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15 CARDINAL NORBERTO RIVERA AND THE
16 DIOCESE OF TEHUACAN

17 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
18 **COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

19 JOAQUIN AGUILAR MENDEZ,

20 Plaintiff,

21 v.

22 CARDINAL ROGER MAHONY, THE
23 ROMAN CATHOLIC ARCHBISHOP OF LOS
24 ANGELES, A CORPORATION SOLE,
25 CARDINAL NORBERTO RIVERA, THE
26 DIOCESE OF TEHUACAN, FATHER
27 NICHOLAS AGUILAR DOES 1-100,

28 Defendants.

Case No. BC358718

**DEFENDANT CARDINAL NORBERTO
RIVERA'S RESPONSES TO
PLAINTIFF'S INTERROGATORIES
REGARDING JURISDICTION**

PROPOUNDING PARTY: Plaintiff Joaquin Aguilar Mendez

RESPONDING PARTY: Defendant Cardinal Norberto Rivera

SET NUMBER: One [Nos. 1 - 46]

Defendant Cardinal Norberto Rivera hereby responds to Plaintiff' First Set of Special Interrogatories (collectively, the "Interrogatories," individually, an "Interrogatory) as follows:

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1 2. Cardinal Rivera objects to the Interrogatories to the extent they seek information
2 unrelated to the issue of whether California courts may lawfully exercise jurisdiction over
3 Cardinal Rivera, for which purpose the Court granted limited discovery.

4 3. Notwithstanding the objection raised in Paragraph 2, Cardinal Rivera objects to each
5 Interrogatory to the extent it seeks information that is neither relevant to the subject matter
6 involved in this action nor reasonably calculated to lead to the discovery of admissible evidence.

7 4. Cardinal Rivera objects to each Interrogatory insofar as it assumes facts that are not
8 in evidence. Cardinal Rivera does not admit or agree with any explicit or implicit assumption
9 made by Plaintiff in these Interrogatories.

10 5. Cardinal Rivera objects to each Interrogatory insofar as it seeks to impose upon
11 Cardinal Rivera obligations that exceed the requirements of the California Code of Civil
12 Procedure. Cardinal Rivera's responses will be in accordance with the Code's requirements.
13 Specifically, but without limitation, Cardinal Rivera objects to the attempted imposition of a
14 continuing duty on the part of Cardinal Rivera to amend or modify his responses to the
15 Interrogatories. Such a continuing duty is contrary to Section § 2030.060(g) of the California
16 Code of Civil Procedure.

17 6. Cardinal Rivera objects to the definition of "YOU" and "YOUR" included in the
18 Interrogatories on the ground that it is overly broad, compound, unduly burdensome, oppressive,
19 vague and ambiguous. Cardinal Rivera further objects to this definition to the extent it implies
20 an agency or employment relationship where none exists in fact or in law. Cardinal Rivera
21 further objects to this definition to the extent it improperly seeks information regarding third
22 parties. Cardinal Rivera will respond on behalf of himself only, in his individual capacity and in
23 his former capacity as Bishop of Defendant the Diocese of Tehuacan.

24 In addition to the above-stated objections to all of the Interrogatories in general, Cardinal
25 Rivera also asserts objections to specific Interrogatories, as indicated and explained below.

26 **RESPONSES TO INTERROGATORIES**

27 **INTERROGATORY NO. 1:**

28 Identify all persons answering these interrogatories or who was consulted in order to

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1 answer the question, the questions they answered or consulted on and their association and/or
2 position with Cardinal Rivera.

3 **RESPONSE TO INTERROGATORY NO. 1:**

4 Cardinal Rivera incorporates by reference his Preliminary Statement and General
5 Objections set forth above. Cardinal Rivera further objects to this Interrogatory because it is
6 compound in contravention of Section 2030.060(f) of the California Code of Civil Procedure.
7 Subject to and without waiving his objections, Cardinal Rivera responds as follows:

8 The following persons answered and/or consulted in answering the Interrogatories:
9 Cardinal Rivera; Counsel for Cardinal Rivera; and Padre Hugo Baldemar Romero Ascencion.

