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F I L E D
Clerk of the Superior Court

APR 28 2011

5 Attorney for Plaintiffs

~~Deputy~~

7
8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 John Dorman, Individually, and Joel
Gamboa, Individually,

Case No: 37-2010-00092450-CU-PO-CTL

12 Plaintiffs,

13 vs.

**PLAINTIFFS NOTICE OF
LODGMET IN SUPPORT OF
MOTION COMPEL FURTHER
DOCUMENTS FROM DEFENDANTS**

14 Defendant Doe 1, La Jolla Church;
15 Defendant Doe 2, Linda Vista Church;
16 Defendant Doe 3, Supervisory Organization;
17 Defendant Doe 4, Perpetrator; and Does 5
through 100,

18 Defendants.

**Date: 5-20-11
Time: 9:00 a.m.
Judge: Steven R. Denton
Dept: C-73**

1 Plaintiffs hereby lodge the following documents with their Motion to Compel Further responses to
2 Request for Production of Documents:

3 Exhibit 1: True and correct copies of pages 1 through 5 of Defendant La Jolla Congregation's Responses
4 to Special Interrogatories [Set One] Dated October 11, 2010.

5 Exhibit 2: True and correct copies of pages one through six of Defendant Watchtower's Responses to
6 Special Interrogatories [Set One] Dated October 11, 2010.

7 Exhibit 3: True and correct copies of pages one through five of Defendant Linda Vista Congregation's
8 Responses to Special Interrogatories [Set One] Dated October 11, 2010.

9 Exhibit 4: True and correct copy of pages 30-35, 42, 43, 44, 49 and 51-52 of the Deposition of Juan
10 Guardado.

11 Exhibit 5: True and correct copy of pages 32 and 34 of the Deposition of Jesus Montijo.

12 Exhibit 6: True and correct copy of pages 34 and 50 of the Deposition of Dennis Palmer.

13 Exhibit 7: True and correct copy of pages 61 and 62 of the Deposition of Ramon Preciado.

14 Exhibit 8: True and correct copy of an April 19, 2011, letter from James McCabe regarding the
15 privileges asserted by the Watchtower.

16 Exhibit 9: True and correct copy of an April 19, 2011, letter from James McCabe regarding the
17 privileges asserted by the La Jolla Spanish Congregation.

18 Respectfully Submitted,

19 THE ZALKIN LAW FIRM, P.C.

20
21 Dated: 4/27/11

22 
23 Devin M. Storey
24 Attorney for Plaintiffs

1 **THE McCABE LAW FIRM, APC**

James M. McCabe SBN 51040

2 4817 Santa Monica Avenue

San Diego, CA 92107

3 Telephone: (619) 224-2848

4 Facsimile: (619) 224-0089

5 Attorney for Defendant Doe 1, La Jolla Church

6 SUPERIOR COURT OF THE STATE OF CALIFORNIA
7 COUNTY OF SAN DIEGO

8 JOHN DORMAN, Individually, and JOEL
9 GAMBOA, Individually,

10 Plaintiffs,

11 v.

12 DEFENDANT DOE 1, La Jolla Church,
13 DEFENDANT DOE 2, Linda Vista Church,
and DEFENDANT DOE 3, Supervisory
14 Organization, DEFENDANT DOE 4,
Perpetrator, and DOES 5 through 100,
15 inclusive,

16 Defendants.

Case No.: 37-2010-00092450-CU-PO-CTL

**DEFENDANT DOE NUMBER 1, LA JOLLA
CHURCH'S RESPONSE TO PLAINTIFF'S
SPECIAL INTERROGATORIES**

17
18 PROPOUNDING PARTY: PLAINTIFFS, John Dorman, Individually, and Joel Gamboa, In-
dividually

19 RESPONDING PARTY: DEFENDANT DOE 1, LA JOLLA CHURCH

20 SET NUMBER: ONE

21 Defendant DOE 1, La Jolla Church ("this Defendant") provides the following answers to
22 plaintiffs John Dorman and Joel Gamboa's ("Plaintiffs") interrogatories pursuant to CAL. CIV.
23 PROC. CODE § 2030. In answering these interrogatories, you have been furnished with such in-
24 formation as is presently available. This may include hearsay and other forms of evidence that
25 are neither reliable nor admissible. The answers are, in addition, given without prejudice to
26 producing at trial subsequently discovered information or information omitted from the answers
27
28

1 as a result of good faith oversight.

2 **PRELIMINARY STATEMENT**

3 These responses are made solely for the purposes of this action. Each answer is subject
4 to all of the appropriate objections (including but not limited to objections concerning incompe-
5 tence, irrelevance, immateriality, propriety and admissibility) which would require the exclusion
6 of any statement contained herein if an interrogatory were asked of, or if the answer was given
7 by, the witness testifying in court. All such objections and grounds are reserved and may be in-
8 terposed at the time of trial.
9

10 Without waiving its other objections, rights or applicable privileges, Defendant La Jolla
11 Church answers Plaintiff's interrogatories to the extent possible as follows:

12 **RESPONSES TO INTERROGATORIES**

13 **INTERROGATORY NO. 1:**

14 For each year from 1975 to the present, IDENTIFY each EMPLOYEE who was accused
15 of sexual abuse of a minor while assigned OR serving YOU or within YOUR geographic re-
16 gion.

17 **RESPONSE NO. 1:**

18 Objection. This interrogatory requests information that is irrelevant and that is not rea-
19 sonably calculated to lead to the discovery of admissible evidence. In addition, this interroga-
20 tory is overbroad as to scope, since the relevant time period ended in 1995. Also this interroga-
21 tory is objected to insofar as it is protected by the minister-communicant privilege under CAL.
22 EVID. CODE §§ 1033, 13034 as well as information that might invade the privacy of persons
23 who are not parties to this litigation. Further this interrogatory is also objected to as it seeks in-
24 formation protected by the attorney-client and work product privileges.

25 Subject to and without waiving these objections, this Defendant responds as follows:
26 Defendant La Jolla Church does not have any employees and never has.

27 **INTERROGATORY NO. 2:**

28 For each year from 1975 to the present, for each EMPLOYEE IDENTIFIED in response
to Interrogatory No. 1, state the total number of minors with whom that EMPLOYEE was ac-
cused of sexual misconduct.

1 RESPONSE NO. 2:

2 See objections and response to Interrogatory No. 1.

3 INTERROGATORY NO. 3:

4 For each year from 1975 to the present for each allegation IDENTIFIED in the response
5 to Interrogatory No. 2, provide the dates that each allegation was made.

6 RESPONSE NO. 3:

7 See objections and response to Interrogatory No. 1.

8 INTERROGATORY NO. 4:

9 For each year from 1975 to the present, for each allegation IDENTIFIED in the response
10 to Interrogatory No. 2, provide the approximate date(s) that the sexual abuse of the minor(s)
was alleged to have occurred.

11 RESPONSE NO. 4:

12 See objections and response to Interrogatory No. 1.

13 INTERROGATORY NO. 5:

14 For each year from 1975 to the present, DESCRIBE with particularity ALL efforts taken
15 by YOU to identify any EMPLOYEES who were sexually attracted to minors from 1975 to the
16 present.

17 RESPONSE NO. 5:

18 See objections and response to Interrogatory No. 1.

19 INTERROGATORY NO. 6:

20 For each year from 1975 to the present, for each ACCUSED INDIVIDUAL identified in
21 the response to Interrogatory No. 1, DESCRIBE with particularity what actions YOU took in
22 response to each accusation, including but not limited to, providing the ACCUSED INDI-
VIDUAL with COUNSELING SERVICES.

23 RESPONSE NO. 6:

24 See objections and response to Interrogatory No. 1.

25 Subject to and without waiving these objections, Defendant responds as follows: If eld-
26 ers learned of allegations of Scriptural wrongdoing, including child sexual abuse, two elders
27 would be assigned to investigate the matter. If the two elders determined that there was a basis
28 for the allegations, a judicial committee would have been formed (which could usually consist
of the original two elders and at least one more elder) to further handle the matter according to
Biblical principles. If it was decided that the wrongdoer was not repentant, he would be disfel-

1 lowshipped. The elders give spiritual counsel only. Professional counsel would be a personal
2 decision for the wrongdoer to seek.

3 INTERROGATORY NO. 7:

4 For each year from 1975 to the present, for each ACCUSED INDIVIDUAL
5 IDENTIFIED in the response to Interrogatory No. 1, DESCRIBE each report made to any law
6 enforcement agency by YOU RELATING TO alleged sexual abuse of a minor(s).

7 RESPONSE NO. 7:

8 See objections and response to Interrogatory No. 1.

9 Subject to and without waiving these objections, Defendant responds as follows: Since
10 July 1989, if elders learn of an allegation of child sexual abuse they call the Legal Department
11 and receive legal advice with respect to reporting laws for clergy members. Further other indi-
12 viduals who have knowledge of alleged child sexual abuse have always had the absolute right to
13 make such reports to the authorities.

14 INTERROGATORY NO. 8:

15 For each year from 1975 to the present, for each ACCUSED INDIVIDUAL
16 IDENTIFIED in the response to Interrogatory No. 1, DESCRIBE each report made to any law
17 enforcement agency by any PERSON other than YOU RELATING TO alleged sexual abuse of
18 any minor(s).

