

DK

- PHONE 18TH FEBRUARY 2010

I spoke at length with DK regarding his complaint about Brother Ross Murrin and his search for mediation and healing. He reiterated that he does not want to be part of the formal legal solution and would prefer lawyers not to be involved. I have suggested to him that we strongly recommend a lawyer at least view the Deed of Release statement when that point is reached and if he was happy to have a lawyer in the mediation meeting we would be very happy with that. I offered to pay for the moderate costs of a lawyer for such attendance at the meeting and also viewing the DOR.

We discussed his meeting with Brothers Gerald, Peter Rodney and Andrew. He is aware that Peter Rodney is overseas and is happy to speak to him when he returns. In the meantime he is very keen to meet with Gerald and Andrew in the same conversation with a mediator present as soon as possible. We discussed the possibility of meeting with them on a Tuesday and then proceeding with the mediation formalities either the same day or the next day Wednesday. He did not feel that this was any additional pressure for him to have these meetings adjacent.

He does not feel quite the same need to speak to Michael Green as he knows he can ring him anytime. He will receive a copy of the Student Protection Policy for the Diocese of Cairns which the College at St Augustine uses for responses to such matters.

We discussed the question of 'cash compensation' which he referred to. I referred him to the Towards Healing document and pointed out that the Towards Healing protocol does not use terms such as compensation and reparation but does approach the question of financial settlement which is often involved as a gesture of healing. It is neither a court of law nor a workers compensation claim as such. He is happy to read up on this matter. I also indicated that the question of future psychological or psychiatric help would be part of the discussion of the overall settlement and probably included in any monetary figure that is named.

We spoke at length about the history of abuse in the Church and present attempts to resolve that in a professional and pastoral way by the Church and by the Marist Brothers. This was a positive discussion. DK indicated that he really just wants to try and let go of some of the anger he felt at the treatment that he saw as unjust and abusive when he was at SAC and also to resolve a matter of deceived unfair treatment from Brothers who taught him at the time. His wife is due to give birth in the near future and he would like to have these matters finalised before that time if possible. He also knows from his professional experience as a public accountant that there are steps to take. I also indicated that should there be basic disagreement on certain issues or from people who are accused that it may be necessary to have an external assessment. Likewise he indicated that if it was seen as necessary he was happy to have a psychological assessment.

I am presently in consultation with Joe Bucci of CCI as to how we might proceed with this claim. It is not clear yet whether CCI is happy for the Marist Brothers with Michael Salmon as mediator to proceed towards resolution with an indication of the quantum for settlement from CCI or whether or not CCI insist on participating in the mediation process themselves. There have already been a number of settlements regarding issues with Ross Murrin by other complainants. CCI have covered settlements such as REDACT

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