10 **INTERROGATORY NO. 2:**

11 Has Cardinal Rivera ever been personally present in California, United States of
12 America?

13 **RESPONSE TO INTERROGATORY NO. 2:**

14 Cardinal Rivera incorporates by reference his Preliminary Statement and General
15 Objections set forth above. Cardinal Rivera further objects to the term "personally present" as
16 vague and misleading. Subject to and without waiving his objections, Cardinal Rivera responds
17 as follows:

18 Cardinal Rivera has been physically present in the State of California.

19 **INTERROGATORY NO. 3:**

20 If Cardinal Rivera has been personally present in California, United States of America,
21 please state the dates that Cardinal Rivera has been personally present in California, United
22 States of America.

23 **RESPONSE TO INTERROGATORY NO. 3:**

24 Cardinal Rivera incorporates by reference his Preliminary Statement and General
25 Objections set forth above. Cardinal Rivera further objects to the term "personally present" as
26 vague, ambiguous and misleading. Subject to and without waiving his objections, Cardinal
27 Rivera responds as follows:

28 To the best of his recollection, Cardinal Rivera physically entered the State of California

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1 on three occasions during his lifetime. Cardinal Rivera does not recall the precise dates of those
2 visits. Cardinal Rivera's most recent trip to California occurred at least ten years ago. Cardinal
3 Rivera's first visit to California occurred at least twenty years ago. In between those two trips,
4 Cardinal Rivera physically entered California on one other occasion, the date(s) of which he does
5 not recall.

6 **INTERROGATORY NO. 4:**

7 If Cardinal Rivera has been personally present in California, United States of America
8 please state the location(s) where he was personally present.

9 **RESPONSE TO INTERROGATORY NO. 4:**

10 Cardinal Rivera incorporates by reference his Preliminary Statement and General
11 Objections set forth above. Cardinal Rivera further objects to the term "personally present" as
12 vague, ambiguous and misleading. Subject to and without waiving his objections, Cardinal
13 Rivera responds as follows:

14 On his first visit to California (at least twenty years ago), Cardinal Rivera visited Disney
15 Land in Anaheim, California. On his most recent visit to California (at least ten years ago),
16 Cardinal Rivera passed through Los Angeles, California on his way to Las Vegas, Nevada. In
17 the interim, Cardinal Rivera Cardinal Rivera visited Los Angeles, California.

18 **INTERROGATORY NO. 5:**

19 If Cardinal Rivera has been personally present in California, United States of America
20 please state the purpose which brought him to California, United States of America.

21 **RESPONSE TO INTERROGATORY NO. 5:**

22 Cardinal Rivera incorporates by reference his Preliminary Statement and General
23 Objections set forth above. Cardinal Rivera further objects to the term "personally present" as
24 vague, ambiguous and misleading. Cardinal Rivera further objects to this Interrogatory because
25 it is overly broad, unduly burdensome and oppressive, and it imposes an unreasonable burden
26 and expense upon Cardinal Rivera. Subject to and without waiving his objections, Cardinal
27 Rivera responds as follows:

28 For each of Cardinal Rivera's visits to California, the purposes for which he visited

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1 California were to vacation and/or to visit friends and/or relatives. Cardinal Rivera has never
2 been to California for the purpose of conducting business on behalf of Defendant the Diocese of
3 Tehuacan or for the Roman Catholic Church. On his first visit to California (at least twenty
4 years ago), Cardinal Rivera visited Disney Land in Anaheim, California. At least ten years ago,
5 Cardinal Rivera flew to Las Vegas, Nevada in order to attend a conference and/or convention;
6 Cardinal Rivera's flight laid over in Los Angeles, California. In the interim, Cardinal Rivera
7 visited a terminally ill cousin in Los Angeles, California.

8 **INTERROGATORY NO. 6:**

9 If Cardinal Rivera has been personally present in California, United States of America
10 please state the individual(s) who accompanied him.

