REV. SAMUEL ORELLANA-MENDOZA

DOCUMENTS PRODUCED BY THE ARCHDIOCESE OF LOS ANGELES 2013
PURSUANT TO JCCP 4286 SETTLEMENT AGREEMENT

#### Vicar for Clergy Database

Clergy Assignment Record (Detailed)

#### **Rev Samuel Orellana**

St. Basil Catholic Church 637 South Kingsley Drive Los Angeles, CA 90005-2392



Current Primary Assignment

Birth Date

10/22/1935

Age:

77

Birth Place

Sensuntepeque, El Salvador

Deanery: 14

Diaconate Ordination

Priesthood Ordination

9/29/1968

Diocese Name

Archdiocese of Los Angeles

Date of Incardination

3/3/1987

Religious Community

Ritual Ascription

Latin

Ministry Status

Retired with No Faculties

Canon State

Diocesan Priest

Incard Process

Begin Pension Date

9/29/1968

Voice phone

(213) 381-6191

Seminary

Seminary of San Alessio, Rome

Ethnicity

Salvadorean

Language(s)

Fluency

Spanish

Native Language

#### **Fingerprint Verification and Safeguard Training**

Date Background Check

6/9/2005

Virtus Training Date

9/15/2004

#### **Assignment History**

Assignment Retired with No Faculties	Beginning Date 2/1/2007	Completion Date
Inactive Leave, Faculties removed by decree.	9/14/2006	1/31/2007
Presentation of Mary Catholic Church, Los Angeles Associate Pastor (Parochial Vicar), Active Service	12/1/2002	9/13/2006
St. Anthony of Padua Catholic Church, Gardena Associate Pastor (Parochial Vicar), Active Service	7/1/1995	11/30/2002
Our Lady of Peace Catholic Church, North Hills Associate Pastor (Parochial Vicar), Active Service	9/5/1992	6/30/1995
St. Anne Catholic Church, Santa Monica Associate Pastor (Parochial Vicar), Active Service	8/1/1991	9/4/1992

In Transition	7/1/1991	7/31/1991
Incardinated	3/3/1987	
St. Matthias Catholic Church, Huntington Park Associate Pastor (Parochial Vicar), Active Service	9/1/1986	6/30/1991
Sagrado Corazon Catholic Church, Compton Resident, Resident	4/22/1981	8/31/1986

CMOB*#	063
Considered by CMOB	lacksquare
Inactive Date	2/1/2007
Case Name	Handicapped Parishioner
Active Case?	
Priest Name	Orellana, Samuel
DOB	10/22/1935
Ethnicity	Salvadorean
Diocese	Archdiocese of Los Angeles
Canon State	Diocesan Priest
Religious Order	
Incardination	Los Angeles
Date Of Ordination	1968
Clergy Status	Retired with No Faculties
Ciergy Status	Notified with 140 Faculties
Clergy (Faculties)	
Religious	
Diocesan	
Description	
Deacon	•
DOB	
Diocese	
Ethnicity	
Ordination	
Status	
Date Referred to Vicar	12/10/2003
Date Of Alleged Incident	1987
Alleged Victim	Minor Female
Multiple Victims	
Accusers	
Investigation Complete	
Investigator Name	
Removed From Ministry	
Date Removed From Ministry	
Date Returned To Ministry	
Case Disposition	
<b>DispositionComments</b>	
Intervention	
Description	Hispanic associate pastor, age 68, ordained in 1968. Archdiocese advised on October 3, 2003 that Father X's name included on plaintiffs' attorney list as someone who had abused a female minor in 1987. Father X subsequently named in a case filed in the LA Superior Court in December, 2003. Complaint alleges that Father X kissed the teenage girl once, maybe more time on the cheek and neck in the rectory dining room. Plaintiff's questionnaire stated that Father X abused the plaintiff once, on Ash Wednesday, 1987, by kissing her "many times" on the cheeks and moving to
	her neck and chest while hugging her and breathing very hard and telling her

she was beautiful. Father X has no recollect.  $\$  of the girl and denies ever touching any minor abusively.

#### REDACTED

#### Case Status

December 10, 2003	The report has been made and the Board defers any action until additional information is obtained.
January 28, 2004	Msgr. Cox stated that after consultation, it was agreed that announcements will be made this weekend at Fr.'s parishes prior to media coverage.
November 10, 2004	REDACTED : is conducting the investigation. A brief report was sent to Rome on the status.
December 08, 2004	REDACTED has been conducting interviews & his report should be ready at the January 12, 2005 CMOB meeting.
February 09, 2005	REDACTED continues the investigation and hopes to deliver his report at the Feb. 23rd meeting.
March 23, 2005	The request to interview the complainant was denied by the attorney; however, he offered the complainant's father for an interview.
April 27, 2005	REDACTED has a tentative date to interview the father of
July 13, 2005	the complainant.  REDACTED interviewed father who confirmed complainant's story. Request has been submitted to complainant's attorney fo
	an interview.  Priest will be interviewed again. Case will be reviewed at September 2005 meeting.
October 12, 2005	October 12, 2005: Father X was interviewed again and recognized claimant's name. Denies any wrongdoing. There are some inconsistencies in Father's story, the claimant' story, and a witness's story. Board requested that all three be interviewed again and that V/C should speak to Father X regarding his willingness to submit to a polygraph test. Update to be provided at November meeting. V/C should speak to Msgr. Dwyer regarding the first allegation concerning Father X
November 16, 2005	Claimant continues to refuse to be interviewed REDACTED aga interviewed friend of claimant. She was unable to provide additional information concerning certain facts related to the alleged event. She repeated that Father X never touched her. V/C will contact Msgr Dyer to ascertain his recall of the first allegation against Fr X.
December 07, 2005	Msgr Dyer did not have a good recollection of the facts surrounding the first allegation. He also stated that in his opinion, Father X is having some psychological issues. The Viwill contact Father X and recommend that he have a psychological assessment.
March 22, 2006	Rectory received calls from an anonymous source in which additional allegations were made against Fr X. Fr denies any

