and St.  
3 Thomas the Apostle Catholic Parish Phoenix allowed other pedophile priests  
4 to work at St. Thomas the Apostle including but not limited to Father Mark  
5 Allan Lehman and Father John D. Spaulding.

6 40. In 1945, a Roman Catholic Bishop ordained Father John P. Doran a Roman  
7 Catholic priest.

8 41. The Bishop of Phoenix assigned and or appointed Father John P. Doran  
9 Associate Pastor at St. Thomas the Apostle's Roman Catholic Parish.

10 42. Defendants, in keeping with the official and unofficial policies of the Roman  
11 Catholic Church, attempted to conceal and cover-up Father John P. Doran's  
12 sexual abuse of children.

13 43. The Roman Catholic Church, including Defendants, maintain a culture of  
14 secrecy and concealment in all matters involving the sexual misdeeds of priests  
15 and clerics. The culture of secrecy and concealment of clergy sexual abuse has  
16 been the official and unofficial policy of the Roman Catholic Church, and each  
17 Defendant, for decades.

18 44. In 2000 a Maricopa County Grand Jury investigated the Diocese of Phoenix  
19 and its bishop, Bishop Thomas J. O'Brien. The Maricopa Grand Jury  
20 investigated whether Bishop Thomas J. O'Brien or the Diocese failed to report  
21 to law enforcement authorities criminal sexual misconduct by priests and other  
22 Diocesan personnel and whether Bishop Thomas J. O'Brien or the Diocese  
23 placed or transferred priests or other Diocesan personnel in or to a position to  
24 commit additional criminal conduct after becoming aware of prior criminal  
25 conduct. The Grand Jury's investigation developed evidence that Bishop  
26 Thomas J. O'Brien failed to protect victims of criminal sexual misconduct by  
27 others associated with the Roman Catholic Diocese of Phoenix.

28 45. On May 3, 2003, Bishop Thomas J. O'Brien signed an agreement with the

1 Maricopa County Attorney's Office. In the agreement Bishop O'Brien  
2 acknowledged that he "allowed Roman Catholic priests under [his] supervision  
3 to work with minors after becoming aware of allegations of sexual misconduct.  
4 [He] further acknowledged that priests who had allegations of sexual  
5 misconduct made against them were transferred to ministries without full  
6 disclosure to their supervisor or to the community in which they were  
7 assigned."

8  
9 **Defendants Diocese of Phoenix and St. Thomas the Apostle Roman Catholic**  
10 **Parish covered up and fraudulently concealed**  
11 **Father John P. Doran's history and propensity of sexual abuse**  
12 **before and after coming to Arizona.**

- 11 46. Plaintiff incorporates all other paragraphs as if fully set forth herein.
- 12 47. Defendant Diocese of Phoenix, Defendant St. Thomas the Apostle, and Father  
13 John P. Doran, individually and in concert with each other, acting through its  
14 priests, Bishops, Archbishops, provincials, employees, or agents of any kind  
15 knew or should have known that Father John P. Doran sexually abused young  
16 Catholic children. Defendants the Diocese of Phoenix, St. Thomas the  
17 Apostle, and Father John P. Doran also knew or should have known of Father  
18 John P. Doran's propensity to sexually abuse children.
- 19 48. Defendant Diocese of Phoenix, Defendant St. Thomas the Apostle and Father  
20 John P. Doran, priests, Bishops, Archbishops, provincials, employees, or  
21 agents of any kind did not disclose, warn, or report the sexual abuse or Father  
22 John P. Doran's propensity to sexually abuse Catholic children. Instead, acting  
23 individually and in concert with each other and other priests, bishops, dioceses,  
24 and archdioceses, and co-conspirators, Defendants kept the news of Father  
25 John P. Doran's sexual abuse and propensity to engage in sexual abuse from  
26 church members, including Plaintiff and his family.
- 27 49. Defendant Diocese of Phoenix, Defendant St. Thomas the Apostle and Father  
28 John P. Doran, their priests, Bishops, Archbishops, and agents of any kind

1 followed the orders, commandments, directives, policies, or procedures of the  
2 Roman Catholic Church mandated by the priests, Bishops, Archbishops,  
3 Cardinals, Vatican, the Holy See, the Holy Office, and the Holy Father  
4 requiring that all matters and details regarding clergy sexual abuse be kept  
5 absolutely secret. The secrets of priest sexual abuse were commonly regarded  
6 as a secret of the Holy Office. In keeping with the policies, procedures and  
7 directives of the Roman Catholic Church, Defendants, and each of them, kept  
8 information about Father John P. Doran's sexual abuse of children or his  
9 propensity to sexual abuse children secret.