11 **RESPONSE TO INTERROGATORY NO. 6:**

12 Cardinal Rivera incorporates by reference his Preliminary Statement and General
13 Objections set forth above. Cardinal Rivera further objects to the term "personally present" as
14 vague, ambiguous and misleading. Subject to and without waiving his objections, Cardinal
15 Rivera responds as follows:

16 On his first visit to California (at least twenty years ago), a brother or cousin
17 accompanied Cardinal Rivera. Cardinal Rivera was unaccompanied on his other two visits to
18 California.

19 **INTERROGATORY NO. 7:**

20 If Cardinal Rivera has been personally present in California, United States of America
21 please describe every document which evidence his trip(s) to California, including but not
22 limited to itinerary(ies), travel documents, visa applications etc.

23 **RESPONSE TO INTERROGATORY NO. 7:**

24 Cardinal Rivera incorporates by reference his Preliminary Statement and General
25 Objections set forth above. Cardinal Rivera further objects to the term "personally present" as
26 vague, ambiguous and misleading. Subject to and without waiving his objections, Cardinal
27 Rivera responds as follows:

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1 After a reasonably diligent search, Cardinal Rivera has not located any documents within
2 his possession, custody or control that are responsive to this Interrogatory.

3 **INTERROGATORY NO. 8:**

4 If Cardinal Rivera has been personally present in California, United States of America
5 please identify each and every instrumentality of the Catholic Church with whom he had
6 personal contact while in California, United States of America.

7 **RESPONSE TO INTERROGATORY NO. 8:**

8 Cardinal Rivera incorporates by reference his Preliminary Statement and General
9 Objections set forth above. Cardinal Rivera further objects to the terms "personally present" and
10 "instrumentality" as vague, ambiguous and misleading. Cardinal Rivera further objects to this
11 Interrogatory because it is overly broad, unduly burdensome and oppressive, and it imposes an
12 unreasonable burden and expense upon Cardinal Rivera. Cardinal Rivera further objects to this
13 Interrogatory because it seeks information that is neither relevant to the subject matter involved
14 in this action nor reasonably calculated to lead to the discovery of admissible evidence. Cardinal
15 Rivera further objects to this Interrogatory because it is harassing, burdensome and duplicative of
16 other Interrogatories (e.g., Interrogatory No. 9). Subject to and without waiving his objections,
17 Cardinal Rivera responds as follows:

18 Cardinal Rivera has never been to California for the purpose of conducting business on
19 behalf of Defendant the Diocese of Tehuacan or for the Roman Catholic Church. As such,
20 Cardinal Rivera did not conduct any business with any employees of the Roman Catholic Church
21 in California while visiting California. To his knowledge, Cardinal Rivera did not have any
22 contact with any employees of the Roman Catholic Church in California while in the State of
23 California.

24 **INTERROGATORY NO. 9:**

25 If Cardinal Rivera has been personally present in California, United States of America
26 please identify each and every representatives from California, including priests, bishops,
27 cardinals, brothers, or clerics with whom he had contact while in California, United States of
28 America.

1 **RESPONSE TO INTERROGATORY NO. 9:**

2 Cardinal Rivera incorporates by reference his Preliminary Statement and General
3 Objections set forth above. Cardinal Rivera further objects to the term "personally present" as
4 vague, ambiguous and misleading. Cardinal Rivera further objects to this Interrogatory because
5 it is overly broad, unduly burdensome and oppressive, and it imposes an unreasonable burden
6 and expense upon Cardinal Rivera. Cardinal Rivera further objects to this Interrogatory because
7 it seeks information that is neither relevant to the subject matter involved in this action nor
8 reasonably calculated to lead to the discovery of admissible evidence. Cardinal Rivera further
9 objects to this Interrogatory because it is harassing, burdensome and duplicative of other
10 Interrogatories (e.g., Interrogatory No. 8). Subject to and without waiving his objections,
11 Cardinal Rivera responds as follows:

12 Cardinal Rivera has never been to California for the purpose of conducting business on
13 behalf of Defendant the Diocese of Tehuacan or for the Roman Catholic Church. As such,
14 Cardinal Rivera did not conduct any business with any employees of the Roman Catholic Church
15 in California while visiting California. To his knowledge, Cardinal Rivera did not have any
16 contact with any employees of the Roman Catholic Church in California while in the State of
17 California.