19 RESPONSE NO. 8:

20 See objections and response to Interrogatory No. 7.

21 INTERROGATORY NO. 9:

22 DESCRIBE with particularity all efforts taken by YOU to determine whether the
23 PERPETRATOR was sexually attracted to minors.

24 RESPONSE NO. 9:

25 Objection. This interrogatory is overly broad as to time and scope since the relevant
26 time period ended in 1995. Also, this interrogatory is objected to insofar as it seeks information
27 protected by the minister-communicant privilege under CAL. EVID. CODE §§ 1033, 1034, as well
28 as information that might invade the privacy of persons who are not parties to this litigation.
Further, this interrogatory is also objected to insofar as it seeks information protected by the at-
torney-client and work product privileges.

Subject to and without waiving these objections, this Defendant responds as follows:
Defendant makes such determinations based on information received from other local elders,
victims or their parents, and based on articles related to child sexual abuse published in the
Watchtower or Awake! magazines that may be helpful to making such a determination.

1 INTERROGATORY NO. 10:

2 DESCRIBE all information available to YOU, if any, that the PERPETRATOR had a
3 history of being a victim of sexual abuse.

4 RESPONSE NO. 10:

5 Objection. This interrogatory is overly broad as to time and scope since the relevant
6 time period ended in 1995. Also, this interrogatory is objected to insofar as it seeks information
7 protected by the minister-communicant privilege under CAL. EVID. CODE §§ 1033, 1034, as well
8 as information that might invade the privacy of persons who are not parties to this litigation.
Further, this interrogatory is also objected to insofar as it seeks information protected by the at-
9 torney-client and work product privileges.

10 INTERROGATORY NO. 11:

11 DESCRIBE with particularity any information available to YOU, if any, that the
12 PERPETRATOR had problems with alcohol or substance abuse.

13 RESPONSE NO. 11:

14 Objection. This interrogatory is overly broad as to time and scope, since the relevant
15 time period ended in 1995.

16 Subject to and without waiving these objections, this Defendant responds as follows:
17 Defendant has none.

18 INTERROGATORY NO. 12:

19 DESCRIBE what actions were taken by YOU to address the PERPETRATOR's prob-
20 lems with alcohol or substance abuse, if any.

21 RESPONSE NO. 12:

22 See objections and response to Interrogatory No. 11.

23 INTERROGATORY NO. 13:

24 DESCRIBE with particularity all reports OR allegations that the PERPETRATOR en-
25 gaged in sexual contact of any kind with a minor, if any, which was made known to YOU at any
26 time.

27 RESPONSE NO. 13:

28 See objections to Interrogatory No. 10.

INTERROGATORY NO. 14:

Set forth the date(s) and results of any investigation(s) conducted by YOU of the
PERPETRATOR's alleged sexual contact with any PERSON who was a minor on the date(s) of
the alleged sexual contact, including any corrective action taken by YOU.

1 REQUEST FOR PRODUCTION NO. 81:

2 ALL DOCUMENTS RELATING TO opinions given by any facility which treated
3 PERSONS for sexual conduct of any kind as to recidivism rates by pedophiles or ephebophiles
4 from 1980 to the present.

4 RESPONSE NO. 81

5 This Defendant has no documents responsive to this request.

6 REQUEST FOR PRODUCTION NO. 82:

7 ALL church bulletins published by YOU from 1980 to the present.

8 RESPONSE NO. 82

9 This Defendant has no documents responsive to this request.

10 REQUEST FOR PRODUCTION NO. 83:

11 ALL liability insurance policies obtained or purchased by YOU from 1980 to the
12 present.

13 RESPONSE NO. 83

14 This Defendant has no documents responsive to this request.

15 REQUEST FOR PRODUCTION NO. 84:

16 ALL DOCUMENTS RELATING TO YOUR organizational structure.

17 RESPONSE NO. 84:

18 This Defendant objects to this request insofar as it is vague and ambiguous as to the
19 meaning of "YOUR organizational structure," and overbroad as to time and scope.

20 Subject to and without waiving those objections, this Defendant responds as follows:
21 See attached Chapter 4 of the book *Organized to Accomplish Our Ministry*.

22 REQUEST FOR PRODUCTION NO. 85:

23 ALL DOCUMENTS RELATING TO the organizational structure of the Jehovah's
24 Witness Church.

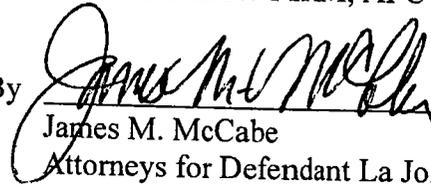
25 RESPONSE NO. 85:

26 See objections and response to Request No. 84 above.

27
28 DATED: October 11, 2010

THE McCABE LAW FIRM, APC

By


James M. McCabe
Attorneys for Defendant La Jolla Church

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1 **THE McCABE LAW FIRM, APC**

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7 Attorney for Defendant Doe 3 Supervisory Organization

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN DIEGO

JOHN DORMAN, Individually, and JOEL
GAMBOA, Individually,

Plaintiffs,

v.

DEFENDANT DOE 1, La Jolla Church,
DEFENDANT DOE 2, Linda Vista Church,
and DEFENDANT DOE 3, Supervisory
Organization, DEFENDANT DOE 4,
Perpetrator, and DOES 5 through 100,
inclusive,

Defendants.

Case No.: 37-2010-00092450-CU-PO-CTL

**DEFENDANT DOE 3 SUPERVISORY
ORGANIZATION'S RESPONSES TO
PLAINTIFFS' SPECIAL
INTERROGATORIES**

PROPOUNDING PARTY: PLAINTIFFS JOHN DORMAN AND JOEL GAMBOA

RESPONDING PARTY: DEFENDANT DOE 3 SUPERVISORY ORGANIZATION

SET NUMBER: ONE

Defendant Doe 3, Supervisory Organization, ("this Defendant") provides the following answers to plaintiffs John Dorman and Joel Gamboa's ("Plaintiffs") interrogatories pursuant to CAL. CIV. PROC. CODE § 2030. In answering these interrogatories, you have been furnished with such information as is presently available. This may include hearsay and other forms of evidence that are neither reliable nor admissible. The answers are, in addition, given without prejudice to producing at trial subsequently discovered information or information omitted from the answers as a result of good faith oversight.

1 protected by the minister-communicant privilege under CAL. EVID. CODE §§ 1033, 1034, as well
2 as information that might invade the privacy of persons who are not parties to this litigation.
3 Further, this interrogatory is also objected to insofar as it seeks information protected by the
4 attorney-client and work product privileges.

5 INTERROGATORY NO. 3:

6 DESCRIBE with particularity any information available to YOU, if any, that the
7 PERPETRATOR had problems with alcohol or substance abuse.

8 RESPONSE NO. 3:

9 Objection. This interrogatory is overly broad as to time and scope since the relevant
10 time period ended in 1995.

11 Subject to and without waiving these objections, this Defendant responds as follows:
12 Defendant has none.

13 INTERROGATORY NO. 4:

14 DESCRIBE what actions were taken by YOU to address the PERPETRATOR'S
15 problems with alcohol or substance abuse, if any.

16 RESPONSE NO. 4:

17 Objection. This interrogatory is overly broad as to time and scope, since the relevant
18 time period ended in 1995.

19 Subject to and without waiving these objections, this Defendant responds as follows:
20 Defendant has none.

21 INTERROGATORY NO. 5:

22 DESCRIBE with particularity all reports OR allegations that the PERPETRATOR
23 engaged in sexual contact of any kind with a minor, if any, which was made known to YOU at
24 any time.

25 RESPONSE NO. 5:

26 Objection. This interrogatory is overly broad as to time and scope, since the relevant
27 time period ended in 1995. Also, this interrogatory is objected to insofar as it seeks information
28 protected by the minister-communicant privilege under CAL. EVID. CODE §§ 1033, 1034, as well
as information that might invade the privacy of persons who are not parties to this litigation.
Further, this interrogatory is also objected to insofar as it seeks information protected by the
attorney-client and work product privileges. Finally, this interrogatory is objected to insofar as
it seeks information that is not relevant and is not calculated to lead to the discovery of
admissible evidence.

1 INTERROGATORY NO. 6:

2 Set forth the date(s) and results of any investigation(s) conducted by YOU of the
3 PERPETRATOR'S alleged sexual contact with any PERSON who was a minor on the date(s)
of the alleged sexual contact, including any corrective action taken by YOU.

4 RESPONSE NO. 6:

5 Objection: This interrogatory is overly broad as to time and scope, since the relevant
6 time period ended in 1995. Also, this interrogatory is objected to insofar as it seeks information
7 protected by the minister-communicant privilege under CAL. EVID. CODE §§ 1033, 1034, as well
8 as information that might invade the privacy of persons who are not parties to this litigation.
Further, this interrogatory is also objected to insofar as it seeks information protected by the
9 attorney-client and work product privileges. Finally, this interrogatory is objected to insofar as
it seeks information that is not relevant and is not calculated to lead to the discovery of
admissible evidence.