10 50. Defendant Diocese of Phoenix, Defendant St. Thomas the Apostle and Father  
11 John P. Doran, their priests, Bishops, Archbishops, and agents of any kind also  
12 followed the orders, commandments, directives, policies, or procedures of the  
13 Roman Catholic Church mandated by the Vatican, the Holy See, the Holy  
14 Office, Bishops, Archbishops, Cardinals and the Holy Father allowing a priest  
15 accused of sexual abuse to be transferred to a new assignment without ever  
16 disclosing the priest's history of sexual abuse.

17 51. Defendant Diocese of Phoenix, Defendant St. Thomas the Apostle and Father  
18 John P. Doran acted individually and in concert with one another and others  
19 including but not limited to other priests, bishops, archbishops, diocese, and  
20 archdiocese to engage in a pattern and practice of protecting priests and clerics  
21 who sexually abused parishioners and children by ratifying, concealing, failing  
22 to report, or failing to investigate clergy sexual abuse, molestation, and or  
23 sexual misconduct.

24 52. The Defendant Diocese of Phoenix and Defendant St. Thomas the Apostle  
25 acting through its agents and or employees, including priest, bishops,  
26 archbishops, clerics, allowed priests under their supervision and control to  
27 have contact with minors after becoming aware of allegations of sexual  
28 misconduct.

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53. The Bishop of the Diocese of Phoenix transferred pedophile priests to situations where children could be further victimized.

**Defendants are estopped from alleging the statute of limitations as a defense because they fraudulently concealed Father John P. Doran's abuse of Catholic children and his propensity to sexually abuse Catholic Children.**

54. Plaintiff incorporates all other paragraphs as if fully set forth herein.
55. Defendants Diocese of Phoenix, Defendant St. Thomas the Apostle and Father John P. Doran, through its priests, Bishops, Archbishops, and agents of any kind assigned Father John P. Doran to ministries throughout the United States, including the Catholic churches located in the Diocese of Phoenix.
56. Defendants, and each of them, did not reveal to the congregation of faithful Catholics, including Plaintiff and his family, that Father John P. Doran engaged in sexual contact with Catholic children.
57. Defendants, and each of them, knew or should have known that Father John P. Doran continued to sexually abuse and or have sexual contact with Catholic children.
58. Defendants, and each of them, individually and in conspiracy with the other priests, bishops, archbishops, and agents of any kind, led the congregation of faithful Catholics to believe that Father John P. Doran was fit to serve as a Roman Catholic priest ministering to Catholic children. In keeping with the orders, commandments, directives, policies, or procedures of the Roman Catholic Church mandated by the priests, Bishops, Archbishops, Cardinals, Vatican, the Holy See, the Holy Office, and the Holy Father requiring that all matters and details regarding clergy sexual abuse be kept absolutely secret, Defendants individually and in conspiracy with each other and other priests, bishops, archbishops, diocese, and agents of any kind, did not reveal to the congregation of faithful Catholics in the Diocese of Phoenix and its parishes,

1 including Plaintiff and his family, that Father John P. Doran sexually abused  
2 Catholic children.

3 59. Defendants are equitably estopped from alleging the statute of limitations as a  
4 defense in this case because of the inequitable conduct of Defendants, because  
5 of their attempts to fraudulently conceal the abuse and breaches of fiduciary  
6 duties.

7 60. All Defendants, with their pattern and practice of ignoring, covering up, and  
8 or fraudulently concealing Father John P. Doran's sexual abuse of Plaintiff and  
9 other Catholic children, demonstrated deliberate indifference, conscious  
10 disregard, and reckless disregard to Plaintiff's mental and physical well-being.

11 61. All Defendants' pattern and practice of ignoring, covering up, and fraudulently  
12 concealing repeated and frequent sexual abuse perpetrated by Father John P.  
13 Doran and other clergy was done pursuant to the Catholic  
14 Church's official and unofficial policies and practices.

15  
16 **COUNT I**  
17 **SEXUAL ASSAULT / SEXUAL ABUSE / SEXUAL CONDUCT**  
18 **WITH A MINOR**  
19 **(A.R.S. §§ 13-1404, 13-1405, 13-1406, 13-1410 and the common law)**

20 62. Plaintiff incorporates all other paragraphs as if fully set forth herein.