18 **INTERROGATORY NO. 10:**

19 If Cardinal Rivera has been personally present in California, United States of America,
20 please describe each and every Activity associated with any instrumentality of the Catholic
21 Church in which Cardinal Rivera participated while in California, United States of America.

22 **RESPONSE TO INTERROGATORY NO. 10:**

23 Cardinal Rivera incorporates by reference his Preliminary Statement and General
24 Objections set forth above. Cardinal Rivera further objects to the terms "personally present,"
25 "instrumentality," and "Activity" as vague, ambiguous and misleading. Cardinal Rivera further
26 objects to this Interrogatory because it is overly broad, unduly burdensome and oppressive, and it
27 imposes an unreasonable burden and expense upon Cardinal Rivera. Cardinal Rivera further
28 objects to this Interrogatory because it seeks information that is neither relevant to the subject

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1 matter involved in this action nor reasonably calculated to lead to the discovery of admissible
2 evidence. Subject to and without waiving his objections, Cardinal Rivera responds as follows:

3 Cardinal Rivera has never been to California for the purpose of conducting business on
4 behalf of Defendant the Diocese of Tehuacan or for the Roman Catholic Church. During his
5 visits to California, Cardinal Rivera did not participate in any activities or functions of the
6 Roman Catholic Church, other than to attend Mass with the friends and/or relatives with whom
7 Cardinal Rivera visited.

8 **INTERROGATORY NO. 11:**

9 Is Cardinal Rivera aware that Nicholas Aguilar became associated with the Roman
10 Catholic Archbishop of Los Angeles, A Corporation Sole?

11 **RESPONSE TO INTERROGATORY NO. 11:**

12 Cardinal Rivera incorporates by reference his Preliminary Statement and General
13 Objections set forth above. Cardinal Rivera further objects to the phrase "became associated
14 with" as vague, ambiguous and misleading. Subject to and without waiving his objections,
15 Cardinal Rivera responds as follows:

16 Cardinal Rivera has no actual knowledge of any association between Defendant Father
17 Nicholas Aguilar ("Fr. Aguilar") and the Roman Catholic Archbishop of Los Angeles. On
18 information and belief, Fr. Aguilar interacted with the Archdiocese of Los Angeles during 1987
19 and 1988. On January 27, 1987, Fr. Aguilar tendered his irrevocable resignation from the
20 Diocese of Tehuacan where Cardinal Rivera then presided as Bishop. That same day, Cardinal
21 Rivera wrote a letter to Cardinal Roger Mahony indicating that, for reasons of family and health,
22 Fr. Aguilar desired to work for one year in Los Angeles. On March 12, 1987, Fr. Aguilar wrote
23 to Cardinal Rivera requesting, among other things, that Cardinal Rivera correspond
24 confidentially with Cardinal Mahony and Vicar Thomas Curry regarding the reasons why Fr.
25 Aguilar sought work in Los Angeles. On March 23, 1987, Cardinal Rivera wrote to Cardinal
26 Mahony and Vicar Curry confidentially and explained that Fr. Aguilar's departure from the
27 Diocese of Tehuacan stemmed from a physical assault on Fr. Aguilar and that there were
28 unproven accusations of homosexuality against Fr. Aguilar. That same day, Cardinal Rivera