10 Subject to and without waiving these objections, this Defendant responds as follows:
11 Any investigation of an accusation of alleged sexual misconduct on the part of a member of the
12 congregation would have been made by elders for the congregation where the accused was
associated or possibly where the victim was associated, if different.

13 INTERROGATORY NO. 7:

14 IDENTIFY each PERSON who participated in YOUR investigation(s) set forth in
15 response to Interrogatory No. 14.

16 RESPONSE NO. 7:

17 Objection: This interrogatory is overly broad as to time and scope, since the relevant
18 time period ended in 1995. Also, this interrogatory is objected to insofar as it seeks information
19 protected by the minister-communicant privilege under CAL. EVID. CODE §§ 1033, 1034, as well
20 as information that might invade the privacy of persons who are not parties to this litigation.
Further, this interrogatory is also objected to insofar as it seeks information protected by the
21 attorney-client and work product privileges. Finally, this interrogatory is objected to insofar as
it seeks information that is not relevant and is not calculated to lead to the discovery of
admissible evidence.

22 Subject to and without waiving these objections, this Defendant responds as follows:
23 Any investigation of an accusation of alleged sexual misconduct on the part of a member of the
24 congregation would have been made by elders for the congregation where the accused was
associated or possibly where the victim was associated, if different.

25 INTERROGATORY NO. 8:

26 IDENTIFY each PERSON who has knowledge of any facts RELATING TO the
27 PERPETRATOR'S alleged sexual contact with any PERSON who was a minor on the date(s)
of the alleged sexual contact.

1 RESPONSE NO. 8:

2 Objection: This interrogatory is overly broad as to time and scope, since the relevant
3 time period ended in 1995. Also, this interrogatory is objected to insofar as it seeks information
4 protected by the minister-communicant privilege under CAL. EVID. CODE §§ 1033, 1034, as well
5 as information that might invade the privacy of persons who are not parties to this litigation.
6 Further, this interrogatory is also objected to insofar as it seeks information protected by the
7 attorney-client and work product privileges. Finally, this interrogatory is objected to insofar as
8 it seeks information that is not relevant and is not calculated to lead to the discovery of
9 admissible evidence.

7 INTERROGATORY NO. 9:

8 IDENTIFY each PERSON who has supervised the PERPETRATOR'S employment or
9 provision of services from the beginning of the PERPETRATOR'S relationship with YOU
10 through the present.

10 RESPONSE NO. 9:

11 Objection. This interrogatory is vague and ambiguous as to "provision of services." In
12 addition, this interrogatory is overly broad as to time and scope, since the relevant time period
13 ended in 1995. Also, to the extent that this interrogatory seeks information related to religious
14 faith, custom or law, or to internal church organization, this Defendant objects to this request on
15 the basis of the First Amendment of the U.S. Constitution and its California analog, which bar
16 civil court inquiry into such matters. *See, e.g., Serbian Eastern Orthodox Diocese v.*
17 *Milivojevich* (1976) 426 US. 696. This interrogatory is also objected to insofar as it seeks
18 information protected by the minister-communicant privilege under CAL. EVID. CODE §§ 1033,
19 1034, as well as information that might invade the privacy of persons who are not parties to this
20 litigation.

21 Subject to and without waiving those objections, this Defendant responds as follows:
22 This Defendant never employed the Perpetrator and the Perpetrator never provided services for
23 Defendant. Perpetrator was baptized as one of Jehovah's Witnesses on September 27, 1980.
24 He was appointed as a ministerial servant in the Playa Pacifica Spanish Congregation, San
25 Diego, California on December 22, 1988, and he was appointed as an elder in the Playa Pacifica
26 Spanish Congregation on June 23, 1993. He was disfellowshipped on June 9, 1995, and ceased
27 serving as an elder in the Playa Pacifica Spanish Congregation on that date (he was officially
28 removed from the list of elders on July 19, 1995). On April 21, 2000, he was reinstated as one
of Jehovah's Witnesses.

23 INTERROGATORY NO. 10:

24 Set forth the date and general nature of any COUNSELING SERVICES received by the
25 PERPETRATOR RELATING TO any issues in the PERPETRATOR'S job or services
26 performance.

26 RESPONSE NO. 10:

27 Objection. This interrogatory is vague and ambiguous as to "job or services
28 performance." In addition, this interrogatory is overly broad as to time and scope, since the

1 relevant time period ended in 1995. Also, to the extent that this interrogatory seeks information
2 related to religious faith, custom or law, or to internal church organization, this Defendant
3 objects to this request on the basis of the First Amendment of the U.S. Constitution and its
4 California analog, which bar civil court inquiry into such matters. *See, e.g., Serbian Eastern*
5 *Orthodox Diocese v. Milivojevich* (1976) 426 US. 696. This interrogatory is also objected to
6 insofar as it seeks information protected by the minister-communicant privilege under CAL.
7 EVID. CODE §§ 1033, 1034, as well as information that might invade the privacy of persons who
8 are not parties to this litigation.

9
10 Subject to and without waiving those objections, this Defendant responds as follows:
11 See answer to Interrogatory No. 9 above. Also, this Defendant did not provide counseling to
12 the Perpetrator. Any spiritual counseling for the Perpetrator would have been provided by the
13 elders in his local congregation. Defendant would not have been involved in providing any
14 professional counseling. Any professional counseling would have been a personal decision for
15 the Perpetrator to make.

16
17 INTERROGATORY NO.11:

18 IDENTIFY each PERSON who participated in the COUNSELING SERVICES
19 RELATING TO alleged issues in the PERPETRATOR'S job or services performance.

20 RESPONSE NO. 11:

21 See objections and answer to Interrogatory No. 10.

22 INTERROGATORY NO. 12:

23 IDENTIFY each of YOUR EMPLOYEES who lived with the PERPETRATOR, at any
24 time, at every residence provided to the PERPETRATOR by YOU.

25 RESPONSE NO. 12:

26 None.

27 INTERROGATORY NO. 13:

28 For each EMPLOYEE IDENTIFIED in response to Interrogatory No. 12, state the time
frame that they lived with the PERPETRATOR.

RESPONSE NO. 13:

Not applicable (see answer to Interrogatory No. 12 above).

INTERROGATORY NO. 14:

IDENTIFY each alleged minor victim(s) of sexual abuse, at any time, by the
PERPETRATOR.

1 God and Christ Jesus, who is destined to judge the living and the dead, and by his manifestation
2 and his kingdom, preach the word, be at it urgently in favorable season, in troublesome season,
3 reprove, reprimand, exhort, with all long-suffering and art of teaching.”—2 Timothy 4:1, 2.

4 In every situation where guilt is established, a primary endeavor of the elders is to
5 restore the wrongdoer if he is genuinely repentant, as indicated, for example, by his producing
6 “works that befit repentance.” (Acts 26:20) If they are able to help him and he is repentant, then
7 reproof is given, either privately or before onlookers concerned in the case, or in some cases the
8 congregation is informed that he has been reproved.

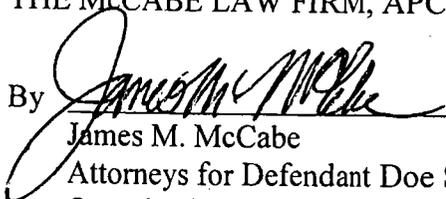
9 However, if the wrongdoer has become hardened in his course of wrong conduct and
10 fails to give evidence of genuine repentance at the time of the hearing, it would be necessary for
11 the responsible elders to expel the unrepentant wrongdoer from the congregation.—
12 1 Corinthians 5:11-13.

13 When a judicial committee handling a case of wrongdoing reaches the conclusion that
14 the unrepentant person should be disfellowshipped, the committee speaks with him and lets him
15 know of their decision to disfellowship him from the congregation. They clearly state the
16 Scriptural reason(s) for the disfellowshipping action. When informing the wrongdoer of their
17 decision, the judicial committee should tell him that if he believes that a serious error in
18 judgment has been made and he wishes to appeal the decision of the committee, he may do so
19 by writing a letter clearly stating his reasons for the appeal. He will be allowed seven days for
20 doing this. If the wrongdoer does not indicate that he wishes to appeal, the judicial committee
21 should explain to him the need for repentance and what steps he can take toward being
22 reinstated in due time. This would be both helpful and kind, with the hope that he will change
23 his ways and in time qualify to return to Jehovah’s organization.—2 Corinthians 2:6, 7.

24 When it becomes necessary to remove an unrepentant wrongdoer from the congregation,
25 a brief announcement is made, simply stating that the person is no longer one of Jehovah’s
26 Witnesses. This will alert faithful members of the congregation to stop associating with that
27 person.—1 Corinthians 5:11.

28 DATED: October 11, 2010

THE McCABE LAW FIRM, APC

By 

James M. McCabe

Attorneys for Defendant Doe Supervisory
Organization

EXHIBIT 3

1 **THE McCABE LAW FIRM, APC**

James M. McCabe SBN 51040

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San Diego, CA 92107

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4 Facsimile: (619) 224-0089

5 Attorney for Defendant Doe 2, Linda Vista Church

6 SUPERIOR COURT OF THE STATE OF CALIFORNIA
7 COUNTY OF SAN DIEGO

8 JOHN DORMAN, Individually, and JOEL
9 GAMBOA, Individually,

10 Plaintiffs,

11 v.

