



Most Rev Peter William Ingham DD
Bishop of Wollongong

DECREE

PWI:mh/815005

Given at Wollongong

On this tenth day of September in the year 2008

On 27 August 2008, I directed that the preliminary investigation of a penal process be undertaken to examine the allegations of serious offences against Church law committed by Rev John Gerard Nestor. After a careful examination of these activities and the question of imputability and on the basis of the proofs which have now been gathered, it is clear that a process for declaring a penalty should be set in motion. It likewise appears that such a process is expedient in the light of canon 1341 as Fr John Nestor seems unable to accept his wrong-doing, and in view of the scandal and injustice which his actions have caused.

As required by canon 1718, I therefore decree that the preliminary investigation of this penal process be closed. Further, I hereby determine on the basis of the proofs which have been gathered, that the Acts of the Preliminary Investigation including the *Report of the Investigation of Allegation of Reportable Conduct* and any other material admissible by reason of association be forwarded to the Congregation for the Doctrine of the Faith for the direction of the Sacred Congregation as to the correct manner of proceeding.

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Most Rev Peter/W Ingham DD
 BISHOP OF WOLLONGONG

Rev Ron Peters
 NOTARY