



FILE NOTE

Date & Time: 18 August 2011, 9.54am

Telephone: Francis Moore, Business Manager, AD Melbourne

Telephone No: 9926 5636

Claim: AD Melbourne at **REDACTED** (Alleged perpetrator Fr Kevin O'Donnell) 2995306

Note:

- 1. Discussion with Marita Wright & Emma Fenby CCI.
- 2. Noted that he has raised the indemnity agreement (50/50) with regard to Fr Kevin O'Donnell claims.
- 3. Francis stated that it was not clear from the letters from 2004 from CCW and Peter Rush that the 50/50 spilt related to all future files. He was searching archives for the letters referred to in these letters.
- 4. Marita Wright stated that the Fr Kevin O'Donnell had been in place at her commencement with CCI. She noted that unfortunately such agreements were not necessarily legal drafted as we might today. Further, that if the AD of Melbourne wished to re-open the indemnity question re Fr O'Donnell, CCI would have to engage solicitors to investigate prior knowledge.
- 5. Francis said he just needed to satisfy himself.
- 6. Francis then said that Corrs would be the best firm to engage, as they had managed the Foster litigation, same offender.
- 7. Marita stated she was happy to engage Corrs. However, she was keen not to have the delays and issues that arose and were complained about in Foster. She stated that she was happy for the victims name to be suppressed and that she thought an assessment and a mediation soon thereafter was the best way forward.
- 8. I noted the publicity surrounding the Fosters claims and how they have been recently in the media calling for an enquiry into the churches handling of abuse claims.
- 9. Marita said that Corrs would need to be mindful of their fees, they are very expensive. Further, that they would have to provide reports that meet CCI standards, to ensure compliance with CCI's back end compliance. I am happy to email through to Francis the format.
- 10. Francis will advise Corrs that AD Melbourne consents to victims name being suppressed. He will set up a meeting with Corrs to discuss case management.
- 11. Francis will keep looking for the old correspondence on Fr O'Donnell. Marita asked if he was thus happy for CCI to reserve its position regarding indemnity then. Francis said yes.

Emma Fenby, Special Issues Case Manager