1 wrote to Fr. Aguilar to confirm that Cardinal Rivera had sent the confidential letter. On
2 December 20, 1987, Fr. Aguilar wrote Cardinal Rivera to request permission to work in the Los
3 Angeles Archdiocese permanently (Cardinal Rivera did not respond to Fr. Aguilar's request of
4 December 20, 1987). On January 11, 1988, Vicar Curry wrote Cardinal Rivera to explain that
5 Fr. Aguilar had been accused of acting inappropriately towards children and that, as a result, his
6 permission to serve in the Los Angeles Archdiocese had been withdrawn. On February 23, 1988,
7 Vicar Curry wrote to Cardinal Rivera enclosing a Los Angeles Times article pertaining to Fr.
8 Aguilar and requesting that Cardinal Rivera urge Fr. Aguilar to return to California, if Cardinal
9 Rivera knew of Fr. Aguilar's whereabouts. On March 4, 1988, Cardinal Mahony wrote Cardinal
10 Rivera requesting information as to Fr. Aguilar's relatives. On March 17, 1988 Cardinal Rivera
11 wrote Cardinal Mahony confidentially, stating that he was unaware of Fr. Aguilar's whereabouts
12 and providing information as to Fr. Aguilar's relatives and employment history. Cardinal Rivera
13 also referred Cardinal Mahony to the confidential letter of March 23, 1987. On March 30, 1988,
14 Cardinal Mahony wrote Cardinal Rivera and stated that he had never received the confidential
15 letter of March 23, 1987.

16 **INTERROGATORY NO. 12:**

17 If Cardinal Rivera is aware that Nicholas Aguilar became associated with the Roman
18 Catholic Archbishop of Los Angeles, A Corporation Sole, please state when Cardinal Rivera first
19 became aware of the association.

20 **RESPONSE TO INTERROGATORY NO. 12:**

21 Cardinal Rivera incorporates by reference his Preliminary Statement and General
22 Objections set forth above. Cardinal Rivera further objects to the phrase "became associated
23 with" as vague, ambiguous and misleading. Subject to and without waiving his objections,
24 Cardinal Rivera responds as follows:

25 Cardinal Rivera has no actual knowledge of any association between Fr. Aguilar and the
26 Roman Catholic Archbishop of Los Angeles. On information and belief, Fr. Aguilar interacted
27 with the Archdiocese of Los Angeles during 1987 and 1988. On January 27, 1987, Fr. Aguilar
28 tendered his irrevocable resignation from the Diocese of Tehuacan where Cardinal Rivera then

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1 presided as Bishop. That same day, Cardinal Rivera wrote a letter to Cardinal Roger Mahony
2 indicating that, for reasons of family and health, Fr. Aguilar desired to work for one year in Los
3 Angeles. On March 12, 1987, Fr. Aguilar wrote to Cardinal Rivera requesting, among other
4 things, that Cardinal Rivera correspond confidentially with Cardinal Mahony and Vicar Thomas
5 Curry regarding the reasons why Fr. Aguilar sought work in Los Angeles. On March 23, 1987,
6 Cardinal Rivera wrote to Cardinal Mahony and Vicar Curry confidentially and explained that Fr.
7 Aguilar's departure from the Diocese of Tehuacan stemmed from a physical assault on Fr.
8 Aguilar and that there were unproven accusations of homosexuality against Fr. Aguilar. That
9 same day, Cardinal Rivera wrote to Fr. Aguilar to confirm that Cardinal Rivera had sent the
10 confidential letter. On December 20, 1987, Fr. Aguilar wrote Cardinal Rivera to request
11 permission to work in the Los Angeles Archdiocese permanently (Cardinal Rivera did not
12 respond to Fr. Aguilar's request of December 20, 1987). On January 11, 1988, Vicar Curry
13 wrote Cardinal Rivera to explain that Fr. Aguilar had been accused of acting inappropriately
14 towards children and that, as a result, his permission to serve in the Los Angeles Archdiocese
15 had been withdrawn. On February 23, 1988, Vicar Curry wrote to Cardinal Rivera enclosing a
16 Los Angeles Times article pertaining to Fr. Aguilar and requesting that Cardinal Rivera urge Fr.
17 Aguilar to return to California, if Cardinal Rivera knew of Fr. Aguilar's whereabouts. On March
18 4, 1988, Cardinal Mahony wrote Cardinal Rivera requesting information as to Fr. Aguilar's
19 relatives. On March 17, 1988 Cardinal Rivera wrote Cardinal Mahony confidentially, stating
20 that he was unaware of Fr. Aguilar's whereabouts and providing information as to Fr. Aguilar's
21 relatives and employment history. Cardinal Rivera also referred Cardinal Mahony to the
22 confidential letter of March 23, 1987. On March 30, 1988, Cardinal Mahony wrote Cardinal
23 Rivera and stated that he had never received the confidential letter of March 23, 1987.

