

Emma Fenby

From: Emma Fenby
Sent: Friday, 05 August 2011 9:02 AM
To: Marita Wright
Subject: Archdioceses of Melbourne ats REDACTED (Alleged perpetrator Fr Kevin O'Donnell) 2995306

Good Morning Marita,

You will recall that Francis Moore notified CCI of Supreme Court proceedings brought by REDACTED ("the Claimant").

The Claimant has alleged that he was sexually assaulted by Fr Kevin O'Donnell whilst he was a student at Sacred Heart Primary School, Oakleigh and an altar boy at the Parish, between the years 1988-1992. You will recall that Fr Kevin O'Donnell was the perpetrator in the Foster Family claims.

I have reviewed all the Foster Family files. The files are identical. They all have a letter from Joe Bucci dated 18 November 2006, which states:

"As per our agreement with the Archdiocese of Melbourne in regard to O'Donnell claims"

There is a further letter on file from Lesley Hirten, dated 14 June 2007, that states that 50% of the costs incurred in relation to these claims are being reimbursed as *"per our agreement regarding the O'Donnell claims post 1958."*

It is apparent from Counsel's advice on the Foster files that there were complaints made about Fr O'Donnell's inappropriate behaviour in relation to children prior to the assaults on Emma and Katherine Foster.

However, none of the Foster files have a letter regarding indemnity or the "agreement" between CCI and the Archdioceses of Melbourne. It is apparent that the agreement was that CCI would pay 50% of Fr O'Donnell's claims post 1958. However, the terms of agreement are unknown.

I have searched the Common Special Issues S drive without success for an indemnity letter in the Foster claims. Would you know where I could find the terms of the agreement between CCI and the Archdioceses of Melbourne in respect of Fr O'Donnell's claims?

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Emma Fenby

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