21 63. Defendant Father John P. Doran intentionally, knowingly, recklessly, or  
22 negligently engaged in sexual contact with Plaintiff.

23 64. Defendant Father John P. Doran intentionally, knowingly, recklessly, or  
24 negligently engaged in sexual contact, without his consent and when he was a  
25 minor incapable of consenting to such sexual contact.

26 65. As a direct and proximate cause of Defendants' wrongful acts Plaintiff suffered  
27 and will continue to suffer in the future physical and emotional injury  
28 including, but not limited to great pain of mind and body, shock, emotional  
distress, embarrassment, loss of self-esteem, disgrace, humiliation, anger, rage,

1 frustration, loss of enjoyment of life, loss of consortium, loss of love and  
2 affection, sexual dysfunction, past and future medical expenses for  
3 psychological treatment, therapy, and counseling.

4 66. The allegations set forth in this Count constitute traditional negligence and  
5 negligence per se for violation of A.R.S. § 13-3623 and other relevant statutes  
6 and laws, including the common law, enacted for the protection of a specific  
7 class of persons of which Plaintiff is a member.

8  
9 **COUNT II**  
10 **NEGLIGENCE AGAINST DEFENDANTS**  
11 **DIOCESE OF PHOENIX & ST. THOMAS THE APOSTLE**

12 67. Plaintiff incorporates all consistent paragraphs of this Complaint as if fully set  
13 forth under this count.

14 68. Each Defendant owed Plaintiff a duty of reasonable care to protect the Plaintiff  
15 from injury.

16 69. Each Defendant owed Plaintiff a duty of care because each Defendant had a  
17 special relationship with Plaintiff.

18 70. Defendants also had a duty arising from the special relationship that existed  
19 with Plaintiff, Plaintiff's parents, and other parents of young, innocent,  
20 vulnerable children to properly train and supervise its clerics. This special  
21 relationship arose because of the high degree of vulnerability of the children  
22 entrusted to their care. As a result of this high degree of vulnerability and risk  
23 of sexual abuse inherent in such a special relationship, Defendants had a duty  
24 to establish measures of protection not necessary for persons who are older and  
25 better able to safeguard themselves.

26 71. Each Defendant owed Plaintiff a duty to protect Plaintiff from harm because  
27 each Defendant also had a special relationship with Father John P. Doran.

28 72. Defendants owed Plaintiff a duty of reasonable care because they solicited

1 youth and parents for participation in their youth programs; encouraged youth  
2 and parents to have the youth participate in their programs; undertook custody  
3 of minor children, including Plaintiff; promoted their facilities and programs  
4 as being safe for children; held their agents, including Father John P. Doran,  
5 out as safe to work with children; encouraged parents and children to spend  
6 time with their agents; and/or encouraged their agents, including Father John  
7 P. Doran, to spend time with, interact with, and recruit children.

8 73. By accepting custody of the minor Plaintiff, Defendants established an *in loco*  
9 *parentis* relationship with Plaintiff and in so doing, owed Plaintiff a duty to  
10 protect Plaintiff from injury. Further, Defendants entered into a fiduciary  
11 relationship with Plaintiff by undertaking the custody, supervision of, and/or  
12 care of the minor Plaintiff. As a result of Plaintiff being a minor, and by  
13 Defendants undertaking the care and guidance of the Plaintiff, Defendants also  
14 held a position of empowerment over Plaintiff. Further, Defendants, by  
15 holding themselves out as being able to provide a safe environment for  
16 children, solicited and/or accepted this position of empowerment. Defendants,  
17 through its employees, exploited this power over Plaintiff and, thereby, put the  
18 minor Plaintiff at risk for sexual abuse.

19 74. By establishing and/or operating the Diocese of Phoenix and St. Thomas the  
20 Apostle, accepting the minor Plaintiff as a participant in their programs,  
21 holding their facilities and programs out to be a safe environment for Plaintiff,  
22 accepting custody of the minor Plaintiff *in loco parentis*, and by establishing a  
23 fiduciary relationship with Plaintiff, Defendants entered into an express and/or  
24 implied duty to properly supervise Plaintiff and provide a reasonably safe  
25 environment for children, who participated in their programs. Defendants  
26 owed Plaintiff a duty to properly supervise Plaintiff to prevent harm from  
27 foreseeable dangers. Defendants had the duty to exercise the same degree of  
28 care over minors under their control as a reasonably prudent person would have

1 exercised under similar circumstances.

