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15 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
16 **FOR THE COUNTY OF LOS ANGELES**

17	)	Case No. 19STCV20806
18)	
18	)	FIRST AMENDED COMPLAINT FOR
19	)	DAMAGES:
19)	
19	)	1. NEGLIGENCE;
20	)	2. NEGLIGENCE PER SE
20	)	(VIOLATION OF PENAL CODE
21	)	SECTION 11166);
21	)	3. NEGLIGENT SUPERVISION;
22	)	4. NEGLIGENT
22	)	HIRING/RETENTION;
23	)	5. NEGLIGENT FAILURE TO TRAIN,
23	)	WARN AND EDUCATE;
24	)	6. SEXUAL BATTERY;
24	)	7. SEXUAL HARASSMENT;
25	)	8. BREACH OF FIDUCIARY DUTY;
25	)	9. INTENTIONAL INFLICTION OF
26	)	EMOTIONAL DISTRESS;
26)	10. UNFAIR BUSINESS PRACTICES
27)	(BUSINESS & PROFESSIONS
27)	CODE §17200, ET SEQ.); AND
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) **11. GENDER VIOLENCE (CIVIL CODE**
) **§52.4);**
) **12. PREMISES LIABILITY**
) **DEMAND FOR JURY TRIAL**

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COMPLAINT FOR DAMAGES

Based upon information and belief available to Plaintiff JOHN DOE 1001 (“Plaintiff”) at the time of the filing of this Complaint, Plaintiff alleges as follows against Defendants THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES, a Corporation Sole, MICHAEL STEPHEN BAKER, an individual, and DOES 3-100 (collectively “Defendants”):

1. This case presents some of the most vile and outrageous allegations of sexual abuse by the Catholic Church yet reported. As early as 1986, THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES was on actual knowledge that MICHAEL STEPHEN BAKER was a pedophile who had engaged in repeated and protracted sexual assault of children.

2. Rather than defrock him and report him to law enforcement, THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES allowed MICHAEL STEPHEN BAKER to continue as a member of the clergy for some fourteen more years. As a result of THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES’s outrageous cover up, MICHAEL STEPHEN BAKER victimized numerous other children, including by repeatedly assaulting Plaintiff at THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES’s St. Elizabeth’s Church in or about 1990-1991. For these reasons, Plaintiff brings this complaint to obtain justice against Defendants for their despicable conduct.

PARTIES

3. Plaintiff is an adult male resident of the State of Texas. The name utilized by Plaintiff in this Complaint is a fictitious name used to protect his privacy as a victim of child sexual abuse and molestation. Plaintiff was born in 1980. Plaintiff was a minor throughout the period of child sexual abused alleged herein. At all times, Plaintiff was a resident in the County of Los Angeles, State of California. Plaintiff brings this Complaint pursuant to Code of Civil Procedure Section 340.1 for the child abuse he suffered at the hands of Defendants. Plaintiff was under 26 years old on January 1, 2003.

4. Plaintiff was a parishioner and altar boy at St. Elisabeth Church (hereinafter “St. Elisabeth”), which is owned, operated, and controlled by THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES. When Plaintiff was between the ages of approximately ten

1 (10) and eleven (11) years old, in approximately 1990 through approximately 1991, he was
2 repeatedly molested, assaulted, harassed and sexually abused by Defendant MICHAEL STEPHEN
3 BAKER, a Catholic priest. The abuse of Plaintiff occurred on the grounds of St. Elisabeth in the
4 City of Van Nuys, County of Los Angeles. Plaintiff and his family had believed that fostering a
5 relationship between Plaintiff and MICHAEL STEPHEN BAKER would serve to positively shape
6 Plaintiff's life. Instead, MICHAEL STEPHEN BAKER sexually assaulted, harassed and molested
7 Plaintiff as he had sexually assaulted others before him.