24 **INTERROGATORY NO. 13:**

25 If Cardinal Rivera is aware that Nicholas Aguilar became associated with the Roman
26 Catholic Archbishop of Los Angeles, A Corporation Sole, please state how Cardinal Rivera first
27 became aware of the association.
28

1 **RESPONSE TO INTERROGATORY NO. 13:**

2 Cardinal Rivera incorporates by reference his Preliminary Statement and General
3 Objections set forth above. Cardinal Rivera further objects to the phrase "became associated
4 with" as vague, ambiguous and misleading. Cardinal Rivera further objects to this Interrogatory
5 because it is harassing, burdensome and duplicative of other Interrogatories (e.g., Interrogatory
6 No. 12). Subject to and without waiving his objections, Cardinal Rivera responds as follows:

7 Cardinal Rivera has no actual knowledge of any association between Fr. Aguilar and the
8 Roman Catholic Archbishop of Los Angeles. On information and belief, Fr. Aguilar interacted
9 with the Archdiocese of Los Angeles during 1987 and 1988. On January 27, 1987, Fr. Aguilar
10 tendered his irrevocable resignation from the Diocese of Tehuacan where Cardinal Rivera then
11 presided as Bishop. That same day, Cardinal Rivera wrote a letter to Cardinal Roger Mahony
12 indicating that, for reasons of family and health, Fr. Aguilar desired to work for one year in Los
13 Angeles. On March 12, 1987, Fr. Aguilar wrote to Cardinal Rivera requesting, among other
14 things, that Cardinal Rivera correspond confidentially with Cardinal Mahony and Vicar Thomas
15 Curry regarding the reasons why Fr. Aguilar sought work in Los Angeles. On March 23, 1987,
16 Cardinal Rivera wrote to Cardinal Mahony and Vicar Curry confidentially and explained that Fr.
17 Aguilar's departure from the Diocese of Tehuacan stemmed from a physical assault on Fr.
18 Aguilar and that there were unproven accusations of homosexuality against Fr. Aguilar. That
19 same day, Cardinal Rivera wrote to Fr. Aguilar to confirm that Cardinal Rivera had sent the
20 confidential letter. On December 20, 1987, Fr. Aguilar wrote Cardinal Rivera to request
21 permission to work in the Los Angeles Archdiocese permanently (Cardinal Rivera did not
22 respond to Fr. Aguilar's request of December 20, 1987). On January 11, 1988, Vicar Curry
23 wrote Cardinal Rivera to explain that Fr. Aguilar had been accused of acting inappropriately
24 towards children and that, as a result, his permission to serve in the Los Angeles Archdiocese
25 had been withdrawn. On February 23, 1988, Vicar Curry wrote to Cardinal Rivera enclosing a
26 Los Angeles Times article pertaining to Fr. Aguilar and requesting that Cardinal Rivera urge Fr.
27 Aguilar to return to California, if Cardinal Rivera knew of Fr. Aguilar's whereabouts. On March
28 4, 1988, Cardinal Mahony wrote Cardinal Rivera requesting information as to Fr. Aguilar's

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1 relatives. On March 17, 1988 Cardinal Rivera wrote Cardinal Mahony confidentially, stating
2 that he was unaware of Fr. Aguilar's whereabouts and providing information as to Fr. Aguilar's
3 relatives and employment history. Cardinal Rivera also referred Cardinal Mahony to the
4 confidential letter of March 23, 1987. On March 30, 1988, Cardinal Mahony wrote Cardinal
5 Rivera and stated that he had never received the confidential letter of March 23, 1987.

6 **INTERROGATORY NO. 14:**

7 If Cardinal Rivera is aware that Nicholas Aguilar became associated with the Roman
8 Catholic Archbishop of Los Angeles, A Corporation Sole, please identify the individual who first
9 informed Cardinal Rivera of the association.