2 75. By establishing and operating the Diocese of Phoenix and St. Thomas the  
3 Apostle, which offered educational programs to children and which may have  
4 included a school, and by accepting the enrollment and participation of the  
5 minor Plaintiff as a participant in those educational programs, Defendants  
6 owed Plaintiff a duty to properly supervise Plaintiff to prevent harm from  
7 generally foreseeable dangers.

8 76. Each Defendant owed Plaintiff a duty to protect Plaintiff from harm because  
9 Defendants invited Plaintiff onto their property and Father John P. Doran  
10 posed a dangerous condition on Defendants' property.

11 77. Each Defendant breached its duties to Plaintiff. Defendants failed to use  
12 ordinary care in determining whether their facilities were safe and/or  
13 determining whether they had sufficient information to represent their facilities  
14 as safe. Defendants' breach of their duties include, but are not limited to:  
15 failure to protect Plaintiff from a known danger, failure to have sufficient  
16 policies and procedures in place to prevent child sex abuse, failure to properly  
17 implement policies and procedures to prevent child sex abuse, failure to take  
18 reasonable measures to ensure that policies and procedures to prevent child sex  
19 abuse were working, failure to adequately inform families and children of the  
20 risks of child sex abuse, failure to investigate risks of child molestation, failure  
21 to properly train the employees at institutions and programs within  
22 Defendants' geographical confines, failure to train the minors within  
23 Defendants' geographical confines about the dangers of sexual abuse by  
24 clergy, failure to have any outside agency test their safety procedures, failure  
25 to protect the children in their programs from child sex abuse, failure to adhere  
26 to the applicable standard of care for child safety, failure to investigate the  
27 amount and type of information necessary to represent the institutions,  
28 programs, leaders and people as safe, failure to train their employees properly



- 1 to identify signs of child molestation by fellow employees, failure by relying  
2 upon mental health professionals, and/or failure by relying on people who  
3 claimed that they could treat child molesters.
- 4 78. Defendants also breached their duty to Plaintiff by failing to warn Plaintiff and  
5 Plaintiff's family of the risk that Father John P. Doran posed and the risks of  
6 child sexual abuse in Catholic institutions. They also failed to warn them about  
7 any of the knowledge that Defendants had about child sexual abuse.
- 8 79. Defendants breached their duties to Plaintiff by failing to use reasonable care.  
9 Defendants' failures include, but are not limited to, failing to properly  
10 supervise Father John P. Doran, failing to properly supervise Plaintiff, and  
11 failing to protect Plaintiff from a known danger.
- 12 80. Defendants additionally violated a legal duty by failing to report known and/or  
13 suspected abuse of children by Father John P. Doran and/or its other agents to  
14 the police and law enforcement.
- 15 81. Defendants knew or should have known that Father John P. Doran was a  
16 danger to children before Father John P. Doran sexually assaulted Plaintiff.
- 17 82. Prior to the sexual abuse of Plaintiff, Defendants learned or should have  
18 learned that Father John P. Doran was not fit to work with children.  
19 Defendants, by and through their agents, servants and/or employees, became  
20 aware, or should have become aware of Father John P. Doran's propensity to  
21 commit sexual abuse and of the risk to Plaintiff's safety. At the very least,  
22 Defendants knew or should have known that they did not have sufficient  
23 information about whether or not their leaders and people working at St.  
24 Thomas the Apostle and other Catholic institutions within the Diocese of  
25 Arizona were safe.
- 26 83. Defendants knew or should have known that there was a risk of child sex abuse  
27 for children participating in Catholic programs and activities within the  
28 Diocese. At the very least, Defendants knew or should have known that they

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did not have sufficient information about whether or not there was a risk of child sex abuse for children participating in Catholic programs and activities within the Diocese.

84. Defendants knew or should have known that Defendants had numerous agents who had sexually molested children. Defendants knew or should have known that child molesters have a high rate of recidivism. They knew or should have known that there was a specific danger of child sex abuse for children participating in their youth programs.

85. However, despite this knowledge, Defendants negligently deemed that Father John P. Doran was fit to work with children; and/or that any previous suitability problems Father John P. Doran had were fixed and cured; and/or that Father John P. Doran would not sexually molest children; and/or that Father John P. Doran would not injure children.

86. Defendants' actions created a foreseeable risk of harm to Plaintiff. As a vulnerable child participating in the programs and activities Defendants offered to minors, Plaintiff was a foreseeable victim. Additionally, as a vulnerable child who Father John P. Doran had access to through Defendants' facilities and programs, Plaintiff was a foreseeable victim.

