

REVIEW OF INTELLIGENCE FILE
OMBUDSMAN/POLICE REPORTABLE

Intelligence No:**Accused No:****DATE OF REVIEW:****COMPLAINANT'S NAME:**

ACJ

GENDER: Male**HAS COMPLAINANT BEEN ADVISED OF HIS RIGHTS TO GO TO THE POLICE?** Not known (historical matter)**COMPLAINANT'S DOB:**

REDACTED

ACCUSED FULL NAME: Br KOSTKA (John CHUTE)**Address:** NSW**DOB:** 13.06.1932**DOD:** N/A**RESPONSIBLE CHURCH AUTHORITY:** Marist Brothers**DATE REPORTED:** 1987**OMBUDSMAN REPORTABLE:** N/A**POLICE REPORTABLE:** Complainant did not want matter to go to Police. Matter dealt with through civil action and Deed of Release in 2012. Porters Lawyers**OFFENCE DETAILS****Date/Year Range:** 1977-1978**Location of offence:** Marist College, Pearce, ACT**Brief Narrative:**

Brother Kostka (John Chute) allegedly sexually assaulted the complainant on 6 or 7 occasions – taking the complainant into his office at the school and sexually assaulting him by rubbing his (Kostka's) groin against the complainant's groin. On some of those occasions, Br Kostka also touched the complainant's penis and testicles.

Brother Kostka served a sentence in the ACT regarding sexual assault matters unrelated to the ACJ matters. He is currently living in a retirement village and is currently on a bond in NSW (approval to live in NSW)

REASONS NOT REPORTABLE: Br Kostka not in employment at the time of the report**DATE OF FIRST INTELLIGENCE BY CHURCH AUTHORITY:****DATE SENT TO PSO:** 24/06/2013**WAS ACCUSED AN EMPLOYEE:** No. Not at time of report.**CHILD RELATED EMPLOYMENT:** No. Not at time of report**REPORT BY OTHER:****PSO ACTION:**

Norm Maroney
 Provincial Provincial Standards Officer (Marist Brothers)
 24.06.2013