September 27, 20	One of the alleged victims returned to the and requested additional psychological counseling REDACTED interviewed her, and she reported that Father X attempted to have sex with her on multiple occasions. A report was made to the police. Father was placed on leave without faculties. Results of Dr. REDACTED evaluation have not been received.			
October 11, 2006	Letter sent to Cardinal with Board's recommendations.			
November 02, 2006	Cardinal concurs with Board's recommendations.			
November 15, 2006	At the last meeting, the Board recommended that an announcement be made in Fr X's parish. The pastor raised some concerns about making another announcement. The Board agreed that another announcement was not required.			
January 24, 2007	Fr was placed on administrative leave in Sept 2006. He retired without faculties effective Jan 1 2007. Msgr Gonzales will follow up with Dr <sup>REDACTED</sup> to see if a psych eval was done. Announcements will be made in the parishes where Fr served.			
February 01, 2007	Fr was retired without faculties. Case moved to inactive file.			
Follow Up				
Follow Up Date				
Legal Proceedings				
Legal Proceedings?				
Court Cases Settled				
Response				
Response Date				
Sent To Rome?	Date Sent To Rome			
Canonical Trial	Canonical Trial Date			
Canonical Disposition				
Page	7			

#### Clergy Assignment Record

#### **Rev Samuel Orellana**

St. Basil Catholic Church 637 South Kingsley Drive Los Angeles, CA 90005-2392



Current Primary Assignment				Age	74	•			
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Spanish Native Language

**Fingerprint Verification and Safeguard Training** 

Date Background Check 6/9/2005

Safeguard Training 9/15/2004

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#### **MEMORANDUM**

TO:

Cardinal Roger Mahony

FROM:

REDACTED

RE:

Recommendation of the Clergy Misconduct Oversight Board

Reverend Samuel Orellana (CMOB 063)

DATE:

11 October 2006

Monsignor Gabriel Gonzales, as Vicar for Clergy, placed Father Samuel Orellana on a leave of absence, without faculties, on September 14, 2006, pending resolution of his case by the Clergy Misconduct Oversight Board. The Board reviewed the case on September 27, 2006 and agreed with the actions taken by Monsignor Gonzales and his recommendation that Father Orellana be retired without faculties. It was also the consensus of the Board that Father Orellana undergo a psychological evaluation and that announcements be made in the parishes in which he has served since 1986.

Father Orellana was born in El Salvador on October 22, 1935, ordained in 1968, and incardinated in the Los Angeles Archdiocese in 1987. Monsignor Craig Cox, the Vicar for Clergy, brought Father Orellana's case before the Board on December 10, 2003, after his name appeared on the attorneys' list of prospective plaintiffs regarding alleged abuse of a minor REDACTED — her name was not disclosed to the Board — I will also refer to her as the plaintiff or the claimant) in 1987. The abuse consisted of kissing REDACTEDs neck and cheek in the dining room.

#### **REDACTED**

REDACTED

REDACTED

Father Orellana was subsequently named in a case filed in the LA Superior Court in December, 2003. The complaint alleged that Father Orellana kissed the plaintiff (REDACTED, several times (once, maybe more) on the cheek and neck in the rectory dining room. The plaintiff's questionnaire was filed under penalty of perjury on December 14, 2003 and stated that Father

Memorandum Regarding Fr. Samuel Orellana October 11, 2006 Page 2

Orellana abused the plaintiff only once, on Ash Wednesday, 1987, by kissing her "many times" on the cheeks and moving to her neck and chest while hugging her and breathing very hard and telling her she was beautiful.

Father Orellana was first interviewed by Monsignors Cox and Gonzalez in February 2004. He stated that he had no recollection of the plaintiff and denied ever touching any minor abusively.

REDACTED was appointed as the Canonical Auditor. The attorney for the plaintiff refused to allow him to interview her but agreed to permit him to interview her father. Mr. REDACTED interviewed the father, who confirmed his daughter's story. The father stated that he had made a report to the Compton police. Mr. REDACTED also interviewed a girl friend of the plaintiff's who had been with her when the abuse was alleged to have occurred. The friend said that after she and the plaintiff left the rectory the plaintiff told her what Father Orellana had done to her and asked her to say that he had done the same thing to her. The friend went along with the plaintiff at first but then recanted when questioned by her parents.

Mr. REDACTED reported that he interviewed Father Orellana on October 3, 2005. He gave Father Orellana the plaintiff's maiden name and told him that she would have been using crutches at the time of the incident. Father Orellana said that he recalled the plaintiff and had a recollection that while she was in the rectory, she slipped or fell, and that he grabbed her to assist her. He stated that it is possible he may have given her a kiss on the cheek. He also recalled that he had been visited by the claimant's father who threatened to kill him and was also interviewed about the incident by a uniformed police officer.

Mr. REDACTED also interviewed the father of the plaintiff's friend. This man recalled being told by his daughter that Father Orellana had abused her but that she later recanted and told him that after she and the plaintiff had left the rectory the plaintiff told her what had happened to her and asked his daughter to say that Father Orellana had done the same thing to her. The father did not recall talking to anyone else, including the police, about the incident.

The Board asked Mr. REDACTED to reinterview the plaintiff's friend and make a further attempt to interview the plaintiff. Also, Monsignor Cox was asked to approach Father Orellana about submitting to a polygraph examination and to obtain more information from Monsignor Timothy Dyer, who was Vicar for Clergy at the time, about the 1989 incident involving Ms. REDACTED

Mr. REDACTED interviewed the friend of the claimant a second time. She told him that she could not remember if the claimant had crutches at the time of the alleged incident or if both of them left at the same time or separately. She said that she remembered that the claimant asked her to say that Father Orellana had touched her but couldn't remember why she went along. She says she does remember the incident because of her parent's strong reaction when she told them Father Orellana had touched her. In response to their reaction, she told her parents that she had

Memorandum Regarding Fr. Samuel Orellana October 11, 2006 Page 3

lied and that she had not been touched. She repeated that Father Orellana never touched her.

Mr. REDACTED made another attempt to interview the claimant but permission was denied by her attorney. At this point, the investigation appeared to be at an impasse and it was difficult for the Board to arrive at a recommendation, one way or the other. It was the feeling that a polygraph examination might be helpful.

On March 22, 2006, Monsignor Cox advised the Board that the parish where Father Orellana was assigned had received calls in September and November 2005 from an unidentified woman who claimed that Father Orellana had done inappropriate things with her seventeen year old daughter. The September call was taken by the pastor, REDACTED who asked the woman to come to the parish to discuss the matter with him. She did not give her name or follow through. REDACTED questioned Father Orellana about this and Father Orellana dismissed the allegation as insignificant. The November call was taken by the parish housekeeper and apparently was not handled appropriately. Father Orellana was interviewed by Monsignor Cox and Mr. REDACTED about the calls in January 2006. He claimed he didn't know what the calls were about and opined that it was possibly someone just trying to get money. Monsignor Cox felt that Father Orellana may be suffering from dementia and advised him that arrangements had been made for him to be examined by to a doctor who specializes in treating patients with memory loss. Father Orellana said he would make an appointment to undergo an examination.