87. As a direct and proximate cause of Defendants' wrongful acts Plaintiff suffered and will continue to suffer in the future physical and emotional injury including, but not limited to great pain of mind and body, shock, emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, anger, rage, frustration, loss of enjoyment of life, loss of consortium, loss of love and affection, sexual dysfunction, past and future medical expenses for psychological treatment, therapy, and counseling.

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**COUNT III**  
**NEGLIGENT TRAINING AND SUPERVISION OF EMPLOYEES**  
**AGAINST DEFENDANTS DIOCESE OF PHOENIX &**  
**ST. THOMAS THE APOSTLE**

88. Plaintiff incorporates all consistent paragraphs of this Complaint as if fully set forth under this count.
89. At all times material, Father John P. Doran was employed by Defendants and was under each Defendant's direct supervision, employ, and control when he committed the wrongful acts alleged herein. Father John P. Doran engaged in the wrongful conduct while acting in the course and scope of his employment with Defendants and/or accomplished the sexual abuse by virtue of his job-created authority.
90. Defendants had a duty, arising from their employment of Father John P. Doran, to ensure that he did not sexually molest children.
91. Further, Defendants owed a duty to train and educate employees and administrators and establish adequate and effective policies and procedures calculated to detect, prevent, and address inappropriate behavior and conduct between clerics and children.
92. The abuse complained of herein occurred on Defendants' property and/or with the use of their chattels.
93. Defendants breached their duties to Plaintiff by actively maintaining and employing Father John P. Doran in a position of power and authority through which Father John P. Doran had access to children, including Plaintiff, and power and control over children, including Plaintiff.
94. Defendants were negligent in the training, supervision, and instruction of their employees. Defendants failed to timely and properly educate, train, supervise, and/or monitor their agents or employees with regard to policies and procedures that should be followed when sexual abuse of a child is suspected

1 or observed. Defendants were additionally negligent in failing to supervise,  
2 monitor, chaperone, and/or investigate Father John P. Doran and/or in failing  
3 to create, institute, and/or enforce rules, policies, procedures, and/or  
4 regulations to prevent Father John P. Doran's sexual abuse of Plaintiff. In  
5 failing to properly supervise Father John P. Doran, and in failing to establish  
6 such training procedures for employees and administrators, Defendants failed  
7 to exercise the degree of care that a reasonably prudent person would have  
8 exercised under similar circumstances.

9 95. As a direct and proximate cause of Defendants' wrongful acts Plaintiff suffered  
10 and will continue to suffer in the future physical and emotional injury  
11 including, but not limited to great pain of mind and body, shock, emotional  
12 distress, embarrassment, loss of self-esteem, disgrace, humiliation, anger, rage,  
13 frustration, loss of enjoyment of life, loss of consortium, loss of love and  
14 affection, sexual dysfunction, past and future medical expenses for  
15 psychological treatment, therapy, and counseling.

16  
17 **COUNT IV**  
18 **NEGLIGENT RETENTION OF EMPLOYEES**  
19 **AGAINST DEFENDANTS DIOCESE OF PHOENIX**  
20 **& ST. THOMAS THE APOSTLE**

21 96. Plaintiff incorporates all consistent paragraphs of this Complaint as if fully set  
22 forth under this count.

23 97. At all times material, Father John P. Doran was employed by Defendants and  
24 was under each Defendant's direct supervision, employ, and control when he  
25 committed the wrongful acts alleged herein.

26 98. Defendants negligently retained Father John P. Doran with knowledge of  
27 Father John P. Doran's propensity for the type of behavior which resulted in  
28 Plaintiff's injuries in this action. Defendants failed to investigate Father John  
P. Doran's past and/or current history of sexual abuse and, through the exercise

1 of reasonable diligence, should have known of Father John P. Doran's  
2 propensity for child sexual abuse. Defendants should have made an appropriate  
3 investigation of Father John P. Doran and failed to do so. An appropriate  
4 investigation would have revealed the unsuitability of Father John P. Doran  
5 for continued employment and it was unreasonable for Defendants to retain  
6 Father John P. Doran in light of the information they knew or should have  
7 known.

8 99. Defendants negligently retained Father John P. Doran in a position where he  
9 had access to children and could foreseeably cause harm which Plaintiff would  
10 not have been subjected to had Defendants taken reasonable care.

11 100. In failing to timely remove Father John P. Doran from working with children  
12 or terminate the employment of Father John P. Doran, Defendants failed to  
13 exercise the degree of care that a reasonably prudent person would have  
14 exercised under similar circumstances.

