

Form 16 (version 1)  
Rules 17.3 and 17.4

### NOTICE TO ADMIT FACTS

#### COURT DETAILS

Court	Supreme Court of NSW
Division	Common Law Division
Registry	Sydney
Case number	20308 of 2004

#### TITLE OF PROCEEDINGS

First Plaintiff	JOHN ANDREW ELLIS
Number of plaintiffs	1
First defendant	<b>HIS EMINENCE GEORGE CARDINAL PELL FOR AND ON BEHALF OF THE ROMAN CATHOLIC ARCHDIOCESE OF SYDNEY</b>
Number of defendants	3

#### FILED DETAILS

Filed for	<b>PLAINTIFF</b>
Address	<b>David Begg &amp; Associates</b> Solicitors Suite 1404, Level 14 14 Martin Place Sydney NSW 2000 Ph: (02) 9232 5377 Fax: (02) 9232 5388 Ref: ELL: 114/04

#### NOTICE TO SECOND DEFENDANT

The Plaintiff requires the Second Defendant to admit, for the purpose of the proceedings only, the following facts:

1. That the third defendant was at all relevant times engaged by the second defendant as a priest in the service of the Roman Catholic Church in the Archdiocese of Sydney. ?
2. That the second defendant at all relevant times constituted the entity which the Roman Catholic Church in the Archdiocese of Sydney adopted and put forward as the permanent corporate entity legally responsible for the acts and omissions of the Archbishop from time to time, and his subordinates. *Canadian autonomous entity.*
3. That at all material times the second defendant had the care, control and management of Christ the King Parish at Bass Hill, St Mary's Cathedral, St Catherine Laboure's

parish at Gymea and St Josephs parish at Camperdown.

4. That between 1974 and 1979, the plaintiff was an altar server in Christ the King Parish at Bass Hill.
5. That the third defendant sexually abused the plaintiff between 1975 and 1987 as set out in paragraphs (a) and (b) of the particulars to paragraph 16 of the Amended Statement of Claim in these proceedings.

**SIGNATURE**

Signature of solicitor

Name

DAVID BEGG

Solicitor for plaintiff

Date

**HOW TO RESPOND**

If you do not, within 14 days after service of this notice on you, serve a notice on the plaintiff disputing any fact in this notice, that fact will, for the purpose of these proceedings, be admitted by you in favour of the plaintiff.

**PARTY DETAILS**

**Parties to the proceedings**

**PLAINTIFF**

JOHN ANDREW ELLIS

**DEFENDANTS**

HIS EMINENCE GEORGE CARDINAL  
PELL FOR AND ON BEHALF OF THE  
ROMAN CATHOLIC CHURCH IN THE  
ARCHDIOCESE OF SYDNEY  
**FIRST DEFENDANT**

THE TRUSTEES OF THE ROMAN  
CATHOLIC CHURCH FOR THE  
ARCHDIOCESE OF SYDNEY  
**SECOND DEFENDANT**

AIDAN DUGGAN OSB  
**THIRD DEFENDANT**