

CONDENSED TRANSCRIPT

IN THE CIRCUIT COURT OF THE STATE OF OREGON
IN AND FOR THE COUNTY OF MULTNOMAH

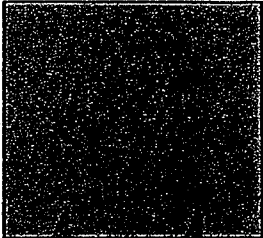
W.B. and C.B.,

Plaintiffs,

vs. Case No. 0107-07514

THOMAS D. JURATOVAC, Personal Representative for the ESTATE OF MAURICE GRAMMOND, Deceased; the ARCHDIOCESE OF PORTLAND IN OREGON, an Oregon Corporation; the ROMAN CATHOLIC ARCHBISHOP OF THE ARCHDIOCESE OF PORTLAND IN OREGON, and successors, a corporation sole, dba the ARCHDIOCESE OF PORTLAND IN OREGON,

Defendants.



VIDEOTAPED DEPOSITION OF
June 17, 2004

- - -

BE IT REMEMBERED THAT, pursuant to the Oregon Rules of Civil Procedure, the videotaped deposition of Melba Dulcich was taken before Gary W. Koch, a Certified Shorthand Reporter, and a Notary Public for the State of Oregon, on June 17, 2004, commencing at the hour of 1:47 p.m., the proceedings being reported at the law offices of Pippin & Bocci, 6000 SW Meadows, Suite 104, Lake Oswego.



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1 IN THE CIRCUIT COURT OF THE STATE OF OREGON
 2 IN AND FOR THE COUNTY OF MULTNOMAH
 3 W.B. and C.B.,
 4 Plaintiffs,
 5 vs.
 6 THOMAS D. JURATOVAC, Personal Representative
 7 for the ESTATE OF MAURICE GRAMMOND, Deceased;
 8 the ARCHDIOCESE OF PORTLAND IN OREGON, an
 9 Oregon Corporation; the ROMAN CATHOLIC
 10 ARCHBISHOP OF THE ARCHDIOCESE OF PORTLAND IN
 11 OREGON, and successors, a corporation sole,
 12 dba the ARCHDIOCESE OF PORTLAND IN OREGON,
 13 Defendants.
 14 Case No. 0107-07514.
 15 VIDEOTAPED DEPOSITION OF
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 22 commencing at the hour of 1:47 p.m., the proceedings
 23 being reported at the law offices of Pippin & Bocci,
 24 6000 SW Meadows, Suite 104, Lake Oswego.
 25

Page 3

1 (503)224-7600
 2 Appearing on behalf of the Defendant Thomas D.
 3 Juratovac, Personal Representative for the Estate of
 4 Maurice Grammond
 5 MARK R. BOCCI
 6 Attorney at Law
 7 PIPPIN & BOCCI
 8 6000 SW Meadows Road, Suite 104
 9 Lake Oswego, Oregon 97035
 10 Appearing on behalf of
 11 ALSO PRESENT
 12 Travis Shields
 13 Paulette Furness
 14
 15
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 18
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 21
 22
 23
 24
 25

Page 2

1 APPEARANCES
 2 WILLIAM A. BARTON
 3 Attorney at Law
 4 BARTON & STREVER PC
 5 214 SW Coast Highway
 6 Newport, Oregon 97365
 7 (541) 265-5377
 8 Appearing on behalf of the Plaintiff C.B.
 9 JAMES M. FINN
 10 Attorney at Law
 11 SCHWABE WILLIAMSON & WYATT PC
 12 1600-1900 Pacwest Center
 13 1211 SW 5th Avenue
 14 Portland, Oregon 97204
 15 (503) 797-2966
 16 Appearing on behalf of the Archdiocese of Portland
 17 in Oregon, an Oregon Corporation; the Roman Catholic
 18 Archbishop of the Archdiocese of Portland in Oregon;
 19 and successors, a corporation sole; dba the
 20 Archdiocese of Portland in Oregon
 21 DAVID J. MADIGAN
 22 Attorney at Law
 23 COONEY & CREW LLP
 24 888 SW 5th Avenue, Suite 720
 25 Portland, Oregon 97204