8 5. Plaintiff is informed and believes and thereon alleges that at all times material
9 hereto, Defendant THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES is a
10 Corporation Sole, incorporated in California, with its principal place of business in Los Angeles
11 County, California. Defendant THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES
12 purposely conducts substantial business operations in and throughout the State of California and
13 County of Los Angeles. Defendant THE ROMAN CATHOLIC ARCHBISHOP OF LOS
14 ANGELES is responsible for Roman Catholic Church operations in Los Angeles County,
15 California. Defendant THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES was the
16 primary entity owning, operating and controlling the activities and behavior of its employees and
17 agents at St. Elisabeth, including Defendant MICHAEL STEPHEN BAKER, Does 3-100, and all
18 other employees, agents and supervisors of Defendants. Plaintiff is further informed, believes and
19 thereon alleges that Defendant THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES
20 had sole authority and responsibility to control and supervise the ministry of Defendant MICHAEL
21 STEPHEN BAKER from at least 1974 through 2000.

22 6. At all times material hereto, Defendant THE ROMAN CATHOLIC ARCHBISHOP
23 OF LOS ANGELES employed Defendant MICHAEL STEPHEN BAKER as an agent and had the
24 ability to control and supervise Defendant MICHAEL STEPHEN BAKER's activities. Defendant
25 THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES was an entity that supervised its
26 employees and agents, including its priests, teachers and administrators, who supervised minor
27 children, including those on its premises and in its programs.

28 7. Plaintiff is informed and believes and thereon alleges that at all times material

1 hereto, Defendant MICHAEL STEPHEN BAKER was a priest with Defendant THE ROMAN
2 CATHOLIC ARCHBISHOP OF LOS ANGELES and Does 3-100, and was assigned to St.
3 Elisabeth between approximately 1988 through in or around 1992. During all instances of sexual
4 abuse alleged herein, Defendant MICHAEL STEPHEN BAKER was a resident of the state of
5 California and perpetrated his sexual abuse and molestation against Plaintiff, among others, while as
6 a priest and agent of Defendants.

7 8. THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES, MICHAEL
8 STEPHEN BAKER and Does 3-100 are hereby referred to as “Defendants.” THE ROMAN
9 CATHOLIC ARCHBISHOP OF LOS ANGELES and those DOE defendants that are not
10 individuals are hereby referred to as “Corporate Defendants.”

11 9. Plaintiff is informed and believes and thereon alleges that that true names and
12 capacities, whether individual, corporate, associate or otherwise, of Defendants named herein as
13 Defendant Does 3 through 100, inclusive, are unknown to Plaintiff, who therefore sues Defendants
14 Does 3 through 100 by such fictitious names, and who will amend the Complaint to show their true
15 names and capacities when such names have been ascertained. Plaintiff is informed and believes
16 and thereon alleges that Does 3 through 100 are legally responsible in some manner for the events,
17 happenings, and/or tortious and unlawful conduct that caused the injuries and damages alleged in
18 this Complaint.

19 10. Plaintiff is informed and believes and thereon alleges that at all times material hereto
20 there existed a unity of interest and ownership among Defendants and each of them, such that an
21 individuality and separateness between Defendants ceased to exist. Defendants were the
22 successors-in-interests and/or alter egos of the other Defendants in that they purchased, controlled,
23 dominated and operated each other without any separate identity, observation of formalities, or any
24 other separateness. To continue to maintain the façade of a separate and individual existence
25 between and among Defendants, and each of them, would serve to perpetuate a fraud and injustice.

26 11. Plaintiff is informed and believes and thereon alleges that at all times material
27 hereto, Defendants were the agents, representatives and/or employees of each and every other
28 Defendant and were acting within the course and scope of said alternative personality, capacity,

1 identity, agency, representation and/or employment and were within the scope of their authority,
2 whether actual or apparent. At all times material hereto, Defendants were the trustees, partners,
3 servants, joint venturers, shareholders, co-conspirators, contractors, and/or employees of each and
4 every other Defendant, and the acts and omissions alleged herein were done by them, acting
5 individually, through such capacity and within the scope of their authority and with the permission
6 and consent of each and every other Defendant, and that such conduct was thereafter ratified by
7 each Defendant, and that each Defendant is jointly and severally liable to Plaintiff.

8 **FACTUAL ALLEGATIONS REGARDING THE HISTORY OF**
9 **SEXUAL ABUSE OF CHILDREN BY MICHAEL STEPHEN BAKER**

10 12. Plaintiff is informed and believes that MICHAEL STEPHEN BAKER is one of THE
11 ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES's most prolific pedophiles, with
12 estimates of at least 23-28 victims, some as young as 5 years old.