12 DEFENDANT DOE 1, La Jolla Church,
13 DEFENDANT DOE 2, Linda Vista Church,
and DEFENDANT DOE 3, Supervisory
14 Organization, DEFENDANT DOE 4,
Perpetrator, and DOES 5 through 100,
15 inclusive,

16 Defendants.

Case No.: 37-2010-00092450-CU-PO-CTL

**DEFENDANT DOE 2, LINDA VISTA
CHURCH'S RESPONSE TO PLAINTIFF'S
SPECIAL INTERROGATORIES**

17
18 PROPOUNDING PARTY: PLAINTIFFS, John Dorman, Individually, and Joel Gamboa, In-
dividually

19 RESPONDING PARTY: DEFENDANT Doe 2, LINDA VISTA CHURCH

20 SET NUMBER: ONE

21 Defendant Doe 2, Linda Vista Church ("this Defendant"), provides the following an-
22 swers to plaintiffs John Dorman and Joel Gamboa's ("Plaintiffs") interrogatories pursuant to
23 CAL. CIV. PROC. CODE § 2030. In answering these interrogatories, you have been furnished
24 with such information as is presently available. This may include hearsay and other forms of
25 evidence that are neither reliable nor admissible. The answers are, in addition, given without
26 prejudice to producing at trial subsequently discovered information or information omitted from
27
28

1 the answers as a result of good faith oversight.

2 **PRELIMINARY STATEMENT**

3 These responses are made solely for the purposes of this action. Each answer is subject
4 to all of the appropriate objections (including but not limited to objections concerning incompe-
5 tence, irrelevance, immateriality, propriety and admissibility) which would require the exclusion
6 of any statement contained herein if an interrogatory were asked of, or if the answer was given
7 by, the witness testifying in court. All such objections and grounds are reserved and may be in-
8 terposed at the time of trial.

9
10 Without waiving its other objections, rights or applicable privileges, Defendant Linda
11 Vista Church answers Plaintiff's interrogatories to the extent possible as follows:

12 **RESPONSES TO INTERROGATORIES**

13 **INTERROGATORY NO. 1:**

14 For each year from 1975 to the present, IDENTIFY each EMPLOYEE who was accused
15 of sexual abuse of a minor while assigned OR serving YOU or within YOUR geographic re-
16 gion.

17 **RESPONSE NO. 1:**

18 Objection. This interrogatory is vague and ambiguous with respect to time and scope,
19 since the relevant time period ended in 1995. Also this interrogatory is objected to insofar as it
20 is protected by the minister-communicant privilege under CAL. EVID. CODE §§ 1033, 1034 as
21 well as information that might invade the privacy of persons who are not parties to this litigation.
Further this interrogatory is also objected to as it seeks information protected by the attor-
ney-client and work product privileges.

22 Subject to and without waiving these objections, this Defendant responds as follows:
23 This Defendant does not have any employees and never has.

24 **INTERROGATORY NO. 2:**

25 For each year from 1975 to the present, for each EMPLOYEE IDENTIFIED in response
26 to Interrogatory No. 1, state the total number of minors with whom that EMPLOYEE was ac-
cused of sexual misconduct.

27 **RESPONSE NO. 2:**

28 See objections and response to Interrogatory No. 1.

1 INTERROGATORY NO. 3:

2 For each year from 1975 to the present, for each allegation IDENTIFIED in the response
3 to Interrogatory No. 2, provide the dates that each allegation was made.

4 RESPONSE NO. 3:

5 See objections and response to Interrogatory No. 1.

6 INTERROGATORY NO. 4:

7 For each year from 1975 to the present, for each allegation IDENTIFIED in the response
8 to Interrogatory No. 2, provide the approximate date(s) that the sexual abuse of the minor(s)
9 was alleged to have occurred.

10 RESPONSE NO. 4:

11 See objections and response to Interrogatory No. 1.

12 INTERROGATORY NO. 5:

13 For each year from 1975 to the present, DESCRIBE with particularity ALL efforts taken
14 by YOU to identify any EMPLOYEES who were sexually attracted to minors from 1975 to the
15 present.

16 RESPONSE NO. 5:

17 See objections and response to Interrogatory No. 1.

18 INTERROGATORY NO. 6:

19 For each year from 1975 to the present, for each ACCUSED INDIVIDUAL identified in
20 the response to Interrogatory No. 1, DESCRIBE with particularity what actions YOU took in
21 response to each accusation, including but not limited to, providing the ACCUSED INDI-
22 VIDUAL with COUNSELING SERVICES.

23 RESPONSE NO. 6:

24 See objections and response to Interrogatory No. 1.

25 Subject to and without waiving these objections, Defendant responds as follows: If eld-
26 ers learned of allegations of Scriptural wrongdoing, including child sexual abuse, two elders
27 would be assigned to investigate the matter. If the two elders determined that there was a basis
28 for the allegations, a judicial committee would have been formed (which could usually consist
of the original two elders and at least one more elder) to further handle the matter according to
Biblical principles. If it was decided that the wrongdoer was not repentant, he would be disfel-
lowshipped. The elders give spiritual counsel only. Professional counsel would be a personal
decision for the wrongdoer to seek.

1 INTERROGATORY NO. 7:

2 For each year from 1975 to the present, for each ACCUSED INDIVIDUAL
3 IDENTIFIED in the response to Interrogatory No. 1, DESCRIBE each report made to any law
4 enforcement agency by YOU RELATING TO alleged sexual abuse of a minor(s).

4 RESPONSE NO. 7:

5 See objections and response to Interrogatory No. 1.

6 Subject to and without waiving these objections, this Defendant responds as follows:
7 Since July 1989, if elders learn of an allegation of child sexual abuse they call the Legal De-
8 partment and receive legal advice with respect to reporting laws for clergy members. Further
9 other individuals who have knowledge of alleged child sexual abuse have always had the abso-
10 lute right to make such reports to the authorities.

11 If elders learn of an allegation of child sexual abuse they call the Legal Department and
12 receive legal advice with respect to reporting laws for clergy members. Further other individu-
13 als who have knowledge of alleged child sexual abuse have always had the absolute right to
14 make such reports to the authorities and have frequently made a decision to do so.

12 INTERROGATORY NO. 8:

13 For each year from 1975 to the present, for each ACCUSED INDIVIDUAL
14 IDENTIFIED in the response to Interrogatory No. 1, DESCRIBE each report made to any law
15 enforcement agency by any PERSON other than YOU RELATING TO alleged sexual abuse of
16 any minor(s).

16 RESPONSE NO. 8:

17 See objections and response to Interrogatory No. 7.

18 INTERROGATORY NO. 9:

19 DESCRIBE with particularity all efforts taken by YOU to determine whether the
20 PERPETRATOR was sexually attracted to minors.

21 RESPONSE NO. 9:

22 Objection. This interrogatory is overly broad as to time and scope since the relevant
23 time period ended in 1995. Also, this interrogatory is objected to insofar as it seeks information
24 protected by the minister-communicant privilege under CAL. EVID. CODE §§ 1033, 1034, as well
25 as information that might invade the privacy of persons who are not parties to this litigation.
Further, this interrogatory is also objected to insofar as it seeks information protected by the at-
26 torney-client and work product privileges.

26 Subject to and without waiving these objections, this Defendant responds as follows:
27 Defendant makes such determinations based on information received from local elders who
28 typically speak with perpetrators and victims or their parents, and based on articles related to

1 child sexual abuse published in *The Watchtower* or *Awake!* magazines that may be helpful to
2 making such a determination.

3 INTERROGATORY NO. 10:

4 DESCRIBE all information available to YOU, if any, that the PERPETRATOR had a
5 history of being a victim of sexual abuse.

6 RESPONSE NO. 10:

7 Objection. This interrogatory is overly broad as to time and scope since the relevant
8 time period ended in 1995. Also, this interrogatory is objected to insofar as it seeks information
9 protected by the minister-communicant privilege under CAL. EVID. CODE §§ 1033, 1034, as well
10 as information that might invade the privacy of persons who are not parties to this litigation.
11 Further, this interrogatory is also objected to insofar as it seeks information protected by the at-
12 torney-client and work product privileges.

13 INTERROGATORY NO. 11:

14 DESCRIBE with particularity any information available to YOU, if any, that the
15 PERPETRATOR had problems with alcohol or substance abuse.

16 RESPONSE NO. 11:

17 Objection. This interrogatory is overly broad as to time and scope, since the relevant
18 time period ended in 1995.

19 Subject to and without waiving these objections, this Defendant responds as follows:
20 Defendant has none.

21 INTERROGATORY NO. 12:

22 DESCRIBE what actions were taken by YOU to address the PERPETRATOR's prob-
23 lems with alcohol or substance abuse, if any.

24 RESPONSE NO. 12:

25 See objections and response to Interrogatory No. 11.

26 INTERROGATORY NO. 13:

27 DESCRIBE with particularity all reports OR allegations that the PERPETRATOR en-
28 gaged in sexual contact of any kind with a minor, if any, which was made known to YOU at any
time.