Page 4

1 LAKE OSWEGO, OREGON;
 2 THURSDAY, JUNE 17, 2004
 3 1:47 P.M.
 4 THE VIDEOGRAPHER: We are on the record.
 5 This is a statement for a video
 6 deposition. I'm the videographer. My name is
 7 Travis Shields, here on behalf of Naegeli Reporting
 8 Corporation. This videotaped deposition has been
 9 noticed by attorney William Barton, and is being
 10 held on June 17th, 2004, at 1:47 p.m. The location
 11 is 6000 Southwest Meadows Road, Lake Oswego, Oregon.
 12 The case caption is C.B. and J.D. versus
 13 Thomas D. Juratovac, et al., Circuit Court of
 14 Multnomah County, State of Oregon, case number
 15 0107-07514.
 16 The deponent is
 17 Would counsel and all present please
 18 identify yourselves and state whom you represent.
 19 MR. BARTON: William Barton. I'm
 20 plaintiff's counsel on behalf of _____ and
 21 co-counsel on behalf of _____
 22 MR. BOCCI: Mark Bocci, attorney for both
 23 witnesses today.
 24 MR. MADIGAN: David Madigan, counsel for
 25 Thomas Juratovac, personal representative for



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1 Maurice Grammond.
 2 MR. FINN: James Finn on behalf of the
 3 Archdiocese of Portland.
 4 MS. FURNESS: Paulette Furness,
 5 representative of the Archdiocese of Portland.
 6 THE VIDEOGRAPHER: Thank you. The
 7 deposition is taken -- being taken before Gary Koch,
 8 court reporter, who will now swear in the witness.
 9
 10 having been first duly sworn, was examined and
 11 testified as follows:
 12 EXAMINATION
 13 BY-MR.BARTON:
 14 Q. Thank you, ma'am. Your name, please?
 15 A.
 16 Q. And, for the record, would you be kind
 17 enough to spell your last name, please.
 18 A. Yes.
 19 Q. And you're appearing here pursuant to a
 20 subpoena; is that right?
 21 A. Yes, I am.
 22 Q. All right. And I think we can be brief,
 23 ma'am. I'll go right to the heart of why I've
 24 inconvenienced you and brought you here.
 25 Is your son?

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1 A. In a sexual way.
 2 Q. All right, ma'am. And this was your son
 3 who was telling you that?
 4 A. It's my son.
 5 Q. And what did you do then, please?
 6 A. Well, I talked with him, and -- and we
 7 decided that he would be comfortable talking to
 8 Father Thatcher. He wasn't too comfortable about
 9 doing it at first, and -- but we decided on -- that
 10 we would talk to Father Thatcher, and so that --
 11 Q. Can I interrupt you here for one -- how
 12 old was your son, your best estimate, at the time?
 13 A. I would think about eight or nine.
 14 Q. And about what year, your best estimate,
 15 would this have been?
 16 A. I'm not sure, but --
 17 Q. I'm not holding you --
 18 A. -- somewhere around '63, '62 possibly,
 19 '63.
 20 Q. All right. And did you believe your son?
 21 A. Oh, of course.
 22 Q. Okay. And tell us who Father Thatcher is.
 23 A. Father Thatcher was one of the priests at
 24 our parish.
 25 Q. And what -- which parish was --

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1 A. He is.
 2 Q. And did it occur at a time in the past
 3 when it came to your attention your son had been
 4 abused by Father Grammond?
 5 A. That's correct.
 6 Q. Now, what I'm going to do is just kinda
 7 duck and allow you to tell me in a general way what
 8 the circumstance, how did this come to your
 9 attention, and what did you do thereafter, and about
 10 maybe when did this happen? There's little compound
 11 questions, but they're inviting you to tell me in a
 12 general way what happened.
 13 A. Well, Grammond was at our house, and he
 14 went up to say good night to the boys -- I have two
 15 sons -- and he was a little longer than I would have
 16 expected. And so I called him down because we were
 17 going to have a bite to eat. And he came down; we
 18 had dinner, and the next morning is when I told
 19 me what had happened.
 20 Q. And in a summary, what did he tell you had
 21 happened?
 22 A. He said that -- that Grammond had --
 23 Q. You can be general, ma'am.
 24 A. Had been inappropriate with him.
 25 Q. All right. In a sex -- in a sexual way?