13 13. MICHAEL STEPHEN BAKER was ordained and incardinated a Roman Catholic
14 priest for THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES in 1974. Following his
15 ordination, MICHAEL STEPHEN BAKER was assigned to St. Joan of Arc Catholic Church, in Los
16 Angeles, where he served as Associate Pastor and Parochial Vicar until 1976. In 1976, MICHAEL
17 STEPHEN BAKER was reassigned to St. Paul of the Cross Catholic Church in La Mirada,
18 California, where he served as Associate Pastor and Parochial Vicar until 1982. In 1982,
19 MICHAEL STEPHEN BAKER was again reassigned and began serving at St. Hilary Catholic
20 Church in Pico Rivera, California, where he served as the Associate Pastor and Parochial Vicar until
21 1983, and from 1983 until 1986 served as the Administrator.

22 14. In 1986, MICHAEL STEPHEN BAKER approached then Archbishop Mahony and
23 disclosed that he had repeatedly sexually assaulted two boys from 1978 to 1985, including by
24 forcing the children into masturbation and oral copulation. THE ROMAN CATHOLIC
25 ARCHBISHOP OF LOS ANGELES refused to disclose these crimes to law enforcement and took
26 no steps to notify or protect the two boys, their families, or others. According to MICHAEL
27 STEPHEN BAKER, when legal counsel suggested that THE ROMAN CATHOLIC
28 ARCHBISHOP OF LOS ANGELES call the police, THE ROMAN CATHOLIC ARCHBISHOP

1 OF LOS ANGELES's then archbishop promptly responded "no, no, no."

2 15. Instead, THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES provided
3 MICHAEL STEPHEN BAKER with eight months of "sick leave," including psychological
4 evaluation and counseling at the Servants of the Paraclete congregation in Jemez Springs, New
5 Mexico, where, on information and belief, the Roman Catholic Church, including THE ROMAN
6 CATHOLIC ARCHBISHOP OF LOS ANGELES, routinely sent pedophile priests.

7 16. The heavily redacted psychological evaluation report provided by a physician in
8 Jemez Springs is chilling to say the least, and unquestionably should have led THE ROMAN
9 CATHOLIC ARCHBISHOP OF LOS ANGELES to defrock MICHAEL STEPHEN BAKER. The
10 report concludes that MICHAEL STEPHEN BAKER "is somewhere between a pedophile and
11 hebephile," and that "[h]e is at very high risk for recidivism."

12 17. The evaluator noted that MICHAEL STEPHEN BAKER described his sexual
13 relationship with one of the boys, who was "the only child of some very close friends of his," as a
14 "beautiful experience," and that MICHAEL STEPHEN BAKER described the boy as "the focus of
15 my affection."

16 18. The physician further reported that:
17 "[MICHAEL STEPHEN BAKER's] attitude in discussing these two
18 sexual relationships was quite disturbing to listen to.... At no point
19 did he indicate any awareness at all that his sexual involvement with
20 these two boys may have consequences for them nor did he seem the
21 least concerned about any consequences for him except that he may
22 now have to go through a treatment program which he feels would
23 be extraneous."

24 * * *

25 "As I see it, he is looking at several second degree felony charges and
26 civil liability that could go into the millions of dollars in terms of
27 what he did with both of these kids. He has an incredible denial
28 system."

1 19. The evaluator went further, and noted MICHAEL STEPHEN BAKER’s “complete
2 lack of concern about the emotional consequences to the boys he was involved with and in fact his
3 extreme anger at one of the boys,” as well as MICHAEL STEPHEN BAKER’s “lack of concern
4 about the potential legal consequences he could face.” He further noted that MICHAEL STEPHEN
5 BAKER’s “disregard for the consequences either for himself or for the other people involved is
6 extremely disturbing.”

7 20. Despite a diagnosis that MICHAEL STEPHEN BAKER was a “pedophile,” a
8 “hebephile,” and had a very high risk of recidivism, THE ROMAN CATHOLIC ARCHBISHOP
9 OF LOS ANGELES allowed MICHAEL STEPHEN BAKER to continue as serving in a position of
10 trust and confidence as a spiritual guide, authority figure, and valuable and trustworthy mentor for
11 another fourteen years. Indeed, then Archbishop Mahony personally approved MICHAEL
12 STEPHEN BAKER’s return to ministry with an emphatic “please proceed!!”