The incident involving REDACTED that she reported in 1990 was also discussed at several meetings of the Board. It was the consensus of the Board that additional information was needed. Monsignor Cox was asked to speak to REDACTED and obtain more information about the 1989 incident.

Monsignor Cox spoke to Monsignor Dyer, who had a vague memory of the case and believed it boiled down to a classic "she says" one-on-one situation. Monsignor Dyer said that he would have removed Father Orellana from ministry if he believed that he posed a danger to others.

I reviewed the file and it is apparent that REDACTED was not satisfied with the outcome. She had attempted suicide in late 1989 and was advised by the hospital staff to make a report to the police. Instead of doing that, she wrote to the Archdiocese in January and requested an interview. Correspondence was exchanged and she persisted and others wrote on her behalf. She was eventually granted an interview in June 1991, some seventeen months after she first informed the Archdiocese of her complaints. After the meeting, she requested another meeting, this time with both Monsignor Dyer and Father Orellana being present, where she could confront Father Orellana with her allegations. Monsignor Dyer advised her on August 26, 1992 by letter that he did not feel that such a meeting would accomplish anything and that he would not agree

Memorandum Regarding Fr. Samuel Orellana October 11, 2006 Page 4

to set it up and that he would not correspond with her further about her claims. This brought an end to the matter as far as the Archdiocese was concerned.

Sister REDACTED and REDACTED and REDACTED were also present. REDACTED to get away from Father Orellana. She later relocated REDACTED and just returned to the Los Angeles area on July 3, 2006.

REDACTED

REDACTED As a result of the interview and a complete review of the file, which includes the matters set forth above, Monsignor Gonzales placed Father Orellana on a leave of absence on September 14, 2006, without faculties, and relocated him to St. Basil's pending further action. The report concerning Father Orellana's mental condition has not been received as yet.

It is the consensus of the Board that the actions taken by Monsignor Gonzales were appropriate and that Father Orellana does not belong in ministry and should be retired without faculties.

cc: Monsignor Gabriel Gonzales
REDACTED

I concer fully at the Boards feconmendations -

- Roger Card. Makay

2 Noveber 2006

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### **Investigative Summary**

To:

Monsignor Craig A. Cox, J.C.D.

REDACTED

From:

Date:

October 10, 2005

Subject:

Canonical Investigation of Father Samuel Orellana

**Predication:** Investigation in this matter was initiated following receipt of information identifying Father Samuel Orellana as a named defendant in a "Complaint for Damages" filed on December 24, 2003 in Los Angeles Superior Court.

Summary of Allegation: The complaint alleges that in approximately 1987, Father Orellana engaged in unpermitted, harmful and offensive sexual conduct upon the person of Plaintiff, BN., in violation of California Code of Civil Procedure. The complaint alleges the sexual abuse occurred at many different places, among other places on the grounds of the defendant's school/parish. The offense allegedly occurred on one occasion and involved kissing a minor on the cheek and neck.

The claimant questionnaire reported the alleged offense as having occurred on one occasion at the rectory of Sagrado Corazon Catholic Church and further described the offense as Father Orellana kissing the claimant on the cheeks "many times" and moving to her neck and chest while telling her she was beautiful and breathing very hard and hugging her. Father Orellana allegedly locked all the doors and the claimant was left alone with Father Orellana after her friend, LC, went home.

The claimant questionnaire also states that a teacher's assistant and the Principal at Rosecrans Elementary School became aware of complaints about Father Orellana touching young girls. The teacher's assistant, according to the questionnaire, made a report to the Compton Police Department.

In February 2004, Father Orellana was interviewed by Monsignors Craig A. Cox and Gabriel Gonzalez regarding the allegations. Father Orellana stated he had no recollection of the claimant, known only as BN, and said he had never touched any minor abusively.

**Summary of Investigation:** Investigation conducted after the initial interview with Father Orellana further identified the claimant as BM.

LC, the claimant's friend, was located and interviewed. She recalled being with the claimant at the rectory on the day of the alleged incident and recalled the claimant telling her Father Orellana had touched her breast over her clothes. The claimant asked LC to

#### Confidential & Privileged Attorney Client Work Product

go along with her and tell her parents that Father Orellana had also touched her. LC never saw Father Orellana touch the claimant in an inappropriate manner. She and the claimant left the rectory together.

Investigation was conducted to locate any police record of the alleged incident. It is noted the Compton Police Department (CPD) no longer exists and police responsibilities for the City of Compton are now handled by the Los Angeles County Sheriff's Department (LASD). Inquiry through the LASD failed to locate any records regarding the claimant or Father Orellana. The former Chief and five former detectives from the CPD who were active during the late 1980s were interviewed and none of them had any recollection of any investigation involving a Catholic priest. The Chief also noted that any police reports, unless related to a homicide, would have been destroyed under the "6 year rule".

Investigation through the Chief of Police of the Compton Unified School District failed to produce any information of value in identifying records or teachers that might be of assistance in this matter. It is noted that the former Principal of Rosecrans Elementary, during the late 1980s, is now deceased.

The claimant's father, FM, was interview and reiterated some of the same information submitted in the claimant questionnaire including that he made a report to the Compton Police Department and that Father Orellana had come to his home to discuss the matter. Additionally, he mentioned that shortly after making a police report he received a telephone call from LC's father, and he was upset because he thought Mr. M had included LC's name in the report to the police.

Mr. RC, LC's father, was interviewed and he recalled being bothered about the allegations made against Father Orellana. He did not recall talking to Mr. M, but said that it was possible. Although he recalled the alleged incident, he did not recall ever being interviewed by the police or any inquiry from his daughter's school.

