

Diocese Of Wollongong

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8155/2001/pac

31 August 2001

Ms Martha Wegan
Procurator-Advocate
Via di Monserrato, 149
00186 ROMA
ITALIA

Dear Martha,

Thank you for your email of 12 August 2001 requesting a copy of the Acts of our case before the Apostolic Signatura.

Please find attached a photocopy of the relevant documentation of our case, arranged in the following order:

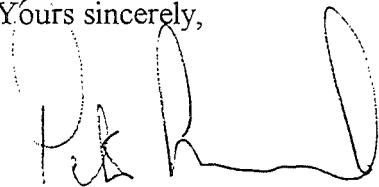
1. Correspondence with the S. Congregation for the Doctrine of the Faith concerning the status of the 1962 secret *Instructio de modo procedendi in causis sollicitationis* (as well as a photocopy of the Congregation's *Epistula* dated 18 May 2001 verifying the procedures outlined in the 1962 Instruction).
2. Letter from the S. Congregation for Clergy informing the Diocese of Fr Nestor's petition for recourse (Prot. N. 98002776 dated 12 December 1998).
3. The Diocese's response to the S. Congregation for Clergy (with accompanying documentation).
4. Correspondence with the Apostolic Nuncio to Australia.
5. Correspondence with the S. Congregation for Clergy acknowledging receipt of the Diocese's response.
6. Correspondence with the S. Congregation for Clergy and Fr Nestor concern with the Congregation's directive to seek dialogue.
7. The Decree of the S. Congregation for Clergy (Prot. N. 20001201); subsequent related correspondence with Fr Nestor; the Diocese's request for revocation of the Decree; and the Congregation's rejection of our request for revocation.
8. Correspondence with Fr Nestor concerned with financial remuneration.
9. Correspondence, and related documentation, with the Bishop of Peoria, USA, concerned with the possibility of an appointment for Fr Nestor in that Diocese.
10. Correspondence with the Apostolic Signatura lodging our appeal of the Decree of the S. Congregation for Clergy (as well as related correspondence between Archbishop Carroll, President of the Australia Catholic Bishops' Conference, and the Apostolic Signatura).
11. A copy of the document *Towards Healing*, whose procedures were followed in the action taken by the Diocese over Fr Nestor.

I have not included the documentation that led to the Diocese taking action against Fr Nestor in the first place. If you consider it might be of help in our case, I would be happy to send it to you.

Once you have had the opportunity to read the Acts, I will contact you to discuss the issues of the case and to explain any issues that are unclear to you. At this stage, I would simply wish to highlight to you the three reasons for our appeal, as outlined in our letter to the Apostolic Signatura (BJ/it/8155 dated 22/2/01) and to note that the documentation I have enclosed with this letter seeks to provide the justifications for these reasons.

Thank you again, Martha, for your assistance as our Advocate. If there are any matters you wish to clarify, please send me an email. Please note that I will be on annual leave from 21/9/01 to 14/10/01.

Yours sincerely,



Fr Peter A Comensoli
Chancellor