13 21. Although THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES
14 purported to restrict MICHAEL STEPHEN BAKER’s unsupervised contact with minors, in
15 actuality it failed to take any meaningful measures to monitor him and/or prevent him from abusing
16 other children, including Plaintiff. On September 1, 1987, THE ROMAN CATHOLIC
17 ARCHBISHOP OF LOS ANGELES promptly placed MICHAEL STEPHEN BAKER in ministry
18 at St. Thomas of the Apostle Catholic Church. A year later, on August 1, 1988, THE ROMAN
19 CATHOLIC ARCHBISHOP OF LOS ANGELES transferred MICHAEL STEPHEN BAKER to St.
20 Elizabeth, where Plaintiff was a parishioner and then an altar boy. By 1990-1991, MICHAEL
21 STEPHEN BAKER had engaged in a pattern of repeated sexual abuse of Plaintiff, including in the
22 church and rectory. During this time, THE ROMAN CATHOLIC ARCHBISHOP OF LOS
23 ANGELES repeatedly allowed MICHAEL STEPHEN BAKER to be alone with and sexually
24 assault Plaintiff on church property. From 1987-2000, THE ROMAN CATHOLIC ARCHBISHOP
25 OF LOS ANGELES moved MICHAEL STEPHEN BAKER to at least nine different parishes,
26 several of which, on information and belief, had elementary schools adjacent to the rectory.

27 22. Moreover, THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES ignored
28 MICHAEL STEPHEN BAKER’s repeated violations of his so-called “restrictions,” and worse,

1 beginning in 1991 repeatedly assigned MICHAEL STEPHEN BAKER as administrator pro
2 tempore at a series of parishes that needed an interim priest to oversee the parish until a new pastor
3 could be appointed. These parishes included at St. Limus Catholic Church (1991), St. Gerald
4 Majella Catholic Church (1991-1992), St. Mary Catholic Church (1992), St. Lucy Catholic Church
5 (1992), Sacred Heart Catholic Church (1992) and St. Columbkille Catholic Church (1994-1995).
6 During these stints, MICHAEL STEPHEN BAKER was free to stay overnight in those parishes
7 where, on information and believe, he was again given unsupervised access to children. In fact,
8 none of the staff at these parishes was advised of MICHAEL STEPHEN BAKER's history. THE
9 ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES has since publicly accepted blame for
10 its failure to supervise MICHAEL STEPHEN BAKER, including its assignment of MICHAEL
11 STEPHEN BAKER as administrator pro tempore as outlined above.

12 23. MICHAEL STEPHEN BAKER's wretched history with THE ROMAN CATHOLIC
13 ARCHBISHOP OF LOS ANGELES continued unabated until 2000, when THE ROMAN
14 CATHOLIC ARCHBISHOP OF LOS ANGELES received a letter from counsel for two other child
15 abuse victims of Defendants threatening to bring suit alleging that MICHAEL STEPHEN BAKER
16 sexually assaulted them from 1984 through 1997, beginning when the boys were ages 5 and 7.
17 According to these allegations, MICHAEL STEPHEN BAKER was regularly alone with these two
18 boys over a period of thirteen years of abuse, and he regularly abused and threatened them, and
19 provided them with alcohol. Then, and only then, under threat of publicity, did THE ROMAN
20 CATHOLIC ARCHBISHOP OF LOS ANGELES decide to finally cut ties with MICHAEL
21 STEPHEN BAKER by defrocking him in late 2000.

22 24. In furtherance of their conspiracy and cover up, THE ROMAN CATHOLIC
23 ARCHBISHOP OF LOS ANGELES and MICHAEL STEPHEN BAKER quietly and quickly
24 entered into a secret settlement agreement, but took no steps to notify law enforcement, disclose
25 MICHAEL STEPHEN BAKER's pedophilia, or locate other victims, including Plaintiff. In fact,
26 even though THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES acknowledged at the
27 time that it was highly likely that there were other victims, it informed its agents and employees that
28 they were not mandated reporters.