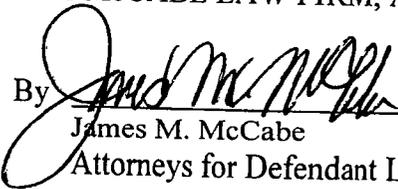
RESPONSE NO. 13:

See objections and response to Interrogatory No. 10.

1 Subject to and without waiving those objections, this Defendant responds as follows:
2 Jehovah's Witnesses have a Governing Body that provides spiritual oversight to Jehovah's Wit-
3 nesses world wide. In the U.S. there is also a Branch Committee appointed by the Governing
4 Body. The Branch Committee oversees the activities of the U.S. Branch operations in New
5 York and of Jehovah's Witnesses in the U.S. There is a Service Department at the U.S. branch
6 which under the oversight of the Branch Committee provides spiritual direction to the elders
7 and congregations in the U.S. There are also Circuit Overseers which visit congregations in
8 their circuit (usually 20-25) about twice per year to provide spiritual encouragement. District
9 Overseers visit congregations within their districts which are composed of circuits, so they visit
10 congregations to provide spiritual encouragement less often. Each congregation has a body of
11 elders appointed by the Branch Office. The body of elders shepherd and teach the members of
12 their congregation, and join them in the door-to-door preaching activity that Jehovah's Wit-
13 nesses are well known for throughout the world.

14 DATED: October 11, 2010

15 THE McCABE LAW FIRM, APC

16 By 

17 James M. McCabe

18 Attorneys for Defendant Linda Vista Church

EXHIBIT 4



ORIGINAL

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO

JOHN DORMAN,)	
individually, and JOEL)	
GAMBOA, individually,)	
)	
Plaintiffs,)	
)	
vs.)	Case Number
)	37-2010-00092450-CU-PO-CTL
DEFENDANT DOE 1, LaJOLLA)	
CHURCH; DEFENDANT DOE 2,)	
LINDA VISTA CHURCH;)	
DEFENDANT DOE 3,)	
SUPERVISORY ORGANIZATION;)	
DEFENDANT DOE 4,)	
PERPETRATOR; and DOES 5)	
through 100,)	
)	
Defendants.)	

DEPOSITION OF JUAN GUARDADO, called on behalf of the Plaintiffs, at 12555 High Bluff Drive, Suite 260, San Diego, California, on Tuesday, February 8, 2011, commencing at 12:54 p.m., before Judy Runes, California CSR No. 5874.

www.DEPO911.com

toll free (877) DEPO 9-1-1

1 And then two years later another claim comes up against
2 someone else having to with childhood sexual abuse.

3 Would the elders that were on the first
4 judicial committee likely be put on the second judicial
5 committee because of their experience?

6 A Yes.

7 Q Does the judicial committee have the authority
8 to issue punishment or restrictions?

9 A Yes.

10 Q And at the end of the process, does the
11 judicial committee write a written report of its
12 findings?

13 A Yes.

14 Q And what would go in that written report?

15 A The name -- the name of the individual, what
16 was -- what he was investigated for, and what was the --
17 the conclusion of the case, what was his reaction -- his
18 or her reaction, and the decision if the person was
19 reprovved or disfellowship.

20 Q What's the difference? What does it mean to
21 be reprovved?

22 A Reprovved, it's when any member of the
23 congregation who happens to be in this judicial
24 committee shows repentance and -- shows repentance
25 and -- and shows that he's -- he or she has stopped, you

1 know, doing all that he or she was doing before the
2 judicial committee started. And -- and -- and in the
3 eyes of the elders, they see that he doesn't -- he or
4 she doesn't deserve being disfellowshipped.

5 Q And what does disfellowship mean?

6 A Disfellowship means that the person gets --
7 stops being a Jehovah's Witness because he or she --
8 because of her conduct and attitude doesn't want to be a
9 Jehovah's Witness anymore. So he's -- he's not a member
10 of the congregation for a period of time until he or she
11 changes her attitude and her conduct. The person.
12 Yeah. Yes.

13 Q If the person is disfellowshipped, can they do
14 field service?

15 A No.

16 Q If a person is disfellowshipped, can they
17 attend meetings?

18 A Yes.

19 Q Is that person shunned at the meetings?

20 A Shunned? What do you mean "shunned"?

21 Q Do other people talk to the person who was
22 disfellowshipped?

23 A Not members of the congregation.
24 Congregation, they don't talk to the person while he or
25 she's disfellowshipped.

1 Q And the disfellowshipped -- the person who is
2 disfellowshipped, are they allowed to speak, to take the
3 microphone and talk at the meetings?

4 A The disfellowship -- if he or she is allowed
5 to take the microphone and comment, you say?

6 Q Yes.

7 A No.

8 Q Now, if a person is reprovved, will the
9 judicial committee place any restrictions on that
10 person?

11 A Yes.

12 Q Okay. So, essentially, if someone is
13 repentant and is no longer committing the sin, they can
14 be reprovved rather than be disfellowshipped?

15 A They can be reprovved rather than
16 disfellowshipped, yes.

17 Q Even if a person is reprovved, there can be
18 some kind of censure or restrictions?

19 A Restrictions, yes.

20 Q Who gets a copy of the report of the judicial
21 committee?

22 A The body of elders prepare this report, they
23 save a copy, and then they send the report to the
24 governing body of Jehovah's Witness.

25 Q Does the accused get a copy of the report?

1 A No.

2 Q Does the accused have a right to appeal the
3 decision of the judicial committee?

4 A If he was -- if he's disfellowshipped, yes.

5 Q Okay. How does the appeal process work?

6 A He gets seven days after the body of elders
7 decided that he is to be disfellowshipped. He gets
8 seven days to appeal. And so he prepares a small
9 letter, stating he's appealing the decision of the body
10 of elders. And he signs it and gives it to the -- to
11 the body of elders, or to one of them.

12 Q And then is the appeal heard by the same
13 committee of elders?

14 A No.

15 Q Okay. Who would hear the appeal?

16 A A different group of elders. At least three.

17 Q Okay. From the same congregation?

18 A I've always been in a congregation with
19 Spanish with three or less elders. So I don't know
20 that -- that particular answer.

21 Q Okay. So if the body of elders gets to keep a
22 copy of that report, where do they keep it?

23 A There is a file, usually in the building where
24 the congregation meets, under lock.

25 Q Okay. And how long would that report be kept?

1 A How long? It stays sealed and under lock
2 until the -- at least for a period until the
3 disfellowshipped person asks to be reinstated.

4 Q And if he's reinstated, what happens to the
5 report?

6 A The report -- trying to remember. So the --
7 the report has to be opened in order to see if the
8 disfellowshipped person is ready to be reinstated. But
9 it stays in the archives for a period -- for a few
10 years. I don't remember the period of time.

11 Q After that period of time has expired, is the
12 report discarded?

13 A Yes.

14 Q And you've mentioned that's the process if the
15 person is disfellowshipped.

16 A Yes.

17 Q How long is the report kept if the person is
18 reproved?

19 A For a few years also.

20 Q And then it can be discarded?

21 A Yes. In certain cases, yes.

22 Q Okay. Now, you say "in certain cases." Are
23 there cases where it would not be discarded?

24 A Yes.

25 Q In what events or what circumstances would the

1 report not be discarded?

2 A When the member who was disfellowshipped was
3 disfellowshipped because of child abuse.

4 Q So if there's a child abuse, the judicial
5 committee formed based on an accusation of child abuse,
6 and the accused perpetrator is disfellowshipped, how
7 long will the report be kept?

8 A Indefinitely.

9 Q So it'll just be kept longer? Or never be
10 discarded?

11 A It will never be discarded.

12 Q Okay. What if that person who has been
13 accused of child abuse is reproved, what would happen
14 with the report?

15 A It's -- since it was child abuse, it stays.

16 Q Has it been your understanding, since you
17 became an elder with La Jolla -- sorry -- with
18 Playa Pacifica, that any report of a judicial committee
19 having to do with child abuse should be kept
20 indefinitely?

21 A What's the question again, please?

22 Q Sure. It was a pretty bad one. Sorry about
23 that.

24 For the entirety of the time that you have
25 been an elder --

1 speak to any witnesses?

2 A Not that I -- not that I recall. I don't
3 remember.

4 Q Did you speak to any people who had accused
5 Gonzalo?

6 A No, not that I remember.

7 Q Did you speak to Gonzalo?

8 A While he was disfellowshipped, I never spoke
9 with Gonzalo.

10 Q How did he communicate his interest in being
11 reinstated?

12 A He prepared a document, a small document,
13 asking to be reinstated.

14 Q What did he -- what was stated in that
15 document?

16 A I don't remember. But, basically, those
17 documents, it's where you state that you want to be a
18 member of the congregation again.

19 Q In that document, would he have stated that he
20 repented or had learned from his mistake?

21 A Yeah, he -- he must have.

22 Q So in that document, would he have admitted to
23 this conduct?

24 A He might have. Again, he -- I don't remember
25 exactly what the document said. But he will have said

1 that he was repentant, that what he was doing that
2 showed that he was repentant, he was -- and why he
3 thought that God had forgiven him, things like that.
4 But I don't remember the content.