10 **RESPONSE TO INTERROGATORY NO. 14:**

11 Cardinal Rivera incorporates by reference his Preliminary Statement and General
12 Objections set forth above. Cardinal Rivera further objects to the phrase "became associated
13 with" as vague, ambiguous and misleading. Subject to and without waiving his objections,
14 Cardinal Rivera responds as follows:

15 Cardinal Rivera has no actual knowledge of any association between Fr. Aguilar and the
16 Roman Catholic Archbishop of Los Angeles. On information and belief, Fr. Aguilar interacted
17 with the Archdiocese of Los Angeles during 1987 and 1988. On January 27, 1987, Fr. Aguilar
18 tendered his irrevocable resignation from the Diocese of Tehuacan where Cardinal Rivera then
19 presided as Bishop. That same day, Cardinal Rivera wrote a letter to Cardinal Roger Mahony
20 indicating that, for reasons of family and health, Fr. Aguilar desired to work for one year in Los
21 Angeles. On March 12, 1987, Fr. Aguilar wrote to Cardinal Rivera requesting, among other
22 things, that Cardinal Rivera correspond confidentially with Cardinal Mahony and Vicar Thomas
23 Curry regarding the reasons why Fr. Aguilar sought work in Los Angeles. On March 23, 1987,
24 Cardinal Rivera wrote to Cardinal Mahony and Vicar Curry confidentially and explained that Fr.
25 Aguilar's departure from the Diocese of Tehuacan stemmed from a physical assault on Fr.
26 Aguilar and that there were unproven accusations of homosexuality against Fr. Aguilar. That
27 same day, Cardinal Rivera wrote to Fr. Aguilar to confirm that Cardinal Rivera had sent the
28 confidential letter. On December 20, 1987, Fr. Aguilar wrote Cardinal Rivera to request

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1 permission to work in the Los Angeles Archdiocese permanently (Cardinal Rivera did not
2 respond to Fr. Aguilar's request of December 20, 1987). On January 11, 1988, Vicar Curry
3 wrote Cardinal Rivera to explain that Fr. Aguilar had been accused of acting inappropriately
4 towards children and that, as a result, his permission to serve in the Los Angeles Archdiocese
5 had been withdrawn. On February 23, 1988, Vicar Curry wrote to Cardinal Rivera enclosing a
6 Los Angeles Times article pertaining to Fr. Aguilar and requesting that Cardinal Rivera urge Fr.
7 Aguilar to return to California, if Cardinal Rivera knew of Fr. Aguilar's whereabouts. On March
8 4, 1988, Cardinal Mahony wrote Cardinal Rivera requesting information as to Fr. Aguilar's
9 relatives. On March 17, 1988 Cardinal Rivera wrote Cardinal Mahony confidentially, stating
10 that he was unaware of Fr. Aguilar's whereabouts and providing information as to Fr. Aguilar's
11 relatives and employment history. Cardinal Rivera also referred Cardinal Mahony to the
12 confidential letter of March 23, 1987. On March 30, 1988, Cardinal Mahony wrote Cardinal
13 Rivera and stated that he had never received the confidential letter of March 23, 1987.

14 **INTERROGATORY NO. 15:**

15 Has Cardinal Rivera ever have a conversation(s) with an officer, director or managing
16 agent of the Roman Catholic Archbishop of Los Angeles, A Corporation Sole, regarding
17 Nicholas Aguilar?

18 **RESPONSE TO INTERROGATORY NO. 15:**

19 Cardinal Rivera incorporates by reference his Preliminary Statement and General
20 Objections set forth above. Subject to and without waiving his objections, Cardinal Rivera
21 responds as follows:

22 Cardinal Rivera has had no oral communications with an officer, director or managing
23 agent of the Roman Catholic Archbishop of Los Angeles regarding Fr. Aguilar.

24 **INTERROGATORY NO. 16:**

25 If Cardinal Rivera did have a conversation(s) with an officer, director, or managing agent
26 of the Roman Catholic Archbishop of Los Angeles, A Corporation Sole, regarding Nicholas
27 Aguilar, please identify each officer, director, or managing agent with whom he had the
28 conversation(s).