1 25. In an internal memorandum dated January 3, 2001 and kept secret for years,
2 Monsignor Loomis criticized THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES's
3 ongoing cloak of secrecy as "immoral and unethical," and noted that "We've stepped back 20 years
4 and are being driven by the need to cover-up and to keep the presbyterate & public happily ignorant
5 rather than the need to protect children." Although he protested "something must be done to try to
6 identify and minister to victims and to try to protect victims who may come into contact with
7 Mike," THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES did nothing. Monsignor
8 Loomis insisted that all parishes where MICHAEL STEPHEN BAKER had worked should be
9 alerted in case there were other victims, and that THE ROMAN CATHOLIC ARCHBISHOP OF
10 LOS ANGELES should contact law enforcement, but THE ROMAN CATHOLIC ARCHBISHOP
11 OF LOS ANGELES refused.

12 26. In 2002, a series of internal THE ROMAN CATHOLIC ARCHBISHOP OF LOS
13 ANGELES;s emails were leaked in Los Angeles. These emails again reflect THE ROMAN
14 CATHOLIC ARCHBISHOP OF LOS ANGELES's conspiracy to conceal and not disclose
15 pedophile priests, and they underscore THE ROMAN CATHOLIC ARCHBISHOP OF LOS
16 ANGELES's concern about legal strategy and public relations rather than the welfare of
17 Defendants' victims. Moreover, when law enforcement sought records from THE ROMAN
18 CATHOLIC ARCHBISHOP OF LOS ANGELES to help build a case against MICHAEL
19 STEPHEN BAKER, THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES vigorously
20 fought to keep that information secret.

21 27. Law enforcement arrested MICHAEL STEPHEN BAKER on or about January 20,
22 2006 on charges of felony sexual abuse. In or about December 2007, MICHAEL STEPHEN
23 BAKER pleaded guilty to molesting two boys, and was sentenced to 10 years and 4 months in
24 prison. MICHAEL STEPHEN BAKER was released from prison on parole in October 3, 2011.

25 28. Just a few weeks later, on November 2, 2011, MICHAEL STEPHEN BAKER was
26 arrested at a Costa Mesa hotel for violating parole. Police responded when the GPS device
27 MICHAEL STEPHEN BAKER was required to wear showed he had gone within 50 yards of a
28 Catholic grade school. As a sex offender, he was not permitted to be within 100 yards of a school.

1 He was again arrested in August 2012 when parole officers found him next to a pool where children
2 were swimming.

3 29. On information and belief, MICHAEL STEPHEN BAKER is currently out of prison,
4 living in California but he is not registered as a sex offender.

5 **FACTUAL ALLEGATIONS REGARDING**
6 **PLAINTIFF'S SEXUAL ABUSE AND DAMAGES**

7 30. Plaintiff was raised in Los Angeles County in a devoutly Catholic family. When
8 Plaintiff was a young boy, he and his family attended St. Elisabeth, which was owned, operated,
9 controlled and run by the Corporate Defendants. In approximately 1990 and through approximately
10 1991, when Plaintiff was approximately ten (10) years old and a parishioner and altar boy of
11 Defendants, MICHAEL STEPHEN BAKER repeatedly sexually molested, assaulted and abused
12 Plaintiff. While performing his duties as a priest, and for the purpose of furthering the duties
13 required in that role, MICHAEL STEPHEN BAKER befriended Plaintiff and gained Plaintiff's trust
14 and confidence as a spiritual guide, authority figure, and trustworthy mentor.

15 31. Seeing MICHAEL STEPHEN BAKER as a trustworthy mentor, Plaintiff was
16 conditioned to comply with MICHAEL STEPHEN BAKER's direction and to respect him as a
17 person of authority in spiritual, ethical, and educational matters. MICHAEL STEPHEN BAKER's
18 conduct constituted "grooming" of Plaintiff and culminated in his repeated sexual assault and abuse
19 of Plaintiff.

20 32. MICHAEL STEPHEN BAKER utilized Defendants' facilities and institutions to
21 gain access to Plaintiff. At all relevant times, MICHAEL STEPHEN BAKER was referred to as
22 "Father" and wore the priest collar and attire. This signified to people that MICHAEL STEPHEN
23 BAKER was in good standing and authorized by THE ROMAN CATHOLIC ARCHBISHOP OF
24 LOS ANGELES to act as a priest and agent of the Church. It was by virtue of MICHAEL
25 STEPHEN BAKER's position as a priest of Defendant THE ROMAN CATHOLIC ARCHBISHOP
26 OF LOS ANGELES that he met and groomed Plaintiff, established trust with Plaintiff, and
27 manipulated that trust in order to sexually assault and abuse Plaintiff.

