

WALTER MADDEN JENKINS

SOLICITORS CONVEYANCERS AND ATTORNEYS
(FORMERLY COHEN AJAKA WALTER)



PARTNERS
Paul T. Walter LLB Dip Crim
Ronald A. Jenkins LLB
Kenneth J. Madden LLB
Accredited Specialist Criminal Law

ASSOCIATE
Mathew Trcharne Dip Law

Date:

28 September, 1999

Your Ref:

Our Ref:

KJM/99373.1C

Makinson & d'Apice
Solicitors
DX 296
SYDNEY
BY FACSIMILE: 9233 1550
ATTENTION: MR. BILL d'APICE

Dear Sir

RE: DIOCESE OF WOLLONGONG
F.R. JOHN NESTOR

Thank you for your letter dated 15 September 1999 in reply to ours dated 30 August 1999.

Thank you also for the report of the Professional Standards Resources Group (PSRG) dated 24 June 1998 signed by its convener, Mr. John Davoren. This document has never previously been made available to Fr Nestor.

The belated provision of the report of the PSRG unfortunately does not cure the failure to accord Fr. Nestor natural justice.

Our letter dated 30 August 1999 was written at a time when we were unaware of a decision of the Congregation of Clergy which touches this matter.

Fr Nestor instructs us that he does not wish at this stage to pursue his remedies under civil law, in circumstances where the matter may be more appropriately resolved for the good of the Church and of the Diocese under canon law.

We understand that the Most Rev P Wilson, Bishop of Wollongong, has been asked to enter in a dialogue with Fr Nestor with a view to reaching an accord.

Fr Nestor is of the opinion that further correspondence between Solicitors instructed on his behalf, and solicitors for the Diocese, would be inconsistent with the wishes of the Congregation, and subversive of a dialogue.

Level 5, 154 Elizabeth St., SYDNEY NSW 2000 Telephone (02) 9264-3711 Fax: (02) 9264-8440
DX 11596 SYDNEY DOWNTOWN



Liability is limited
by the Solicitors
Scheme

- 2 -

Accordingly, we have been instructed to take no further action in this matter so as to allow the proposed dialogue to take place.

Yours faithfully

WALTER MADDEN JENKINS

Per:

L. Holman

Signed on behalf of Mr. Ken Madden

Nest3.2C