5 Q Could he have been reinstated if he had not
6 confessed and claimed to be repentant?

7 A No, if he wasn't repentant, and he would have
8 been denying, you know, that he had sinned.

9 Q So your understanding is by the time he was
10 reinstated, he had admitted that he had done these
11 things?

12 A Yes.

13 Q When you were considering his reinstatement,
14 did you speak to any of the other elders about him?

15 A Not that I remember. Only the ones in this
16 document.

17 Q Okay. Do you remember speaking to
18 Jesus Martinez about Gonzalo Campos?

19 A Yes.

20 Q And what was said?

21 A I don't remember. We just -- one thing I can
22 say is we got together to review his request to be
23 reinstated. Yeah.

24 Q Is the same true with Ronald Cortez?

25 A Yes.

1 Q How many elders were there at Playa Pacifica
2 in 1999?

3 A Just Ronald Cortez, Jesus Martinez, and
4 myself.

5 Q You were the only three?

6 A Yes.

7 Q Generally, when there's a request for
8 reinstatement, will all of the elders consider it, or
9 will a committee be appointed?

10 A The committee, the original proceedings,^{1/1}
11 usually the one that handles the reinstate -- the
12 petition of reinstatement.

13 Q Okay. So the original judicial committee who
14 recommended the disfellowship is the one who would
15 consider the request for reinstatement?

16 A During -- if they're in the congregation, they
17 would.

18 Q Is it your understanding the members of that
19 committee weren't with the congregation anymore?

20 A They weren't with the congregation anymore.

21 Q Okay. Do you know how many people made
22 accusations against Gonzalo Campos?

23 A Do I know? No.

24 Q Other than Manuela Dorman's son, do you know
25 any of the people who made accusations against

1 two elders and you may have reviewed his request for
2 reinstatement?

3 A With Jesus Martinez.

4 Q Yes?

5 A Yes.

6 Q And you've never spoken to anyone else about
7 Gonzalo Campos being accused of sexually abusing
8 children?

9 A No. I never spoke to anybody else. No.

10 Q Other than this document, have you ever seen
11 any documents that discussed Gonzalo Campos being
12 accused of sexually abusing children?

13 A Other than this document?

14 Q Yes. This particular document (indicating).

15 A I don't remember. The only -- the only -- I
16 don't remember.

17 Q In considering --

18 A Uh-huh.

19 Q In considering the reinstatement request,
20 would you have looked at Gonzalo's file?

21 A Yes, probably.

22 Q Okay.

23 A Yeah.

24 Q And would you have discussed the contents of
25 that file with anyone other than Ronald Cortez or

EXAMINATION

1
2 BY MR. McCABE:

3 Q So earlier you testified that when a judicial
4 committee meets with a wrongdoer, and if the decision is
5 to disfellowship this individual, who is a report sent
6 to?

7 A The -- there is a department called the
8 Service Department.

9 Q And if the decision is to reprove the
10 individual, is there a report sent to the same Service
11 Department?

12 A If -- if the reprovved is a person -- is just a
13 publisher, then we don't send it to -- to any
14 department. It stays in the congregation files.

15 Q Okay. What if the individual was a
16 ministerial servant?

17 A Yes. Then it's sent to the department, to the
18 Service Department.

19 Q And what if the person was an elder? Would it
20 be the same?

21 A It's the same.

22 Q And a pioneer?

23 A Yes.

24 Q Be the same?

25 A It would be the same, sent to the Service

1 Department.

2 MR. McCABE: No further questions.

3 Do you want me to propose a stipulation, or
4 did you guys have one for the --

5 MR. STOREY: Yeah, we have had one.

6 MR. McCABE: Same stip?

7 MR. STOREY: Good with me.

8 MR. McCABE: All right.

9 MR. STOREY: Thanks.

10 (The following stipulation was entered
11 into at the deposition of Dennis Palmer,
12 February 7, 2011, and is incorporated herein
13 for reference:

14 "MR. STOREY: With respect to the record
15 or the transcript, I would recommend that we
16 relieve the court reporter of her duties;

17 "Have the original sent to you, to be
18 presented to the witness for review,
19 signature, and any changes that you may have;

20 "Afterward, I'd ask the original be sent
21 to me. I'll keep that. And then if something
22 should happen to it, a certified copy can be
23 used at trial.

24 "MR. McCABE: So stipulated.")

25

EXHIBIT 5



ORIGINAL

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO

John Dorman, Individually,
and Joel Gamboa,
Individually,

Plaintiffs,

vs.

CASE NO. 37-2010-00092450-
CU-PO-CTL

Defendant Doe 1, La Jolla
Church; Defendant Doe 2,
Linda Vista Church;
Defendant Doe 3, Supervisory
Organization; Defendant
Doe 4, Perpetrator; and
Does 5 through 100,

Defendants.

~~~~~

DEPOSITION OF

JESUS MONTIJO

February 9, 2011

10:08 a.m.

12555 High Bluff Drive  
Suite 260  
San Diego, California

1 registration of it and it's placed in the congregation.  
2 It's filed. And the branch is notified.

3 THE INTERPRETER: And group?

4 MR. MC CABE: "Sucursal" is a type of branch.

5 THE WITNESS: Oh. The branch is notified.

6 BY MR. STOREY:

7 Q. Does a branch get a copy of the report?

8 A. I'm not sure.

9 Q. Is the Watchtower given a copy of the report?

10 A. To the branch, yes, not to the Watchtower.

11 Q. Does the accused get to review the report?

12 A. No.

13 Q. Can the accused appeal the findings of the  
14 judicial committee?

15 A. Yes.

16 Q. How does that work?

17 A. By letter.

18 Q. If someone appeals, does the same board of  
19 elders, the same judicial committee reconsider the  
20 matter?

21 A. No.

22 Q. Is a new committee formed?

23 A. Yes.

24 Q. From members of the same congregation?

25 A. No, it would have to be from the outside.

1 Q. If a person is the subject of a judicial  
2 committee at the Linda Vista Spanish congregation and  
3 then moves to another congregation, what happens to the  
4 report from the Linda Vista congregation's files?

5 A. If the person moves?

6 Q. Yes.

7 A. Only a letter is sent.

8 Q. A letter would be sent to the new congregation?

9 A. Yes, in his registration.

10 Q. But the report of the judicial committee would  
11 stay with Linda Vista?

12 A. Are you speaking about somebody who has been  
13 expelled?

14 Q. No.

15 A. A publisher?

16 Q. Yes.

17 A. Yes, it remains. If there is a report, it  
18 stays.

19 Q. While you were an elder with the Linda Vista  
20 Spanish congregation, did you ever receive a report that  
21 any member of the congregation had sexually abused a  
22 child?

23 A. A report?

24 Q. Or a complaint.

25 A. A complaint, yes.

# EXHIBIT 6



1 Q Other than that discussion with Mr. Phillips,  
2 did you ever hear from anyone else that Gonzalo Campos  
3 was accused or suspected of sexually abusing a child?

4 A In subsequent years, I did.

5 Q Okay. When was the second time you heard?

6 A The next time I heard was when I was appointed  
7 an elder in Playa Pacifica.

8 Q When were you appointed an elder in  
9 Playa Pacifica?

10 A I knew you were going to ask that. I don't  
11 remember. I believe it was 1999, I think.

12 Q And what did you hear at that time?

13 A Well, at the time, I knew that Mr. Campos was  
14 under restriction in the congregation. And elders have  
15 to know something about restrictions that are placed on  
16 publishers in the congregation. So belief -- briefly it  
17 was explained to me that there was a child abuse case.

18 Q I'm going to go back in time to the mid-1980s.

19 A Okay.

20 Q Okay. When were you an elder at the  
21 Linda Vista Spanish congregation?

22 A Let's see. I was appointed an elder in 1983.  
23 And I remained an elder -- well, there was a brief  
24 period that I stepped down. But, let's see. I stepped  
25 down briefly between -- let me see -- briefly between

1 MR. STOREY: Yeah, I will.

2 MR. McCABE: Okay.

3 MR. STOREY: We can mark that as Exhibit 1  
4 now.

5 BY MR. McCABE:

6 Q Okay. This Exhibit 1 that you have in front  
7 of you indicates that "secretario" is Dennis Palmer. Is  
8 that you?

9 A That's correct. Yes.

10 Q And part of your duties as the secretary is to  
11 keep the congregation records; is that correct?

12 A That's correct.

13 Q Would that include keeping the confidential  
14 files known as judicial committee records?

15 A Yes.

16 Q And while you were in Linda Vista congregation  
17 serving as the secretary, did you have occasion when you  
18 would go through the confidential files to see what was  
19 there or organize them or do anything at all with them?

20 A Yes.

21 Q Did you ever see a file involving  
22 Gonzalo Campos as a judicial record?

23 A No, never.

24 Q Okay. To your knowledge, were there any  
25 judicial committees involving Gonzalo Campos for any

# EXHIBIT 7



ORIGINAL

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SAN DIEGO

John Dorman, Individually,  
and Joel Gamboa,  
Individually,

Plaintiffs,

vs.

CASE NO. 37-2010-00092450-  
CU-PO-CTL

Defendant Doe 1, La Jolla  
Church; Defendant Doe 2,  
Linda Vista Church;  
Defendant Doe 3, Supervisory  
Organization; Defendant  
Doe 4, Perpetrator; and  
Does 5 through 100,

Defendants.