28 33. MICHAEL STEPHEN BAKER sexually molested, assaulted and abused Plaintiff on

1 the premises owned, operated, and controlled by THE ROMAN CATHOLIC ARCHBISHOP OF
2 LOS ANGELES, including in the church and rectory at St. Elisabeth. MICHAEL STEPHEN
3 BAKER's sexual abuse of Plaintiff included, but was not limited to, massaging, manipulating, and
4 fondling Plaintiff's body, including Plaintiff's genitals and buttocks, masturbating Plaintiff, forcing
5 Plaintiff to masturbate MICHAEL STEPHEN BAKER, orally copulating and forcibly sodomizing
6 Plaintiff. MICHAEL STEPHEN BAKER's sexual abuse of Plaintiff began when Plaintiff was
7 approximately ten (10) years old and lasted for approximately one year, until Plaintiff was
8 approximately eleven (11) years old.

9 34. MICHAEL STEPHEN BAKER sexual abused Plaintiff for the sexual gratification
10 and was, at least in part, based on the Plaintiff's gender, who was a minor boy at the time.

11 35. This child sexual abuse was a violation of the California Penal Code, including but
12 not limited to Penal Code Sections 286, 288(a), 647.6, 11166.

13 36. Plaintiff did not, and was unable to give free or voluntary consent to the sexual acts
14 perpetrated against him by MICHAEL STEPHEN BAKER, as Plaintiff was a minor child at the
15 time of the abuse alleged herein.

16 37. By using his position within Defendants' institutions, Defendants, including
17 MICHAEL STEPHEN BAKER, demanded and required that Plaintiff respect MICHAEL
18 STEPHEN BAKER in his position as a priest, teacher, spiritual advisor, confidant, counselor and
19 mentor for the Corporate Defendants.

20 38. As a direct and proximate result of his sexual abuse by MICHAEL STEPHEN
21 BAKER, which was enabled and facilitated by the Corporate Defendants, Plaintiff has suffered and
22 will continue to suffer severe mental and emotional distress including, but not limited to severe
23 anxiety, lost interest and pleasure in activities, an inability to concentrate, feelings of self-blame,
24 feelings of estrangement from friends and/or family, hypervigilance, a lost sense of worth, a sense
25 of being tainted, and a loss of sexual desire.

26 39. As a direct and proximate result of Plaintiff's sexual abuse by MICHAEL STEPHEN
27 BAKER, which was enabled and facilitated by Defendants, Plaintiff has suffered economic injury,
28 all to Plaintiff's general, special and consequential damage in an amount to be proven at trial, but in

1 no event less than the minimum jurisdictional amount of this Court.

2 40. In or about the fall of 2018, Plaintiff, for the first time in his life, reasonably
3 discovered that his psychological injuries or illnesses occurring after the age of majority, as alleged
4 herein, were caused by the sexual abuse he suffered at the hands of Defendants. As a layperson
5 with no specialized training in psychology or the medical field, Plaintiff was blameless for not
6 making this nexus at an earlier date than he did, and had no way of making such nexus at an earlier
7 time.

8 **FACTUAL ALLEGATIONS**
9 **APPLICABLE TO THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES AND**
10 **DOES 3-100**

11 41. In 2002, the scandal in the Archdiocese of Boston involving sexually abusive priests
12 being transferred to other parishes in the wake of allegations of child sexual abuse became public.
13 In June of 2002, the California legislature, informed by the scandal in Boston, passed a new statute
14 of limitations for civil cases alleging child sexual abuse. The new law created a one-year window
15 in which victims could file and proceed with a case regarding their abuse, even if it had been time
16 barred previously.

17 42. Under the pressure of civil lawsuits filed within the window, in 2004, THE ROMAN
18 CATHOLIC ARCHBISHOP OF LOS ANGELES published a “Report to the People of God” in
19 which it named over 200 priests and other church employees accused of sexual misconduct
20 involving minors from 1931 to 2004. Later, THE ROMAN CATHOLIC ARCHBISHOP OF LOS
21 ANGELES released portions of MICHAEL STEPHEN BAKER’s personnel file.