On October 3, 2005 Father Orellana was re-interviewed and was advised of the claimant's name, BM, at the time of the alleged incident and that the claimant would have been using crutches due to a possible leg injury or illness. He was also advised, based on the information developed by the auditor, the incident would have occurred in approximately February or March 1986. Father Orellana acknowledged knowing the claimant and provided an account of what occurred. He explained that the claimant, along with several other children, came to visit him and wanted to see the rectory. He said the claimant was having trouble walking with the crutches and slipped. He grabbed her to keep her from slipping and helped her along. He did not recall, but said it was entirely possible that he might have given the claimant a kiss on the cheek. His actions subsequently led to accusations by the claimant's father that he had inappropriately touched the claimant and BM's father threatened to kill him. The father made a report to the police and he, Father Orellana, was interviewed by a uniformed police officer. He provided his explanation of what happened to the police and the police officer told him

Page 3 of 3

#### Confidential & Privileged Attorney Client Work Product

everything was okay. He later went to visit the claimant's father at his residence and attempted to explain that his actions had been misinterpreted. He never made a report of what happened to anyone in the Archdiocese.

Witness Interviews: Separate detailed interview reports have been prepared for all of the witness interviewed in this matter.

CMOB-063-01: 'REDACTED " - Hispanic associate pastor, age 68, ordained in 1968. Abuse alleged in 1989 by an adult REDACTED woman who claimed their relationship became sexual upon Fr. X's insistence and force. Fr. X admitted to kissing, embracing & touching her breasts at her invitation. Fr. X received psych evaluation; she received therapy at Fr. X's expense. On October 3, 2003 Fr. X's name appeared on an atty's list of prospective plaintiffs re alleged abuse in 1987. Fr. X denies these allegations.

#### October 13, 2005

REDACTED	prepared the above from the C-file in late 2003. At the time it was
prepared, th	ere was little information about the new allegation.

10/03/03	X name appears on attorney list as having abused a minor – identified as
	REDACTED — in 1987.

12/08/03	Msgr. Cox interviewed X in presence of Msgr. Gonzales. Cox presented
	the minimal information listed on the attorney spreadsheet, after which X
	made comments: No recollection of anyone named REDACTED at
	Sagrado Corozon or anywhere. Never treated any minor abusively. Not
	uncommon in his culture to kiss on cheek. No access to dining room of
,	rectory, except for two young men who helped with meals. Cox
	assessment: X was open & cooperative.

12/24/03	Superior Court complaint filed.	Alleges in general	terms that X molested
	Cl in approx 1987.		

01/31/04	Announcement read at masses at Presentation of Mary parish.

02/01/04	Cox memo to priests re announcements i	relating to	priests named in
	lawsuits.		

02/07/04	Copy of LA Times articles naming accused priests. X included.
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 Claimant Questionnaire, signed under penalty of perjury and dated
12/14/03.

06/12/04	Memo from Cox to REDACTED	advising of new information and asking	
	to determine Cl's maiden nar	me.	

06/23/04	Memo to file from	n Cox stating that REDACTED	had learned Cl's
	maiden name w	as <sup>REDACTED</sup> and that her parents	s were REDACTED and
	REDACTED	and that she had two brothers,	REDACTED

07/02/04	No record at Sagrado Corazon of REDACTED but First	Communion
	record re REDACTED on May 24, 1984. Parents – REDACTED	and REDACTED
	REDACTED (First Communion record included in file)	

	Certificate of Baptism for REDACTED child of REDACTED and REDACTED Born 6/18/75 and baptized 1/18/76 at Old Plaza Church.
10/20/04	Memo from REDACTED to REDACTED w/ cc to Cox re investigation to date. Rosecrans Elementary School principal deceased. Compton PD records probably destroyed. Attempting to locate other Compton PD officers and Rosecrans teachers.
12/13/94	Letter from Cox to X with X proffer for review and comment.
01/26/05	Letter from REDACTED to REDACTED requesting an interview of Cl by canonical auditor.
03/03/05	Letter from REDACTED to REDACTED stating that CI does not want to be interviewed but offering her father for an interview.
	Baptism Certificate of REDACTED and baptized on 4/20/74 at Holy Innocents Church.

FROM AN OCTOBER 3 2003

LIST OF PROSPETIVE PLANTIFFS

LIST OF PROSPETIVE PLANTIFFS

OF MINORS.

PLAST MENSTON OF FR.

CONTEXT

	llana, Father Samuel	Los Angeles	
* 107	, Father	Archdiocese of Los Angeles	IZ
11.41		Ambdianes of I as Angolas	PC

223 Orellana, Father Samuel	KEUAGI ED	Los Angeles	Compton	<del>, , , , , , , , , , , , , , , , , , , </del>	Saint Sagrado Corazon	1987	Several times (Once, maybe more)	KBL .
			1:		h	4000	9 d firman nar	
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**RCALA 00737** 

## 10 Priests in Lawsuits Still on Job

L.A. Archdiocese says it lacks evidence of abuse. Cases test limits of the 'zero tolerance' policy.

By WILLIAM LOBDELL AND JEAN GUCCIONE Times Staff Writers

At least 10 priests in the Roman Catholic Archdiocese of Los Angeles remain in parish ministry despite lawsuits filed late last year that accuse them of molesting children.

Among the priests are some of the archdiocese's most prominent clerics, including Msgr. Richard A. Loomis, former head of clergy who oversaw misconduct allegations against priests; Msgr. Patrick Reilly in Burbank; and Father Michael J. Carroll, who was voted Walnut's man of the year last week.

Church leaders justified their action by citing lack of evidence to support the allegations and, in some cases, their inability to in-terview the victims. Announcements of the accusations were made in the congregations of the priests last Sunday

Each cleric has denied wrongdoing, and none are under criminal investigation.

The cases test the limits of the Vatican's "zero tolerance" polley against priestly miseon-[See Church, Page A22]

A22 SATURDÁY, FEBRUARY, A 2004

# Accused Priests' Status Pending Inquiries Murky

[Church, from Page A1]:

duct and point to the conflicts the church faces in policing itself. "I Archdiocesan" spokesman flico Tamberg said that although many past claims of sexual abuse have been credible, not all allegations are true or inmediately credible.

"And there are those that are demonstrably false," he said. "To take someone out of ministry when allegations are false or there is a severe lack of first- or even second-hand information is inct only unjust to the person accused, it also diminishes the in-pact of those claims which are credible and true."

The archdiocese's stance has infiniated victims advocates, who say that once again the church has put the protection of priests over the safety of children dren.