~~~~~

DEPOSITION OF
RAMON PRECIADO

February 9, 2011

11:33 a.m.

12555 High Bluff Drive
Suite 260
San Diego, California

1 needed a judicial committee?

2 A. Correct.

3 Q. Okay. And you were asked earlier about
4 conducting studies. Primarily, are those studies
5 conducted with members of the congregation or with
6 people from the street from outside?

7 A. Repeat the question.

8 Q. Bible studies --

9 A. Uh-huh.

10 Q. -- are they conducted with members of the
11 congregation or with people from the outside who are
12 showing some interest in the Bible?

13 A. Right, from people on the outside that is
14 showing interest in the Bible.

15 Q. Okay. When you were at Linda Vista
16 congregation, you were the secretary for a time,
17 correct?

18 A. Yeah, for a short time.

19 Q. And you seem like a pretty organized man, from
20 the way you were testifying earlier; is that true?

21 A. Yeah, I try hard.

22 Q. Okay. Did you go through the files -- the
23 confidential files regarding judicial committees of the
24 Linda Vista congregation when you were the secretary?

25 A. Yes, I had to get acquainted with everything

1 inside. That was my first step.

2 Q. And in the judicial committee records, did you
3 ever see a judicial committee record involving Gonzalo
4 Campos?

5 A. No, I wouldn't notice right away.

6 Q. Was there ever one there, to your memory, to
7 your recollection?

8 A. No.

9 Q. Okay. And you went through all the files?

10 A. Yes.

11 Q. And you knew who those files belonged to?

12 A. Yes.

13 Q. Okay. When you were with the Linda Vista
14 congregation, did you ever hear of an allegation of
15 something wrong, some wrong conduct with Gonzalo Campos
16 and Arturo Jemio?

17 A. No.

18 MR. MC CABE: I think that's all I have.

19 MR. STOREY: I don't have anything further.

20 MR. MC CABE: Same stipulation?

21 MR. STOREY: Same stipulation.

22 MR. MC CABE: Okay. Thank you very much.

23 THE REPORTER: Do you need a copy -- or not?

24 MR. MC CABE: Are we getting copies?

25 MR. MORENO: Yeah.

EXHIBIT 8

THE MCCABE LAW FIRM, APC

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James M. McCabe*
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Jesse R. McCabe

*Admitted in NY and CA

April 19, 2011

Mr. Devin M. Storey
The Zalkin Law Firm, P.C.
12555 High Bluff Drive Suite 260
San Diego, CA 92130

Re: *Dorman, et al. v. Doe 1 La Jolla Church, et al.*
Case No. 37-201000092450-CU-PO-CTL

Dear Mr. Storey:

This letter is to serve as a list of what documents Defendant Doe 3, Supervisory Organization asserts an objection and which documents they willing turn over to Plaintiffs.

Defendant Doe 3, Supervisory Organization does not assert an objection to the following documents:

1. June 19, 1995, form letter (2 pages) from the Playa Pacifica Spanish elders and circuit overseer, Simon Villarreal, to elders in U.S. Service Department regarding removal of 2 elders and appointment of 1 elder.
2. June 13-18, 1995, Circuit Overseer report (2 pages) to elders in U.S. Service Department regarding visit to the Playa Pacifica Spanish Congregation.
3. November 15-20, 1994, Circuit Overseer report (2 pages) to elders in U.S. Service Department regarding visit to the Playa Pacifica Spanish Congregation.
4. November 21, 1994, form letter (2 pages) letter from the Playa Pacifica Spanish Congregation elders and circuit overseer to elders in U.S. Service Department regarding recommendation of 2 elders and 2 ministerial servants, and deletion of one elder.
5. June 28, 1994, letter from the Service Committee for Body of Elders of Spanish, La Jolla Congregation, San Diego, CA, to elders in U.S. Service Department, requesting congregation name change to Playa Pacifica Spanish Congregation, San Diego, California.

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6. February 08-13, 1994, Circuit Overseer report (2 pages) to elders in U.S. Service Department regarding visit to the Spanish, La Jolla Congregation (now the Playa Pacifica Spanish Congregation).
7. February 14, 1994, form letter (2 pages) letter from the Spanish, La Jolla Congregation elders (now the Playa Pacifica Spanish Congregation) and circuit overseer to elders in U.S. Service Department regarding recommendation of 2 ministerial servants.
8. October 16, 1993, letter from the Service Committee for Body of Elders of Spanish, La Jolla Congregation, San Diego, CA, to elders in U.S. Service Department, confirming that GC is the new congregation secretary.
9. May 31, 1993, form letter (2 pages) letter from the Spanish, La Jolla Congregation elders (now the Playa Pacifica Spanish Congregation) and circuit overseer to elders in U.S. Service Department regarding recommendation of 1 elder (GC).
10. December 14, 1992, form letter (2 pages) letter from the Spanish, La Jolla Congregation elders (now the Playa Pacifica Spanish Congregation) and circuit overseer to elders in U.S. Service Department regarding recommendation of deletion of 1 ministerial servant.
11. May 19-24, 1992, form letter (2 pages) letter from the Spanish, La Jolla Congregation elders (now the Playa Pacifica Spanish Congregation) and circuit overseer to elders in U.S. Service Department regarding recommendation of 2 elders and 1 ministerial servant, and deletion of 1 ministerial servant.
12. June 25-30, 1991, form letter (2 pages) letter from the Spanish, La Jolla Congregation elders (now the Playa Pacifica Spanish Congregation) and circuit overseer to elders in U.S. Service Department regarding recommendation of 1 ministerial servant, and deletion of 1 elder.
13. November 20-25, 1990, form letter (2 pages) letter from the Spanish, La Jolla Congregation elders (now the Playa Pacifica Spanish Congregation) and circuit overseer to elders in U.S. Service Department regarding recommendation of 1 elder and 2 ministerial servants, and deletion of 1 ministerial servant.
14. January 16-21, 1990, form letter (2 pages) letter from the Spanish, La Jolla Congregation elders (now the Playa Pacifica Spanish Congregation) and circuit overseer to elders in U.S. Service Department regarding no recommendations for elder and ministerial servants.

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15. June 6-11, 1989, form letter (2 pages) letter from the Spanish, La Jolla Congregation elders (now the Playa Pacifica Spanish Congregation) and circuit overseer to elders in U.S. Service Department regarding recommendation of 2 elders and 1 ministerial servant.
16. January 28, 1994, letter from elders in the La Jolla Spanish Congregation to elders in the U.S. Service Department requesting that their name be changed to the Playa Pacifica Spanish Congregation.
17. Letter from the elders in the Linda Vista Spanish Congregation to elders in the U.S. Service Department (received on November 20, 1986) regarding the formation of the La Jolla Spanish Congregation.

Defendant Doe 3, Supervisory Organization does not assert an objection to the following documents in their entirety, but does assert an objection(s) to certain information contained in those documents.

1. June 19, 1995, letter from the Playa Pacifica Spanish Congregation elders and circuit overseer, Simon Villarreal, to elders in U.S. Service Department regarding GC and two other elders. (Redacted information related to the removal of elder LR and the appointment of elder EF.)—This information is not reasonably calculated to lead to admissible evidence and it is protected by the minister-communicant privilege.
2. June 9, 1995, Notification of Expulsion or Disassociation sent by Playa Pacifica Congregation Judicial Committee to elders in U.S. Service Department regarding GC, also confirms date of GC's reinstatement as April 21, 2000. (Redacted to remove information related to GC.)—This information is protected by the minister-communicant privilege.
3. May 25-30, 1993, Circuit Overseer report (2 pages) to elders in U.S. Service Department regarding visit to the Spanish, La Jolla Congregation (now the Playa Pacifica Spanish Congregation). (Redacted to remove information of another elder and his family member.)—This information is not reasonably calculated to lead to admissible evidence and it is protected by the minister-communicant privilege.

Defendant Doe 3, Supervisory Organization asserts an objection(s) to the following documents in their entirety.

1. August 18, 1995, letter from the elders on the Playa Pacifica Spanish Congregation Judicial Committee for GC to elders in U.S. Service Department, regarding GC.—This document is protected by the minister-communicant privilege.
2. June 8, 1995, telephone memorandum prepared by Defendant's Legal Department to document information received from and legal advice provided to elders for Playa Pacifica

Devin M. Storey

Re: *Dorman, et al. v. Doe I La Jolla Church, et al.*

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Spanish Congregation during telephone conference on same date.—This document is attorney work product and is protected by the attorney-client privilege.