15 101. As a direct and proximate cause of Defendants' wrongful acts Plaintiff suffered  
16 and will continue to suffer in the future physical and emotional injury  
17 including, but not limited to great pain of mind and body, shock, emotional  
18 distress, embarrassment, loss of self-esteem, disgrace, humiliation, anger, rage,  
19 frustration, loss of enjoyment of life, loss of consortium, loss of love and  
20 affection, sexual dysfunction, past and future medical expenses for  
21 psychological treatment, therapy, and counseling.

22 **COUNT V**  
23 **BREACH OF FIDUCIARY DUTY**  
24 **(All Defendants)**

25 102. Plaintiff incorporates all other paragraphs as if fully set forth herein.

26 103. Defendants' relationship with Plaintiff was one of spiritual guide, counselor,  
27 and shepherd. As a fiduciary to Plaintiff, Defendants owed a duty to  
28 investigate, obtain, and disclose sexual misconduct, sexual assault,

1 sexual abuse, molestation, sexual propensities, and other inappropriate acts of  
2 its priests, including Defendant Father Joseph J. Father John P. Doran. As  
3 fiduciary, counselor and spiritual guide, Defendants owed Plaintiff a duty to  
4 work solely for his benefit.

5 104. Defendants breached their fiduciary duties owed to Plaintiff.

6 105. As a direct and proximate cause of Defendants' breach Plaintiff suffered and  
7 will continue to suffer in the future physical and emotional injury, including  
8 but not limited to, great pain of mind and body, shock, emotional distress,  
9 embarrassment, loss of self-esteem, disgrace, humiliation, anger, rage,  
10 frustration, loss of enjoyment of life, loss of consortium, loss of love and  
11 affection, sexual dysfunction, past and future medical expenses for  
12 psychological treatment, therapy, and counseling.

13 **COUNT VI**  
14 **INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**  
15 **(All Defendants)**

16 106. Plaintiff incorporates all other paragraphs as if fully set forth herein.

17 107. Defendants' wrongful conduct, including sexual abuse, conspiracy to conceal  
18 sexual abuse, failure to report Father John P. Doran's sexual abuse of children,  
19 acquiescence, affirmance, and ratification of Father John P. Doran's sexual  
20 abuse exceeds the bounds of decency and were extreme and outrageous causing  
21 Plaintiff to suffer severe emotional and psychological distress.

22 108. As a direct and proximate cause of Defendants' wrongful conduct Plaintiff  
23 suffered and will continue to suffer in the future physical and emotional injury,  
24 including but not limited to great pain of mind and body, shock, emotional  
25 distress, embarrassment, loss of self-esteem, disgrace, humiliation, anger, rage,  
26 frustration, loss of enjoyment of life, loss of consortium, loss of love and  
27 affection, sexual dysfunction, past and future medical expenses for  
28 psychological treatment, therapy, and counseling.

**COUNT VII**  
**ENDANGERMENT**  
**(All Defendants)**

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3 109. Plaintiff incorporates all other paragraphs as if fully set forth herein.

4 110. Defendants have a duty to protect children from foreseeable and unjustifiable  
5 risks of harm.

6 111. In 2000, a Maricopa County Grand Jury investigated the Diocese of Phoenix  
7 and its Bishop Thomas J. O'Brien. The Maricopa Grand Jury investigated  
8 whether Thomas J. O'Brien or the Diocese failed to report to law enforcement  
9 authorities criminal sexual misconduct by priests and other Diocesan personnel  
10 and whether Thomas J. O'Brien or the Diocese placed or transferred priests or  
11 other Diocesan personnel in or to a position to commit additional criminal  
12 conduct after becoming aware of prior criminal conduct. The Grand Jury's  
13 investigation developed evidence that Thomas J. O'Brien failed to protect  
14 victims of criminal sexual misconduct by others associated with the Roman  
15 Catholic Diocese of Phoenix. On May 3, 2003, Bishop Thomas J. O'Brien  
16 signed an agreement with the Maricopa County Attorney's Office. In the  
17 agreement Bishop O'Brien "acknowledged that he allowed Roman Catholic  
18 Priests under his supervision to have contact with minors after becoming aware  
19 of allegations of criminal sexual misconduct. He [ ] further acknowledges  
20 transferring offending priests to situations where children could be further  
21 victimized."