"The problem is not talse alle-gations," said John Manly, a Costa Mesa attorney whose firm represents about 80 alleged victime of sexual abuse by priests. "The problem is child rape; When are the bishops going to get that through their thick ecdesiastical heads?"
The debate over how to treat

the priests named in lawsuits scomes as the archdiocese is also battling prosecutors and civil litigants over access to personnel files on accused priests.

The church has argued that the the sare confidential and protected from disclosure by law, prosecutors in six that the documents are necessary to investigate possible, criminal wrong discours.

The priests still in active ministry are among about 200 Los Angeles-area clerics named in an avalanche of litigation in 2003.

The lawsuits were filed after California lifted for one year the statute of limitations for older gases of sexual abuse involving eminors, About 500 people sued. M. Ford of San Roque Church in

Zero tolerance

Excerpts from the Catholic Church's Charter for the Protection of Children and Young People

ARTICLE 5. We repeat the words of our Holy Father in his address to the cardinals of the United States and conference officers. "There is no place in the priesthood or religious life for those who would harm the young. "When an allegation of sexual abuse of a minor by a priest or a deason is received a preliminary investigation." White initiated and conducted promptly and belief to the property of the best of the decesar/eparchial bishop will both notify the Congregation for the Doctrine of the cardinals of the United States Congregation for the Doctrine of the Faith and ... relieve the alleged offender promptly of his ministerial duties

Source: U.S. Conference of Catholic

ipe Angeles Tines the Bos Angeles Archdlocese last year put of 800 suits statewide. Asked about the decusations

Loomis, who was view for slargy from 1996 to 2009 said. I have not done anything wong."

Speaking of his acquising he added at doing the country he son, and fedd not molest time.

son, and felicinet molest lite."

Similarly, Mamiel Sarche? of
Sacred Heart Church in Pomona
said inday that he did not even
know his accuser. I am completely innocent of the charges,
the priest said. He said he
learned of "this terrible accusation" six months ago and be-Heved that his accuser was either "looking for money or he sincerely confused me with another person.

Another of the priests, James

Santa Barbara, said he was "shocked when I heard of this lawsuit." Ford said he was "deepiy murt by this allegation of 35 years ago. It's completely and absolutely false."

Edward Dober of Our Lady of the Rosary, Church in Fara-mount released a statement denying the allegation. "The archdiocese did not find it credible; and there is no basis for the lawsuit," the statement said.

The other priests still on active ministry, each of whom denied the allegations personally or through an attorney are Sean Cronin of Our Lady of Loundes Church in Northridge Walter Ferhando of Assumption of the Blessed Virgin Mary Church in Pasadena, Richard Martini of Transfiguration Church in Los Angeles and Samuel Orellana of Presentation of Mary Church, also in L.A.

In some cases, the status of the clerics facing allegations exposes a contentious and largely unexplored area of the church's zero tolerance policy, which was adopted in 2002 and calls for removing priests against whom elegible allegations of molestatión have been made. The policy is silent ébout a cleric's status between the time an allegation is ledged and a church investiga-

tions completed, Should a priest, accused of a decades old tholestation, be imdegades quitherestavor, og mi-tiveligave until aningury is com-plete. Or should be remain at his post until the church determines that there is sufficient evidence

töremovehim? "in some eases, it's a very, very shakw allegation by someone who's not very credible? said Father Robert J. Silva, president of the National Federation of Priests Councils. "On the other

hand, we want to be very sen-sitive to the victims." Not does the policy define sufferent evidence the standard of proof needed to remove a priest from ministry under the reformed policy.

"It all hangs on what's credible evidence, and that's up to interpretation," said Father Thomas J. Reese, editor of the Cataolic weekly magazine

America
If hell 94 U.S., dioceses operate independently and report only to the Valuean. Some dioceses, New Orleans, for example, follow investigative procedures similar to those in Los Angeles. In others, including the Diocese of Orange, officials immediately place accused priests on administrative leave until inquiries are some pleted. Similar policies, are inforce in Seattle, Pittsburgh, and, Lafayette, La.

Lafavette, La.

The Los Angeles Archdioceses decision to keep neoused priests in ministry has put further strain on the already actimonious relationship between the church hierarchy and alleged victims and their advocates.

"I wouldn't trust the church to investigate anything," said father Thomas P. Doyle, who co-wrote a report to U.S. hisnops in 1985, warning of problems with abusive priests. "From history, we'd know it's self-serving. They shouldn't be investigating, someone should be investigating them."

Victims advocates say fling a lawsuit should provide enough evidence to justify placing a priest on leave. California law requires an independent therapist to attest to the merits of a plaintiff's allegations before a sexual abuse lawsuit can be filed. After that, a judge must decide if the suit has merit enough to proceed.

"One must convince both an attorney and a therapist before filing," said David Clonessy, executive director of the Survivors Network for Those Abused by Briesis (SNAP). "Secone could argue that church officials bught to give more weight and dredence to an allegation that is publicly presented in civil courts over one that's privately presented in a church office."

SNAP members in Los Angeles plan to protest the archdiocese's policy Sunday at the parishes of the accused priests:

"Church officials don't believe the victims, the police, mental health professionals and judges," said Mary Grant, reglobal, director of the group, "I don't believe church officials are in a dilemma. They know exactly what they are doing in stonewalling and protecting priests."

But others said that without hard evidence, placing a priest on administrative leave was fundamentally unfair and could lead to witch hunts.

"The way priests are investigated and handled and treated is unconscionable," said william Donolive, president of the Catholic, League for Religious and Civil Rights, a conservative group with 350,000 members. "Bishops protect themselves from public outery! at the expense of the accused priests. They are selling them down the niver."

Attorney Dönald Steien, who represents eight of the 10 accused priests still in Los Angeles Archdiocese parishes, said a single allegation of abuse — without correporating evidence — Shouldn't be enough to put a clergyman on leave.

"It' doesn't, appear that they are a current risk to anybody, so unless there is more to it, there's still a certain presumption for innocenced in, this country." he said. Steler said that the required psychological reports are filed under seal and that neither the archdiocese provide priests can review them.

Some of the application of the application of the parishes of accused priests last weekend include the most detailed explanations of the abuse allegations made by

the archdiocese to date.

In half the cases, parisingers were told that the archdiocese's Clergy Misconduct Oversight Board, which consists of 11 lay-people and two others, investigated and found no evidence of misconduct. In the other cases, the board did not recommend that the accusers be placed on administrative leave.

administrative leave...