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1 A. St. Ignatius.
 2 Q. All right. And why Father Thatcher as
 3 opposed to perhaps another priest?
 4 A. Father Thatcher was a priest that was --
 5 liked the children, and I think the children knew
 6 him best; was -- were most comfortable with him at
 7 the time, at that time frame.
 8 Q. Very good. And I interrupted you, ma'am.
 9 What -- what did you do next?
 10 A. Well, we went to see -- we went to see
 11 Father Thatcher, and I -- And --
 12 Q. Where did you go to meet him at?
 13 A. We went to the parish hall, a parish --
 14 where the priests lived, and -- and we went into his
 15 office and discussed this with Father Thatcher.
 16 Q. Were there -- and who was present when you
 17 were talking about --
 18 A. My son, and Father Thatcher and
 19 myself.
 20 Q. And why did you go to the -- to the Church
 21 to talk to the -- to Father Thatcher?
 22 A. Because I had hoped that it would be taken
 23 care of at that level.
 24 Q. Okay. And what was the con -- what was
 25 the conversation that occurred?

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1 A. Well, we explained everything to him; told
2 him all that had happened.
3 Q. Okay. And without going into detail, what
4 did Father Thatcher say, if anything?
5 A. Well, he appeared to be fairly upset about
6 it, and said that he would take care of it for us,
7 and that he -- and then later on he was wonderful
8 with them too, because he -- he took them -- you
9 know, pay -- made some attempt to show them that --
10 that all priests were not like that.
11 Q. Of course, you mean by "them," that's
12 plural, you mean your boys?
13 A. I think -- well, at least
14 Q. Okay.
15 A. He may have taken Frank once in a while
16 with him too.
17 Q. Okay. That's fine. Now, as best you
18 could, could you tell me, as best your memory serves
19 you, what it was that he said -- Father Thatcher
20 said, if anything, that he would do to, quote, "take
21 care of this," as you understood it?
22 A. As I understand it, he was going to report
23 it.
24 Q. All right. Was there any further
25 discussion of what that meant or didn't mean?

1 What -- what was the relationship between
2 Father Grammond and your family? How is it that he
3 ended up in your home that evening?
4 A. Well, we had gone to Our Lady of Sorrows,
5 he -- where he was their -- a pastor, and had
6 reacquainted ourselves somewhat with him. Then we
7 had moved in the meantime and we were at St.
8 Ignatius, and he just kind of continued the
9 relationship.
10 Q. So help me out a little. About how long
11 would your family have been familiar with Father
12 Grammond then?
13 A. My fam -- myself?
14 Q. Yes.
15 A. I had known him very slightly in the early
16 fifties. I -- I didn't know him. I had met him.
17 Q. Sure.
18 A. And -- and then I didn't see him again
19 until about this ti -- or at least -- I don't
20 remember any -- much contact, or what contact I had
21 until we were at Our Lady of Sorrows.
22 Q. Okay. Just a few more questions.
23 After you ma -- you had this discussion
24 with Father Thatcher, did you notice any changes in
25 Mr. Grammond -- or Father Grammond? Was he moved,

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1 A. My understanding would be -- have been
2 that he would have reported it to his superiors --
3 Q. All right.
4 A. -- to -- at least to the Archbishop.
5 Q. And about how long did this conversation
6 last, approximately?
7 A. I would say a half an hour or so. And it
8 was -- and it wasn't the only conversation he and I
9 had about it, because he was quite concerned about
10 the effect to the boys.
11 Q. Would you share with me what those other
12 conversations were in a general way?
13 A. Just his concern about and that there
14 wasn't any lasting problem --
15 Q. Okay.
16 A. -- as a result of it.
17 Q. When you left that meeting with Father
18 Thatcher today (sic), were you satisfied as a parent
19 that the matters would be addressed appropriately?
20 A. Yes, I was satisfied --
21 Q. Okay.
22 A. -- at that time.
23 Q. Now, I have just a few more questions --
24 and you've been helpful -- and I think these are
25 follow-up questions.

1 or changed, or --
2 A. I never saw him again, except -- I -- we
3 had no more contact. I wouldn't have had any
4 contact with him.
5 Q. All right. And, ma'am, I -- this must not
6 be very comfortable for you to be here today, and
7 thank you very much for -- I'm sorry --
8 A. You're welcome.
9 Q. -- to inconvenience you.
10 My last question. Are you related to
11 co-counsel for the Church, Mr. Tom Dulcich?
12 A. I am. He's my nephew.
13 MR. BARTON: Thank you very much, ma'am.
14 I have nothing further.
15 MR. MADIGAN: I don't have any questions.
16 EXAMINATION
17 MR. FINN: Ma'am, my name is James Finn.
18 I'm the attorney here representing the Archdiocese
19 of Portland, here with Paulette Furness, who's the
20 business manager for the Archdiocese, and I am a
21 partner of Tom Dulcich.
22 I do wanna ask you a few questions to
23 follow up on some of what Mr. Barton just asked you
24 about.
25 Let's see, maybe working backwards would