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1 **RESPONSE TO INTERROGATORY NO. 16:**

2 Cardinal Rivera incorporates by reference his Preliminary Statement and General
3 Objections set forth above. Subject to and without waiving his objections, Cardinal Rivera
4 responds as follows:

5 Cardinal Rivera has had no oral communications with an officer, director or managing
6 agent of the Roman Catholic Archbishop of Los Angeles regarding Fr. Aguilar.

7 **INTERROGATORY NO. 17:**

8 If Cardinal Rivera did have a conversation(s) with an officer, director, or managing agent
9 of the Roman Catholic Archbishop of Los Angeles, A Corporation Sole, regarding Nicholas
10 Aguilar, please describe what was discussed in the conversation(s).

11 **RESPONSE TO INTERROGATORY NO. 17:**

12 Cardinal Rivera incorporates by reference his Preliminary Statement and General
13 Objections set forth above. Subject to and without waiving his objections, Cardinal Rivera
14 responds as follows:

15 Cardinal Rivera has had no oral communications with an officer, director or managing
16 agent of the Roman Catholic Archbishop of Los Angeles regarding Fr. Aguilar.

17 **INTERROGATORY NO. 18:**

18 Has Cardinal Rivera ever had written communication with The Roman Catholic
19 Archbishop of Los Angeles, A Corporation Sole, regarding Nicholas Aguilar?

20 **RESPONSE TO INTERROGATORY NO. 18:**

21 Cardinal Rivera incorporates by reference his Preliminary Statement and General
22 Objections set forth above. Subject to and without waiving his objections, Cardinal Rivera
23 responds as follows:

24 Cardinal Rivera has had written communications with the Roman Catholic Archbishop of
25 Los Angeles regarding Fr. Aguilar.

26 **INTERROGATORY NO. 19:**

27 If Cardinal Rivera has had written communication with The Roman Catholic Archbishop
28 of Los Angeles, A Corporation Sole, regarding Nicholas Aguilar, please identify date(s) the of

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1 the written communication(s).

2 **RESPONSE TO INTERROGATORY NO. 19:**

3 Cardinal Rivera incorporates by reference his Preliminary Statement and General
4 Objections set forth above. Subject to and without waiving his objections, Cardinal Rivera
5 responds as follows:

6 Cardinal Rivera has had the following written communications with the Roman Catholic
7 Archbishop of Los Angeles regarding Fr. Aguilar, on the following dates:

- 8 (a) Letter of January 27, 1987 from Cardinal Rivera to Cardinal Roger Mahony
9 indicating that, for reasons of family and health, Fr. Aguilar desired to work for one
10 year in Los Angeles.
- 11 (b) Confidential letter of March 23, 1987 from Cardinal Rivera to Cardinal Mahony and
12 Vicar Curry explaining that Fr. Aguilar's departure from the Diocese of Tehuacan
13 stemmed from a physical assault on Fr. Aguilar and that there were unproven
14 accusations of homosexuality against Fr. Aguilar.
- 15 (c) Letter of January 11, 1988 from Vicar Curry to Cardinal Rivera explaining that Fr.
16 Aguilar had been accused of acting inappropriately towards children and that, as a
17 result, his permission to serve in the Los Angeles Archdiocese had been withdrawn.
- 18 (d) Letter of February 23, 1988 from Vicar Curry to Cardinal Rivera enclosing a Los
19 Angeles Times article pertaining to Fr. Aguilar and requesting that, if Cardinal Rivera
20 knew of Fr. Aguilar's whereabouts, Cardinal Rivera urge Fr. Aguilar to return to
21 California.
- 22 (e) Letter of March 4, 1988 from Cardinal Mahony to Cardinal Rivera requesting
23 information as to Fr. Aguilar's relatives.
- 24 (f) Confidential letter of March 17, 1988 from Cardinal Rivera to Cardinal Mahony
25 stating that Cardinal Rivera was unaware of Fr. Aguilar's whereabouts, providing
26 information as to Fr. Aguilar's relatives and employment history, and referring
27 Cardinal Mahony to the confidential letter of March 23, 1987.
- 28 (g) Letter of March 30, 1988 from Cardinal Mahony to Cardinal Rivera and stating that