22 112. Defendants knew or should have known Father John P. Doran posed a  
23 significant risk of injury to Catholic children, including Plaintiff. Defendants  
24 attempted to conceal and cover-up Father John P. Doran's sexual deviancy and  
25 sexual abuse of children to avoid scandal and prevent others from discovering  
26 Father John P. Doran's sexual abuse of children, his history of child sexual  
27 abuse, and his propensity to sexual abuse children.

28 113. Defendants, individually and or in agreement with each other, assigned Father

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Father John P. Doran to the missions, Catholic schools, and or parishes in the Diocese of Phoenix including, but not limited to, St. Thomas the Apostle.

114. Defendants knew or should have known, Father John P. Doran posed a substantial risk of significant physical and psychological injury to Catholic children, including Plaintiff.

115. Defendants, individually and in concert with the each other, negligently, recklessly, or intentionally endangered the health and well-being of Catholic children, including Plaintiff by exposing them to Father John P. Doran who was a substantial risk of significant physical and mental injury to young Catholic children including Plaintiff.

116. Defendants, individually and in concert with each other, negligently, recklessly, and or intentionally endangered the health and well-being of Catholic children, including Plaintiff, by employing and engaging in pattern and practice, customs and traditions, of ignoring, covering up, and or fraudulently concealing clergy sexual abuse. Father John P. Doran was part of the pattern and practice of transferring priests who engaged in sexual misconduct in an attempt to conceal and or cover up the sexual misdeeds of Catholic priests.

117. As a direct and proximate cause of Defendants' negligent, reckless, and or intentional endangerment, Plaintiff suffered and will continue to suffer in the future great pain of mind and body, shock, emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, anger, rage, frustration, loss of enjoyment of life, loss of consortium, loss of love and affection, sexual dysfunction, past and future medical expenses for psychological treatment, therapy, and counseling.

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**COUNT VIII  
CHILD ABUSE  
(A.R.S. § 13-3623 and the common law)  
(All Defendants)**

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118. Plaintiff incorporates all other paragraphs as if fully set forth herein.

119. Father John P. Doran had the care and custody of Plaintiff both because he was a parishioner and student under the control and authority of Father John P. Doran, given to him by Defendants Diocese of Phoenix and St. Thomas the Apostles and because he attended religious education and training from Father John P. Doran and other Catholic priests.

120. Defendants had the care and custody of Plaintiff both because they assigned and/or permitted Father John P. Doran to serve at missions, parishes, and or schools in the Diocese of Phoenix and because of their pattern, practice, custom, and tradition of training and educating children in the Catholic faith. Defendants had the care and custody of Plaintiff through traditional agency law.

121. Father John P. Doran is a Roman Catholic cleric who caused acts, events, or omissions to occur in Arizona out of which these claims arise. At all times alleged, Defendant Father John P. Doran was employed by and was the actual or apparent agent of Defendants Diocese of Phoenix and or St. Thomas the Apostle Roman Catholic Parish Phoenix and acting within the course and scope of his employment and or actual or apparent authority with Defendants Diocese of Phoenix and or St. Thomas the Apostle.

122. Defendants Diocese of Phoenix and St. Thomas the Apostle Catholic Parish Phoenix engaged in a pattern and practice of transferring pedophile priests throughout the Diocese of Phoenix, State of Arizona, and United States in an attempt to cover up clergy sexual misconduct.

123. In 2000 a Maricopa County Grand Jury investigated the Diocese of Phoenix and its Bishop Thomas J. O'Brien. The Maricopa Grand Jury investigated whether Thomas J. O'Brien or the Diocese failed to report to law enforcement

1 authorities criminal sexual misconduct by priests and other Diocesan personnel  
2 and whether Thomas J. O'Brien or the Diocese placed or transferred priests or  
3 other Diocesan personnel in or to a position to commit additional criminal  
4 conduct after becoming aware of prior criminal conduct. The Grand Jury's  
5 investigation developed evidence that Thomas J. O'Brien failed to protect  
6 victims of criminal sexual misconduct by others associated with the Roman  
7 Catholic Diocese of Phoenix. On May 3, 2003, Bishop Thomas J. O'Brien  
8 signed an agreement with the Maricopa County Attorney's Office. In the  
9 agreement Bishop O'Brien "acknowledged that he allowed Roman Catholic  
10 Priests under his supervision to have contact with minors after becoming aware  
11 of allegations of criminal sexual misconduct. He [ ] further acknowledges  
12 transferring offending priests to situations where children could be further  
13 victimized."