3. April 27, 1995, letter from elders in the U.S. Service Department to the body of elders for Playa Pacifica Spanish regarding GC.—This document is protected by the minister-communicant privilege.
4. March 29, 1995, letter from elders on Service Committee for Playa Pacifica Spanish Congregation to elders in U.S. Service Department, regarding GC.—This document is protected by the minister-communicant privilege.
5. June 9, 1994, letter from elders in U.S. Service Department to body of elders for the English Congregation, Monmouth, Oregon, with a P.S. to the body of elders for the Playa Pacifica Spanish Congregation, regarding GC.—This document is protected by the minister-communicant privilege.
6. April 13, 1994, letter from the presiding elder (overseer) in the English Congregation, Monmouth, Oregon to the elders in the U.S. Service Department, regarding JD and GC.—This document is protected by the minister-communicant privilege.
7. April, 11, 1994, letter from John and Manuela Dorman to the elders of the English Congregation, Monmouth, Oregon.—This document is protected by the minister-communicant privilege.
8. June 5, 2000, letter from elders in the U.S. Service Department to the body of elders for Playa Pacifica Spanish, regarding Gonzalo Campos.—This document is not reasonably calculated to lead to admissible evidence and it is protected by the minister-communicant privilege.
9. August 12, 1999, letter from elders in the U.S. Service Department to the body of elders for Playa Pacifica Spanish Congregation, regarding Gonzalo Campos.—This document is not reasonably calculated to lead to admissible evidence and it is protected by the minister-communicant privilege.
10. July 24, 1999, letter from elders in the Playa Pacifica Spanish Congregation to elders in the U.S. Service Department, regarding Gonzalo Campos.—This document is not reasonably calculated to lead to admissible evidence and it is protected by the minister-communicant privilege. In addition, this document contains confidential and private information regarding individual(s) who are not a party to this lawsuit.
11. January 7, 1997, letter from elders in the U.S. Service Department to the body of elders for Playa Pacifica Spanish Congregation, regarding Gonzalo Campos.—This document is not

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reasonably calculated to lead to admissible evidence and it is protected by the minister-communicant privilege.

12. November 13, 1996, letter from elders in the Playa Pacifica Spanish Congregation to elders in the U.S. Service Department, regarding Gonzalo Campos.—This document is not reasonably calculated to lead to admissible evidence and it is protected by the minister-communicant privilege. In addition, this document contains confidential and private information regarding individual(s) who are not a party to this lawsuit.

Thank you for your attention to this matter.

Very truly yours,

s/ James Murray McCabe

James M. McCabe

c: Watchtower

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April 19, 2011

Mr. Devin M. Storey
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12555 High Bluff Drive Suite 260
San Diego, CA 92130

Re: *Dorman, et al. v. Doe 1 La Jolla Church, et al.*
Case No. 37-201000092450-CU-PO-CTL

Dear Mr. Storey:

This letter is to serve as a list of what documents Defendant Doe 1, La Jolla Church asserts an objection and which documents they willing turn over to Plaintiffs.

Defendant Doe 1, La Jolla Church does not assert an objection to the following documents:

1. June 19, 1995, form letter (2 pages) from the Playa Pacifica Spanish elders and circuit overseer, Simon Villarreal, to elders in U.S. Service Department regarding removal of 2 elders and appointment of 1 elder.
2. June 19, 1995, form letter (2 pages) letter from the Playa Pacifica Spanish Congregation elders and circuit overseer to elders in U.S. Service Department regarding recommendation of 1 elder and 1 ministerial servant, and deletion of 2 elders.
3. November 21, 1994, form letter (2 pages) letter from the Playa Pacifica Spanish Congregation elders and circuit overseer to elders in U.S. Service Department regarding recommendation of 2 elders and 2 ministerial servants, and deletion of one elder.
4. February 14, 1994, form letter (2 pages) letter from the Spanish, La Jolla Congregation elders (now the Playa Pacifica Spanish Congregation) and circuit overseer to elders in U.S. Service Department regarding recommendation of 2 ministerial servants.

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5. May 31, 1993, form letter (2 pages) letter from the Spanish, La Jolla Congregation elders (now the Playa Pacifica Spanish Congregation) and circuit overseer to elders in U.S. Service Department regarding recommendation of 1 elder (GC).
6. December 14, 1992, form letter (2 pages) letter from the Spanish, La Jolla Congregation elders (now the Playa Pacifica Spanish Congregation) and circuit overseer to elders in U.S. Service Department regarding recommendation of deletion of 1 ministerial servant.
7. May 19-24, 1992, form letter (2 pages) letter from the Spanish, La Jolla Congregation elders (now the Playa Pacifica Spanish Congregation) and circuit overseer to elders in U.S. Service Department regarding recommendation of 2 elders and 1 ministerial servant, and deletion of 1 ministerial servant.
8. June 25-30, 1991, form letter (2 pages) letter from the Spanish, La Jolla Congregation elders (now the Playa Pacifica Spanish Congregation) and circuit overseer to elders in U.S. Service Department regarding recommendation of 1 ministerial servant, and deletion of 1 elder.
9. November 20-25, 1990, form letter (2 pages) letter from the Spanish, La Jolla Congregation elders (now the Playa Pacifica Spanish Congregation) and circuit overseer to elders in U.S. Service Department regarding recommendation of 1 elder and 2 ministerial servants, and deletion of 1 ministerial servant.
10. January 16-21, 1990, form letter (2 pages) letter from the Spanish, La Jolla Congregation elders (now the Playa Pacifica Spanish Congregation) and circuit overseer to elders in U.S. Service Department regarding no recommendations for elder and ministerial servants.
11. June 6-11, 1989, form letter (2 pages) letter from the Spanish, La Jolla Congregation elders (now the Playa Pacifica Spanish Congregation) and circuit overseer to elders in U.S. Service Department regarding recommendation of 2 elders and 1 ministerial servant.
12. November 22-27, 1988, form letter (2 pages) letter from the Spanish, La Jolla Congregation elders (now the Playa Pacifica Spanish Congregation) and circuit overseer to elders in U.S. Service Department regarding recommendation of 4 ministerial servants (GC).
13. April 4, 1995, letter from the service committee of the Playa Pacifica Spanish Congregation to U.S. Service Department, regarding Florentino Garcia serving as the presiding overseer.

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Defendant Doe 1, La Jolla Church does not assert an objection to the following documents in their entirety, but does assert an objection(s) to certain information contained in those documents.

1. June 19, 1995, letter from the Playa Pacifica Spanish Congregation elders and circuit overseer, Simon Villarreal, to elders in U.S. Service Department regarding GC and two other elders.—This information is not reasonably calculated to lead to admissible evidence and it is protected by the minister-communicant privilege.

Defendant Doe 3, Supervisory Organization asserts an objection(s) to the following documents in their entirety.

1. June 8, 1995, telephone memorandum of telephone call between Playa Pacifica Spanish Congregation and attorney for Supervisory Organization.—This document is protected by the attorney-client privilege.
2. June 5, 2000, letter from elders in the U.S. Service Department to the body of elders for the Playa Pacifica Spanish Congregation, regarding Gonzalo Campos.—This information is not reasonably calculated to lead to admissible evidence and it is protected by the minister-communicant privilege.
3. January 27, 1999, letter from Gonzalo Campos to the body of elders for the Playa Pacifica Spanish Congregation, requesting reinstatement into the congregation.—This information is not reasonably calculated to lead to admissible evidence and it is protected by the minister-communicant privilege.
4. October 13, 1995, letter from Gonzalo Campos to the body of elders for the Playa Pacifica Spanish Congregation, requesting reinstatement into the congregation.—This information is not reasonably calculated to lead to admissible evidence and it is protected by the minister-communicant privilege.
5. September 14, 1998, letter from Gonzalo Campos to the body of elders for the Playa Pacifica Spanish Congregation, requesting reinstatement into the congregation.—This information is not reasonably calculated to lead to admissible evidence and it is protected by the minister-communicant privilege.
6. June 9, 1995, Notification of Expulsion or Disassociation sent by Playa Pacifica Congregation Judicial Committee to elders in U.S. Service Department regarding Gonzalo Campos.—This document is protected by the minister-communicant privilege.
7. January 7, 1997, letter from elders in the U.S. Service Department to the body of elders for Playa Pacifica Spanish Congregation, regarding Gonzalo Campos.—This

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Re: *Dorman, et al. v. Doe I La Jolla Church, et al.*

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information is not reasonably calculated to lead to admissible evidence and it is protected by the minister-communicant privilege.

8. July 20, 1999, draft of a letter from elders in the Playa Pacifica Spanish Congregation to elders in the U.S. Service Department, regarding Gonzalo Campos.—This document is not reasonably calculated to lead to admissible evidence and it is protected by the minister-communicant privilege. In addition, this document contains confidential and private information regarding individual(s) who are not a party to this lawsuit.
9. July 4, 1999, draft of a letter from elders in the Playa Pacifica Spanish Congregation to elders in the U.S. Service Department, regarding Gonzalo Campos.—This document is not reasonably calculated to lead to admissible evidence and it is protected by the minister-communicant privilege. In addition, this document contains confidential and private information regarding individual(s) who are not a party to this lawsuit.
10. October 28, 2006, notes of an elders meeting of elders in the Playa Pacifica Spanish Congregation, regarding Gonzalo Campos.—This document is not reasonably calculated to lead to admissible evidence and it is protected by the minister-communicant privilege. In addition, this document contains confidential and private information regarding individual(s) who are not a party to this lawsuit.
11. August 12, 1999, letter from elders in the U.S. Service Department to the body of elders for Playa Pacifica Spanish Congregation, regarding Gonzalo Campos.—This information is not reasonably calculated to lead to admissible evidence and it is protected by the minister-communicant privilege.

Thank you for your attention to this matter.

Very truly yours,

s/James Murray McCabe

James M. McCabe

c: Watchtower