23 December 2011

Fr Kevin Saunders OP
Order of the Provincial
Dominican Province of the Assumption
St Dominic's Priory
816 Riversdale Road
CAMBERWELL VIC 3124

Dear Fr Kevin,

GCC **/FR DAVIS**

We refer to our discussions and interview with you earlier in the year, and apologise for the delay in reverting to you.

After our interview, we considered all of the documents which you provided to us both before and after that interview, reviewed the Policy documents.

We then reported to Catholic Church Insurances Ltd *("CCI")* on your entitlement to an indemnity in regard to the claim by GCC against the Dominican Fathers, in which the Claimant alleges that he was sexually abused by Fr Albert Davis whilst leaving in the REDACTED Parish (Diocese of Maitland, Newcastle) in 1977.

Having considered our report (based on all the relevant documentation and information provided), CCI has now accepted our recommendation that:-

- From December 1960, the Provincial of the Dominican Fathers (Fr O'Rorke) had sufficient relevant knowledge of Fr Davis' activities to constitute *"prior knowledge"* for the purposes of considering the obligation of CCI to indemnify the Dominican Fathers for incidents of sexual abuse involving Fr Davis perpetrated after December 1960.
- Notwithstanding this knowledge about his earlier conduct, Fr Davis was allowed to return to Ministry, where he later re-offended.
- Accordingly, the alleged abuse of GCC does not constitute an *"accident"* under the Policy.
- Therefore, the Dominican Fathers are not entitled to an indemnity from CCI under the Policy.

We have accordingly been instructed to inform you that CCI denies liability to indemnify the Dominican Fathers against the claim of GCC , and indeed denies indemnity in regard to any other incidents of sexual abuse involving Fr Davis perpetrated after December 1960.

Yours sincerely,

REDACTED

(Senior Partner)
MONAHAN + ROWELL

REDACTED