

11 October 2007

Father John Nestor

**PRIVATE AND CONFIDENTIAL**

REDACTED

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Dear Father Nestor,

In a letter dated 31 October 2006 you were informed that the Wollongong Diocese (the Diocese) had initiated an investigation under Part 3A of the *Ombudsman Act 1974* (the Act) to investigate allegations made against you in respect of your conduct that involved a number of children between 1989 and 1993.

In a second letter dated 23 January 2007 you were informed that the Diocese had appointed Kylie Starling and Harriet Stacey of Kamira Stacey Consulting to carry out this investigation.

It is necessary for the matters to be put to you as part of the Diocese's investigation and to ensure procedural fairness. Your response to each allegation will be considered together with other evidence available to determine if the conduct occurred and if so if it constitutes reportable conduct in accordance with the Act.

You are invited to respond to the allegations that are attached and marked as "Annexure 1". You have the opportunity to respond verbally and/or in writing.

I would like to formally interview you as part of the Diocese's investigation of these matters. The interview would be electronically recorded and you would be provided with a transcript of that interview as soon as practicable after the interview for you to review, verify the accuracy and sign the interview transcript.

If you do not choose to participate in an interview, you are asked to provide a written response to these allegations by **Friday 9 November 2007**.

In either circumstance, please contact me on receipt of this letter and advise me whether or not you agree to be interviewed so that a suitable time, date and location can be arranged.

If you have not responded to this letter or contacted me by **Friday 9 November 2007** I will interpret that as meaning that you do not wish to make any response to the allegations, either verbally or in writing.

Every effort must be made to maintain confidentiality and to ensure that there is no intimidation of any person involved. You are not to approach any person named or involved in the investigation of these confidential matters. You are welcome to nominate lines of inquiry as it will be the role of the authorised investigator to conduct any necessary further inquiry on behalf of the Diocese.

At the completion of this investigation I will provide to the Diocese an investigation report and my findings regarding the allegations. Please also be aware that at the conclusion of this proceeding and depending on the finding the proceeding may need to be notified to the Commission for Children and Young People (CCYP).

If you have any questions about this letter, please do not hesitate to contact me on (02) 82431133.

Yours sincerely

Kylie Starling  
Investigator