

Lorraine Tobin

From: Father J G Nestor [REDACTED]
 Sent: Wednesday, 29 March 2006 2:44 PM
 To: Bishop Peter Ingham
 Subject: Re: Message from Bishop Peter Ingham

ar Bishop Ingham,

Thank you for your email. It contains a number of errors of fact. Firstly, the Decree issued by the Apostolic Signatura dated April 22, 2002, did not suspend the Decree of the Congregation for Clergy. As the former clearly states, it is but a PARTIAL suspension. It goes on to describe what is suspended: My immediate appointment to a pastoral position in the diocese of Wollongong (which had in any case been ignored by you contrary to the Decree of the Congregation for Clergy). As you are no doubt aware, restrictive Decrees must be interpreted strictly.

I explained all this at length in an earlier letter and your reply to that letter did not challenge my point. Silence implies consent but I see that after so long, you have now chosen to state this error once again.

Of course, you are free to apply to the Apostolic Signatura to have them issue the Decree which you have incoorectly proposed that they already issued. But to assert that a partial Decree is the same as a simple Decree leaves you open- with the greatest respect- to ridicule.

If you have difficulty in understanding the Decree of th Apostolic Signatura, I suggest you seek a clarification from them, though I am at a loss to understand how they could explain it any more clearly.

Given my repeated explanations, the clear Decree of the Apostolic Signatura and the two mentions in two sepearate Decrees of the Congregation of the Clergy of the need for Diocesan Officials to pay more attention to restoring my good name, I would consider it colummy if you were to repeat the misinformation contained in this regard in your email to me, to any other person.

My third request clearly asked for copies of all documents sent by yourself and other Diocesan officials or agencies, which are ABOUT me, not sent to me. You may well wish not to supply me with such documents and letters, but I suggest that you seek COMPETENT advice before making this decision.

Finally, I have had no cmmunication from Mr Abela, nor has any compensation been provided for my relocation.

With every good wish,

Fr John Nestor

----- Original Message Follows -----

From: "Bishop Peter Ingham" <bishop@woll.catholic.org.au>
 To: "Father J G Nestor"

[REDACTED]

Subject: Message from Bishop Peter Ingham.

Date: Fri, 24 Mar 2006 17:05:21 +1100

> Dear John
 >
 > Thank you for your email to inform me of your return to Australia.
 > Welcome home!
 >
 > You are aware, John, that your case is presently before the Apostolic
 > Signatura and both you and I await its decision.
 >
 > You are also aware that in a Decree dated 22 April 2002, the Signatura
 > suspended the Decree of the Congregation for the Clergy which means
 > that the Decree of the Bishop of Wollongong of 7 August 1998 remains
 > in force. By this latter Decree you are "restricted from celebrating

> the liturgy publicly ... This restriction applies to all places within
 > and without the Diocese ... [You] may apply for dispensations from
 > this Decree for grave reasons". I am sure you understand the
 > implications of this Decree,
 > John: pending the resolution of your case, I am unable to give you an
 > appointment or allow you to celebrate the liturgy publicly. This is
 > your canonical status at present.

> In relation to your accommodation and living arrangements, I have
 > delegated Mr Tony Abela, the Diocesan Financial Administrator, to
 > contact you. Tony will also arrange for a cheque to cover your
 > relocation costs of \$1450 USD.

> I have spoken with Fr Michael Williams, Clergy Remuneration Fund, in
 > relation to your health cover.
 > Michael advises that he will attend to the matter next week.

> In terms of your file, it is my understanding that you have copies of
 > my correspondence and that of Fr Bryan Jones and Bishop Wilson with
 > you. That correspondence also includes any other relevant documents.

> I wish you all the blessings of this Season of Grace.

> Yours fraternally

> Most Rev Peter W Ingham DD
 > BISHOP OF WOLLONGONG

> -----Original Message-----

> From: Father J G Nestor
 > [mailto:REDACTED] Sent:
 > Thursday, 23 March 2006 4:58 PM To: Bishop Peter Ingham
 > Subject: Fr johnNestor

> Dear Bishop Ingham,
 > As I suggested in a recent letter, being unable to work in the United
 > States because of your efforts, I have returned to Australia.
 > My immediate need is for accomodation. I am not sure if you wish me
 > to arrange this myself (as before I left for the United States in
 > 2001) with the diocese remitting the cost of rental, telephone etc
 > after I sent details of these expenses each month.
 > I have also incurred costs of about \$US 1450 in transport of myself
 > and personal effects back to Australia and I would ask that the
 > diocese cover this.
 > I would also appreciate your arranging with the appropriate person, to
 > have me covered by the diocese's medical and hospital scheme.
 > Now that I am back in Australia, I ask to be given a copy of my file
 > held by the diocese; I am particularly interested in all letters sent
 > concerning me (together with an annexures, reports etc) by the
 > diocese, its
 > officials and any of its agencies. As I have already
 > stated, it is not my intention to take any legal action against the
 > diocese or its officials or to expose any wrongdoing, and I want to
 > assure you that this is still my intention. However, I believe that
 > an openness in these matters will allow mutually agreeable
 > relationships.
 > Finally, I would ask that you clarify to the clergy of the diocese, my
 > canonical status, as at least one priest of the diocese believes I do
 > not have faculties (or are in some undefined canonical state which has
 > the same effect).
 > If there is any doubt in your own mind, might I respectfully refer
 > you to the Congregation for Clergy.
 > Allow me to take the opportunity of wishing you a fruitful Lenten
 > season.
 > Yours sincerely,
 > Fr John Nestor

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