14 124. Under circumstances likely to produce serious and significant physical and  
15 psychological injury and while Plaintiff was under the care and custody of all  
16 Defendants, Defendants and each of them negligently, recklessly, and or  
17 intentionally caused, permitted, allowed, and/or established patterns, practices,  
18 customs, and traditions that placed Plaintiff in a situation in which sexual abuse  
19 was likely to occur, thereby placing Plaintiff's person, physical health, and  
20 mental/emotional health in danger; to wit, Defendants transferred pedophile  
21 priests, including Father John P. Doran to new parishes failing to protect  
22 Catholic children, including Plaintiff.

23 125. Defendants, and each of them, intentionally, recklessly and or negligently  
24 endangered and sexually abused Plaintiff.

25 126. As a direct and proximate cause of Defendants' sexual abuse of Plaintiff,  
26 Plaintiff suffered and will continue to suffer in the future great pain of mind  
27 and body, shock, emotional distress, embarrassment, loss of self-esteem,  
28 disgrace, humiliation, anger, rage, frustration, loss of enjoyment of life, loss of

1 consortium, loss of love and affection, sexual dysfunction, past and future  
2 medical expenses for psychological treatment, therapy, and counseling.

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4 **COUNT IX**  
5 **ASSAULT**  
6 **(A.R.S. §§ 13-1204, 13-1203, and the common law)**  
7 **(All Defendants)**

8 127. Plaintiff incorporates all other paragraphs as if fully set forth herein.

9 128. At all times relevant to this complaint, Father John P. Doran was over the age  
10 of 18 and John Plaintiff was under the age of 15.

11 129. Father John P. Doran, as an agent or employee of Defendants acting within the  
12 course and scope of his actual or apparent authority, intentionally, knowingly  
13 and or recklessly caused serious physical and mental/emotional injury to  
14 Plaintiff.

15 130. Father John P. Doran, as an agent or employee of Defendants acting within the  
16 course and scope of his actual or apparent authority intentionally, knowingly,  
17 recklessly and or negligently placed Plaintiff in reasonable apprehension of  
18 imminent physical injury.

19 131. Father John P. Doran, as an agent or employee of Defendants acting within the  
20 course and scope of his actual or apparent authority intentionally, knowingly,  
21 recklessly and/or negligently touched Plaintiff with the intent to injure, insult  
22 or provoke.

23 132. The allegations set forth in this Count constitute negligence and negligence per  
24 se for violation of A.R.S. §§ 13-1204, 13-1203 and other relevant statutes and  
25 laws, including the common law, enacted for the protection of a specific class  
26 of persons of which Plaintiff is a member.

27 133. As a direct and proximate cause of Defendants' abuse of Plaintiff, Plaintiff  
28 suffered and will continue to suffer in the future great pain of mind and body,  
shock, emotional distress, embarrassment, loss of self-esteem, disgrace,

1 humiliation, anger, rage, frustration, loss of enjoyment of life, loss of  
2 consortium, loss of love and affection, sexual dysfunction, past and future  
3 medical expenses for psychological treatment, therapy, and counseling.

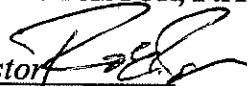
4 **PRAYER FOR RELIEF**

5 1. Plaintiff requests judgment in favor of Plaintiff and against Defendants as  
6 follows to:

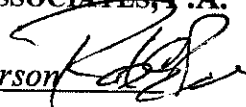
- 7 a. For Plaintiff's general and special damages in an amount to be  
8 proven at trial by jury;
- 9 b. For Plaintiff's incurred costs together with interest at the highest  
10 lawful rate on the total amount of all sums awarded from the date of  
11 judgment until paid;
- 12 c. For the fair and reasonable monetary value of Plaintiff's past,  
13 present, and future pain and suffering in an amount to be proven at  
14 trial by jury;
- 15 d. For the medical expenses incurred up to the date of trial and any  
16 additional expenses necessary for future medical care and treatment;
- 17 e. For punitive damages or exemplary damages to be set by a jury in  
18 an amount sufficient to punish Defendants for their outrageous  
19 conduct and to make an example out of them so that others do not  
20 engage in similar conduct in the future;
- 21 f. For such other and further relief as this Court may deem just and  
22 proper.

23 **DATED** this 1st day of September, 2020.

24  
25 **MONTOYA, LUCERO & PASTOR, P.A.**

26 By: /s/Robert E. Pastor   
27 Robert E. Pastor  
28 Attorneys for Plaintiff

**JEFF ANDERSON & ASSOCIATES, P.A.**

By: /s/Jeffrey R. Anderson   
Jeffrey R. Anderson  
Attorneys for Plaintiff