In a few cases, for instance, the archdiocese said it had been unable to interview the accuser and considered the allegations hearsay in nature," lacking the kind of detail needed for the archdiocese to conduct a thorough investigation and for the priest to present a reasonable defense.

## Priests accused of abuse in lawsuits

These 10 Roman Catholic priests were accused of sexual abuse in civil lawsuits filed last year. The Archdiocese of Los Angeles has reviewed the allegations, and all remain in parish ministry.



Michael J. Carroll, pastor, San Lorenzo Ruiz Church, Walnut Accused of molesting a teenage girl from 1967-71 at St. Anselm Parish in Los Angeles. He denied the allegation. The Clergy Misconduct Oversight Board of the Roman Catholic Archdiocese of Los Angeles recommended he remain in the ministry.



Sean Cronin, associate pastor, Our Lady of Lourdes Church, Northridge Accused of molesting two children between 1972 and 1980; while at St. Genevieve Parish in Panorama City and St. Monica Parish in Santa Monica. He denied the allegations. The board recommended he remain in itsistry pending further investigation:



Edward Dober, pastor, Our Lady of the Rosary Church, Paramount Accused of fondling a boy at Queen of the Angels Junior Seminary in Los Angeles in 1990 and 1991.

He denied the allegations. The beard found "no evidence of " misconduct," Bar'shioners were told Dober had the archdlocese's

"complete confidence."



- Yo . King Waltet Fernando, associate pastor, Assumption of the Blessed Virgin Mary Church. Pasadena

Acoused of molesting a wontan in 1981 at St. Hilary Parish in Pico Rivera.

Riverar He denied the allegations (Los) Angeles police said he made Incriminating statements during a taped conversation with the alleged victim. The board recommended he remain in parish ministry and stated it had insufficient information to investigate.



James M. Ford, pastor, San Roque Church, Santa Barbara Accused of molesting a techager from about 1968 to 1971 at an unspecified parish in the city of Orange.

He denied the allegation. The board found it was "not appropriate" to place him on a administrative leave based on

information currently available."



Msgr. Richard A. Loomis, pastor. Sts. Felicitas and Perpetua Church, San Marino Accused of molesting a boy between 1969 and 1971 when he taught at a Los Angeles-area Catholic high school. He denied the allegation. The board found "no credible evidence of misconduct has been presented to us." Parishloners were told that Loomis had the archdiocese's complete confidence."



Richard Martini pastor, Transfiguration Church-Los Angeles

Angeles
Accused off coding a boy at
Queen of the Angels Junior
Seminary in los Angels sinuago
and 1991;
Heidebred the allegations, and the

poard found in evidence of board found in evidence of misconduct." Parishioners were told Martini had the archdlocese a complete. confidence.



Samuel Orellana, associate pastor, Presentation of Mary Church, Los Angeles Accused of misconductum1987 at Sagrado Corazon Parish in Compton He denied the allegation and said he did not remember the accuser. The boardness immerided he remain in the ministry pending.

further investigation.



Msgr. Patrick Relly, pastor emeritus, St. Robert Bellarmine

emeritus St. Robert Bellarmine Chiurch, Burbank Accused of Misconduct between 1980 and 1984 winue At Sacred Heart Paris for Covina. He denied the all sgation of the oversight soard blind filters was 'no credible evidence of misconduct



Msgr. Manuel Sanchez pastor emeritus, Sacred Heart Church,

Pomena Assused of molesting a child in 1981 while pastor at Sacred Heart Parisit in Politicina The board (pund that "the evidence the not support the

e of Los Angeles and lawshils. Photos from Archatoles. of Los Angetes 2002 Catholic Directoru.

## Statement for Weekend Masses at Presentation of Mary Parish, Los Angeles January 31 – February 1, 2004 Regarding Reverend Samuel Orellana

I am Monsignor Gabriel Gonzales, Associate Vicar for Clergy of the Archdiocese of Los Angeles.

Our Archbishop, Cardinal Roger Mahony, has asked that I make an important announcement here at Presentation Parish this weekend.

As you know from news reports, many lawsuits were filed in the month of December that allege sexual abuse of minors on the part of different priests, brothers, nuns and laypersons working for the Church. These filings are public records, available to the media and to any other person who wishes to obtain the information.

You probably are not aware that your Associate Pastor, Father Samuel Orellana, was named as a defendant in one of these lawsuits. We wanted you to learn this information from us first rather than through secular news reports.

The alleged incident dates back to the period when Father Orellana was serving at Sagrado Corazon Parish in Compton. Up to this point, however, the person who filed the lawsuit has never made a complaint directly to us. We have only very sketchy information that comes to us indirectly, certainly nothing that amounts to clear evidence of abusive conduct on Father Orellana's part.

When informed of the prospective lawsuit, Father Orellana indicates that he does not remember the individual and denied any sexually abusive conduct with the person who filed the lawsuits or with any minor.

Our Clergy Misconduct Oversight Board, consisting of thirteen persons, eleven of whom are lay people, has the case of Father Orellana under consideration and has made recommendations for further investigation that are being actively pursued. Up to this point, however, the Board has not recommended that Father Orellana be placed on administrative leave. Up to this point, the limited nature of information has not provided sufficient credible evidence to justify placing him on leave. Therefore, he will continue to serve as your Associate Pastor.

Cardinal Mahony is committed to assuring that children and young people are safe. He has firmly pledged that, when it is determined that a priest has engaged in sexual misconduct with a minor, he will be permanently removed from ministry. That pledge has been implemented. The fact that a lawsuit has been filed, however, does not mean that Father Orellana has acted in an abusive fashion. All people, priests included, must be presumed innocent until there is proof to the contrary. At the same time, the Church takes allegations of this sort seriously -- precisely because we want to uncover the full truth and then act in accord with the truth. After all, Jesus himself stated that it is the truth that sets us free. Therefore, we will continue to seek all available information.

We also will continue to keep you informed of developments. Finally, I ask that you please pray for everyone involved -- people who have been harmed by sexual abuse, priests, and those conducting the investigations. Thank you for you kind attention. May God bless you!

#### Declaración para las misas del fin de semana Iglesia de la Presentación de María, Los Ángeles 31 de enero – 1 de febrero, 2004 Respecto al Reverendo Samuel Orellana

Me llamo Monseñor Gabriel Gonzáles, Vicario Asistente paral el Clero de la Arquidiócesis de Los Ángeles.