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1 A. No, it's the pastor I don't remember,
2 because we've had so many of them.
3 Q. Okay. So there was a pastor --
4 A. Yes.
5 Q. -- you don't remember who it was.
6 A. Yes. I don't remember which one it was at
7 that time.
8 Q. And the priests at St. Ignatius were
9 Jesuit priests, were they not?
10 A. Yes, they are.
11 Q. So they were not diocesan priests?
12 A. They're Jesuit.
13 Q. They were Jesuits. Not diocesan --
14 A. No.
15 Q. --right? So do you know what the
16 procedures were at that time for how the Jesuits
17 interacted with the Archdiocese or the Archbishop?
18 A. I know that there's some separation. But,
19 no, I didn't. I only assumed that he -- and I
20 probably shouldn't have assumed. But I was being a
21 good Catholic mother, not making too many waves at
22 that time about it, because I felt that then it
23 would be -- I -- I just couldn't imagine it was
24 going on, anything like that ever happened, or would
25 have continued happening.

Page 23

1 our church. And that wasn't what I was after
2 anyway. I wanted it stopped.
3 Q. I see. Okay. So you're assuming that the
4 report would have gone beyond the pastor?
5 A. I guess I did assume that, but I certainly
6 had felt that I had every right to assume that.
7 Q. Okay.
8 A. That would have been my expectation.
9 Q. Understood.
10 A. More than an assumption.
11 Q. All right. And I take it you don't know
12 whether or not Father Thatcher in fact did report
13 this to anyone?
14 A. I'm certain that he did, because I didn't
15 hear from Father -- or from Grammond again ever.
16 Q. Do you have any other reason to believe
17 that Father Thatcher reported this to anyone?
18 A. He told me he would.
19 Q. Okay. Any other reason?
20 A. And we had conversations about it
21 afterwards, that he said it had been take -- well,
22 at least I was satisfied. I don't remember the
23 exact conversations, but I was satisfied that it had
24 been done.
25 Q. Was Father Bradley the pastor?

Page 22

1 And so I felt that telling Father Thatcher
2 would certainly be what would -- without causing a
3 problem with the Church, would be the thing to do.
4 Q. Okay.
5 A. Had I realized anything different, I
6 certainly would have -- would have done something
7 different about it.
8 Q. Okay. So did Father -- did -- do I
9 understand you to say that Father Thatcher didn't
10 tell you that he was going to report it to someone,
11 or --
12 A. He didn't tell me who he was going to
13 report it to.
14 Q. What did he say about that?
15 A. He just say said he'd we -- report it --
16 Q. Okay.
17 A. -- and it would be taken care of.
18 Q. I see. Okay. So you don't know if he
19 meant the pastor, or the Archbishop?
20 A. Oh, no, it wouldn't have been the pastor.
21 He would have -- it was going to go beyond our
22 church.
23 Q. How do you know that?
24 A. Because that wouldn't have -- have
25 satisfied anything. Father Grammond wasn't part of

Page 24

1 A. Very likely.
2 Q. Okay. Well, you just mentioned -- did --
3 did you -- did I understand you just to say that you
4 had conversations with Father Thatcher after this
5 first conversation?
6 A. Yes. Because he -- when he would pick up
7 or I would see him, he would -- we -- we would
8 discuss it for some time afterwards.
9 Q. Tell me about that, please.
10 A. Well, there isn't much to tell, except
11 that he -- Father Thatcher always had concern about
12 this having happened.
13 Q. But did you ask him, for example, "Have
14 you reported this?"
15 A. No, he -- he had told me he had -- I'm
16 sure -- certain, as certain as I can be after all
17 this time, that he told me that this had -- he had
18 reported it. I know he told me he had reported it.
19 Q. Okay.
20 A. I -- I almost can remember knowing that.
21 Q. All right. So once he told you he had
22 reported it, did you do any kind of follow-up in
23 your conversations with him, like "What's
24 happening?" Any kind of questions to follow up on
25 what he said to you?

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1 A. Well, he never said he didn't believe him
 2 at all. And, no, he would -- he believed him. It
 3 was just his lack of confrontation -- ability to be
 4 confrontational.
 5 Q. Okay. Unlike your nephew, for example.
 6 MR. FINN: Excuse me for just a second.
 7 Can we just have a second?
 8 MR. BARTON: Of course.
 9 MR. FINN: Thank you.
 10 THE VIDEOGRAPHER: Off the record at 2:21
 11 p.m.
 12 (Recess)
 13 THE VIDEOGRAPHER: We're back on the
 14 record at 2:28 p.m.
 15 BY MR. FINN:
 16 Q. Ma'am, I had just a couple more questions.
 17 What did you do to prepare for the
 18 deposition today?
 19 A. I came into Mr. Bocci's office, and he
 20 just outlined very briefly what would -- I would be
 21 doing today.
 22 Q. Okay. Did you meet with anyone else?
 23 Mr. Barton, for example --
 24 A. No.
 25 Q. -- or Mr. Slader?

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1 still a practicing member of the Catholic Church and
 2 faith?
 3 A. I am.
 4 Q. And your faith is important to you, I take
 5 it?
 6 A. It is.
 7 MR. BARTON: And being here today couldn't
 8 have been very pleasant. And thank you very much.
 9 THE WITNESS: You're welcome.
 10 MR. BARTON: Nothing further.
 11 THE VIDEOGRAPHER: This concludes the
 12 deposition. We're going off the record at 2:30 p.m.
 13 The original videotapes will be retained
 14 by Naegeli Reporting Corporation.
 15 MR. BARTON: Yeah, I'd like to order a
 16 copy of that, please.
 17 THE REPORTER: Mark, do you need a copy of
 18 this?
 19 MR. BOCCI: No, I do not.
 20 THE REPORTER: And, Dave, did you need a
 21 copy of this?
 22 MR. MADIGAN: Yeah, you know what, I think
 23 we'll probably need a copy, because we're still in
 24 one of the cases. So --
 25 THE REPORTER: Jim, did you want a copy of

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1 A. No.
 2 Q. Okay. Back when you -- when told you
 3 what he told you and you went to see Father
 4 Thatcher, around that time or anytime within a year
 5 or two after that did you mention what Jeff had said
 6 to you about what Grammond had done to anyone else?
 7 A. Oh, I don't remember who I may have talked
 8 with. I -- I haven't -- I don't -- the next year or
 9 two after that had happened?
 10 Q. Yes, ma'am. I'm talking about around the
 11 time it happened, did you mention it to anyone
 12 besides Father Thatcher?
 13 A. I don't believe so. I think there was
 14 quite some time before I ever mentioned it to
 15 anyone, because out of respect for the Church.
 16 Q. Okay. And let me be a little more
 17 specific. Did you know any other families who were
 18 visited by Father Grammond as he was visiting your
 19 family?
 20 A. No.
 21 MR. FINN: Okay. All right. That's all
 22 the questions I have.
 23 EXAMINATION
 24 BY MR. BARTON:
 25 Q. Ma'am, one or two questions. Are you

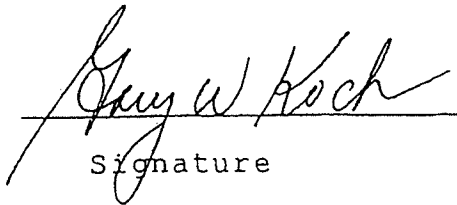
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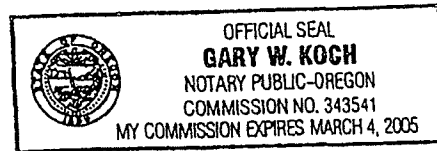
1 the transcript?
 2 MR. FINN: Sorry?
 3 THE REPORTER: Did you want a copy of the
 4 transcript?
 5 MR. FINN: Yes.
 6 MR. BARTON: And I'll order a copy.
 7 (Deposition concluded at 2:30 p.m.)
 8
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CERTIFICATE

I, Gary W. Koch, do hereby certify that pursuant to the Rules of Civil Procedure, the witness named herein appeared before me at the time and place set forth in the caption herein; that at the said time and place, I reported in stenotype all testimony adduced and other oral proceedings had in the foregoing matter; and that the foregoing transcript pages constitute a full, true and correct record of such testimony adduced and oral proceeding had and of the whole thereof.

IN WITNESS HEREOF, I have hereunto set my hand this 21ST day of JUNE,
2004


Signature



Expiration Date

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