Nuestro Arzobispo el señor Cardenal Roger Mahony me ha pedido dar un anuncio importante aquí en la parroquia de la Presentación este fin de semana.

Quizás ya se han dado cuenta a través de noticias en los medios de comunicación que muchas demandas fueron presentadas durante el mes de diciembre las cuales alegan abuso sexual de menores de parte de sacerdotes, religiosos y religiosas y laicos quienes trabajan por la iglesia. Estas demandas son documentos públicos, disponibles a los medios de comunicación y a cualquier otra persona que desee obtener dicha información.

Probablemente no estén ustedes enterados que su Asociado Pastor, el P. Samuel Orellana, ha sido nombrado como demandado en una de las demandas. Queremos que ustedes reciban esta información de nuestra parte y no por medio de las noticias.

Según la alegación el incidente se remonta al periodo del pasado cuando el P. Orellana servía en la parroquia del Sagrado Corazón en Compton. Sin embargo, hasta la fecha la persona que entabló la demanda jamás ha presentado una queja al respecto directamente a nosotros. La información que tenemos es a la vez incompleta e indirecta, y por lo tanto tenemos nada al respecto que nos lleva a concluir que el P. Orellana participó en conducta abusiva.

Cuando se le informó de la posible demanda, el P. Orellana respondió que no recordaba la persona indicada, más negó cualquier mala conducta sexual con la persona que entabló la demanda, y además con persona menor alguna.

Nuestra Comisión de Supervisión de Casos de Mala Conducta del Clero, compuesta de trece personas, de los cuales once son laicos, está revisando el caso del P. Orellana y ha propuesto que sigan en vigor varias recomendaciones para la investigación. Sin embargo, la Comisión no ha recomendado la restricción del ejercicio de su ministerio al P. Samuel. Hasta este punto, la información limitada que tenemos no es suficiente para justificar un periodo de ausencia. Por consecuencia, seguirá sirviendo como su Pastor Asociado.

El Cardenal Mahony se ha comprometido a cuidar que los niños y jóvenes estén seguros. Él ha prometido firmemente que, cuando se haya determinado que un sacerdote ha participado en mala conducta sexual con un menor, el mismo sacerdote será removido permanentemente del ministerio. Estamos cumpliendo con esa promesa. Sin embargo, el simple hecho que se ha presentado una demanda no significa que el P. Orellana ha actuado de manera abusiva. Toda persona, inclusive un sacerdote, debe ser considerada inocente hasta que se presente prueba al contrario. A la vez, la Iglesia toma y recibe

cualquier acusación en serio — precisamente porque queremos hacer todo para descubrir la plena verdad y para responder de acuerdo con la verdad. Sabemos que Jesús mismo declaró que es la verdad que nos hará libres. Por lo tanto, continuaremos buscando cualquier información que nos pueda ayudar.

Además seguiremos manteniendo al tanto a esta comunidad con respecto a este asunto. Por último, les suplico que recen por todas personas involucradas — por quienes fueron dañadas por el abuso sexual, por los sacerdotes, y por los que conducen las diferentes investigaciones. Les agradezco amablemente su bondadosa atención. ¡Que Dios los bendiga!

#### CMOB-063-01 - Samuel Orellana

Age 67, Associate Pastor Ordained 1968

Hispanic - El Savador

**REDACTED** 

REDACTED

CMOB-063-01: "REDACTED Parishioner" - Hispanic associate pastor, age 68. ordained in 1968. REDACTED REDACTED

REDACTED On October 3, 2003 Fr. X's name appeared on an atty's list of prospective plaintiffs re alleged abuse in 1987. Fr. X denies these allegations.

Aamuel Orellana CMOB 063 REDACTED

Hispanie - El Salvacler DOB - 10/22/35

Ordenney 1968

REDACTED

considered by CMOB

12/10/03 - mittal solverent & Bd Braned on athy list

1/28/04 - i.d as priest re where amnowments & be made. \$5 filed.

11/10/04 - i.d as 1074 priests pur while up the being sent to Dome,

12/8/04 - Donny moretrizating. To make up to 1/12/05

2/9/05 - Donny stee mixed. Hoper up to ready for my to meeting!

3/23/05 - Dog & interview V dement by atty; Oppred F for niteround.

4/27/05 - Donny has tent date to interview F.

7/13/05 - progress yet. Suterviewed REDACTED attempt to interview. V again

NE REDACTED.

REDACTED

2/9/75-4

10/3/03-X named in Aug on attylist of prospective TT's re alleged abuse of minor in 1987. Fr & demis. "severe time (once, may be more). Immy soom - perp ansis minor on check & week."

under penalty of pein 12/14/03

abouted by X once - on ash Wed, 1987.
Friend REDACTED - also targeted

- also targeted during

confermin & arteal & stang that same day.

pacts - apter compenier, wanted V & so & Rei

som, etc.

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Principal questiment V.

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### **Investigative Summary**

To:

Monsignor Craig A. Cox, J.C.D.

REDACTED

From:

Date:

October 10, 2005

Subject:

Canonical Investigation of Father Samuel Orellana

**Predication:** Investigation in this matter was initiated following receipt of information identifying Father Samuel Orellana as a named defendant in a "Complaint for Damages" filed on December 24, 2003 in Los Angeles Superior Court.

Summary of Allegation: The complaint alleges that in approximately 1987, Father Orellana engaged in unpermitted, harmful and offensive sexual conduct upon the person of Plaintiff, REDACTED, in violation of California Code of Civil Procedure. The complaint alleges the sexual abuse occurred at many different places, among other places on the grounds of the defendant's school/parish. The offense allegedly occurred on one occasion and involved kissing a minor on the cheek and neck.

The claimant questionnaire reported the alleged offense as having occurred on one occasion at the rectory of Sagrado Corazon Catholic Church and further described the offense as Father Orellana kissing the claimant on the cheeks "many times" and moving to her neck and chest while telling her she was beautiful and breathing very hard and hugging her. Father Orellana allegedly locked all the doors and the claimant was left alone with Father Orellana after her friend, REDACTED went home.

The claimant questionnaire also states that a teacher's assistant and the Principal at Rosecrans Elementary School became aware of complaints about Father Orellana touching young girls. The teacher's assistant, according to the questionnaire, made a report to the Compton Police Department.

In February 2004, Father Orellana was interviewed by Monsignors Craig A. Cox and Gabriel Gonzalez regarding the allegations. Father Orellana stated he had no recollection of the claimant, known only as REDACTED , and said he had never touched any minor abusively.

**Summary of Investigation:** Investigation conducted after the initial interview with Father Orellana further identified the claimant as REDACTED

REDACTED the claimant's friend, was located and interviewed. She recalled being with the claimant at the rectory on the day of the alleged incident and recalled the

Page 2 of 3

#### Confidential & Privileged Attorney Client Work Product

claimant telling her Father Orellana had touched her breast over her clothes. The claimant asked Ms. REDACTED to go along with her and tell her parents that Father Orellana had also touched her. Ms. REDACTED never saw Father Orellana touch the claimant in an inappropriate manner. She and the claimant left the rectory together.

Investigation was conducted to locate any police record of the alleged incident. It is noted the Compton Police Department (CPD) no longer exists and police responsibilities for the City of Compton are now handled by the Los Angeles County Sheriff's Department (LASD). Inquiry through the LASD failed to locate any records regarding the claimant or Father Orellana. The former Chief and five former detectives from the CPD who were active during the late 1980s were interviewed and none of them had any recollection of any investigation involving a Catholic priest. The Chief also noted that any police reports, unless related to a homicide, would have been destroyed under the "6 year rule".

Investigation through the Chief of Police of the Compton Unified School District failed to produce any information of value in identifying records or teachers that might be of assistance in this matter. It is noted that the former Principal of Rosecrans Elementary, during the late 1980s, is now deceased.

The claimant's father, REDACTED , was interview and reiterated some of the same information submitted in the claimant questionnaire including that he made a report to the Compton Police Department and that Father Orellana had come to his home to discuss the matter. Additionally, he mentioned that shortly after making a police report he received a telephone call from REDACTED is father, and he was upset because he thought Mr. REDACTEDhad included REDACTED's name in the report to the police.

Mr. REDACTED 's father, was interviewed and he recalled being bothered about the allegations made against Father Orellana. He did not recall talking to Mr. REDACTED, but said that it was possible. Although he recalled the alleged incident, he did not recall ever being interviewed by the police or any inquiry from his daughter's school.

On October 3, 2005 Father Orellana was re-interviewed and was advised of the claimant's name at the time of the alleged incident and that the claimant would have been using crutches due to a possible leg injury or illness. He was also advised, based on the information developed by the auditor, the incident would have occurred in approximately February or March 1986. Father Orellana acknowledged knowing the claimant and provided an account of what occurred. He explained that the claimant, along with several other children, came to visit him and wanted to see the rectory. He said the claimant was having trouble walking with the crutches and slipped. He grabbed her to keep her from slipping and helped her along. He did not recall, but said it was entirely possible that he might have given the claimant a kiss on the cheek. His actions subsequently led to accusations by the claimant's father that he had inappropriately touched the claimant and threatened to kill him. The father made a report to the police and he, Father Orellana,

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#### Confidential & Privileged Attorney Client Work Product

was interviewed by a uniformed police officer. He provided his explanation of what happened to the police and the police officer told him everything was okay. He later went to visit the claimant's father at his residence and attempted to explain that his actions had been misinterpreted. He never made a report of what happened to anyone in the Archdiocese.

**Witness Interviews:** Separate detailed interview reports have been prepared for the following persons and they are attached to this summary:

- REDACTED
- Sgt. Reggie Wright, CPD
- REDACTED Rosecrans Elementary
- Willie Mosley, CPD
- Chief Hourie Taylor, CPD and CUSD
- Sgt. John Swanson, CPD and LASD
- Betty Marlow Borowski, CPD
- Catherine Chavers, CPD
- REDACTED
- REDACTED , Rosecrans Elementary
- REDACTED

#### CMOB-063-01 - Samuel Orellana

Age 67, Associate Pastor Ordained 1968

Hispanic – El Savador

REDACTED

REDACTED

REDACTED

REDACTED

On October 3.

CMOB-063-01: "REDACTED Parishioner" – Hispanic associate pastor. ade 68. ordained in 1968.REDACTED REDACTED

REDACTED

2003 Fr. X's name appeared on an atty's list of prospective plaintiffs re alleged abuse in 1987. Fr. X denies these allegations.

October 13, 2005

REDACTED prepared the above from the C-file in late 2003. At the time it was prepared, there was little information about the new allegation.

10/03/03 X name appears on attorney list as having abused a minor – identified as REDACTED – in 1987.

Msgr. Cox interviewed X in presence of Msgr. Gonzales. Cox presented the minimal information listed on the attorney spreadsheet, after which X made comments: No recollection of anyone named REDACTED at Sagrado Corozon or anywhere. Never treated any minor abusively. Not uncommon in his culture to kiss on cheek. No access to dining room of rectory, except for two young men who helped with meals. Cox assessment: X was open & cooperative.

12/24/03 Superior Court complaint filed. Alleges in general terms that X molested CI in approx 1987.

01/31/04 Announcement read at masses at Presentation of Mary parish.

02/01/04 Cox memo to priests re announcements relating to priests named in lawsuits.

02/07/04 Copy of LA Times articles naming accused priests. X included.

--- Claimant Questionnaire, signed under penalty of perjury and dated 12/14/03.

06/12/04 Memo from Cox to REDACTED advising of new information and asking to determine Cl's maiden name.

06/23/04 Memo to file from Cox stating that REDACTED had learned CI's maiden name was REDACTED and that her parents were REDACTED and REDACTED and that she had two brothers, REDACTED and REDACTED

07/02/04 No record at Sagrado Corazon of REDACTED but First Communion record re on May 24, 1984. Parents – REDACTED and REDACTED (First Communion record included in file)

and may have found in a	Certificate of Baptism for REDACTED ;hild of REDACTED and REDACTED Born 6/18/75 and baptized 1/18/76 at Old Plaza Church.
10/20/04	Memo from REDACTED to REDACTED w/ cc to Cox re investigation to date. Rosecrans Elementary School principal deceased. Compton PD records probably destroyed. Attempting to locate other Compton PD officers and Rosecrans teachers.
12/13/94	Letter from Cox to X with X proffer for review and comment.
01/26/05	Letter from REDACTED to REDACTED requesting an interview of CI by canonical auditor.
03/03/05	Letter from REDACTED to REDACTED stating that does not want to be interviewed but offering her father for an interview.
	Baptism Certificate of REDACTED and baptized on 4/20/74 at Holy Innocents Church.