22 43. In the “Report to the People of God,” the Corporate Defendants admitted their
23 culpability in failing to timely defrock MICHAEL STEPHEN BAKER upon learning that he was a
24 pedophile in 1986. THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES admitted that
25 its failure to remove pedophiles from its ranks “unintentionally left the door open to further abuse,”
26 and further admitted its “regrettably deficient response to the problem.” “Even today, the fact that a
27 priest would use his holy office to prey upon vulnerable children in his care is horrible to
28 contemplate. But we accept that it happened and that it happened in alarming numbers.” Further,

1 “The sexual abuse of a minor by anyone is a sin, a crime and
2 a horrific violation of a child or young person. That such abuse
3 would be committed by a cleric is even more appalling, and
4 cannot be tolerated by the Church.”

5 44. Yet, when it came to MICHAEL STEPHEN BAKER, THE ROMAN CATHOLIC
6 ARCHBISHOP OF LOS ANGELES did not just “tolerate” MICHAEL STEPHEN BAKER’s
7 pedophilia – it concealed and enabled it, resulting in unspeakable suffering by Plaintiff and others.
8 THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES has further admitted that its
9 enabling of MICHAEL STEPHEN BAKER’s sexual abuse “leaves us all ashamed of what we have
10 failed to do to protect the youth of our Church.”

11 45. Even though it has admitted to failing to protect Plaintiff and others, as late as 2004
12 THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES tried to justify its despicable
13 conduct as a “misunderstanding,” stating that “This painful story begins with [THE ROMAN
14 CATHOLIC ARCHBISHOP OF LOS ANGELES’s] misunderstanding of the nature of the
15 problem,” and that “[THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES] treated
16 clerical sexual abuse primarily as a moral weakness and a sin.”

17 46. THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES claimed that “this
18 misunderstanding underlay ineffectual policies for dealing with abuse of minors. Changes in
19 Church and professional psychological thinking unfolded over nearly two decades and gradually
20 empowered the Archbishop and the Church as a whole to improve those policies, and finally to take
21 proactive steps to guard the welfare of the young and to remove offending clerics from ministry.”

22 47. Despite knowing of the pervasive sexual abuse by clerics in general and by
23 MICHAEL STEPHEN BAKER specifically, Corporate Defendants collectively conspired to allow
24 sexual abuse of youths, and conspired to unlawfully withhold reports of child sexual abuse to local
25 authorities upon learning of it. Further, in concerted actions, Corporate Defendants encouraged and
26 perpetuated this unlawful behavior by discouraging victims to report the abuse and allowed abusers
27 to remain in ministry. In fact, instead of removing the abusers, Corporate Defendants transferred
28 abusers to other parishes with unsuspecting young parishioners.

1 48. MICHAEL STEPHEN BAKER at all times material hereto was an employee, agent
2 and/or representative of Defendants. MICHAEL STEPHEN BAKER engaged in unlawful sexual
3 conduct with Plaintiff when Plaintiff was a minor. Defendants are vicariously liable for the abuse
4 committed by MICHAEL STEPHEN BAKER, including but not limited to through the theories of
5 respondent superior, ratification, and authorization. MICHAEL STEPHEN BAKER's sexual
6 misconduct with Plaintiff occurred while he was functioning on behalf of the Corporate Defendants,
7 and was made possible because of that agency.

8 49. Under Church protocol and practice, in return for the vow of obedience by a priest,
9 the Bishop accepts responsibility for the care and welfare of a priest as well as to supervise the
10 priest's ministry. A diocesan priest may not engage in any form of public ministry without the
11 permission of his Bishop. By allowing a priest to engage in public ministry, such as by allowing
12 him to wear his priestly attire and hold himself out as a priest, the Bishop is certifying that the priest
13 is in good standing and sexually safe.

14 50. The Corporate Defendants ratified and authorized MICHAEL STEPHEN BAKER's
15 sexual abuse of Plaintiff by (1) failing to discharge, dismiss, discipline, suspend and/or supervise
16 MICHAEL STEPHEN BAKER or other priests known by Defendants to have sexually abused
17 children, or to have been accused of sexually abusing children, (2) actively shielding MICHAEL
18 STEPHEN BAKER from responsibility for his sexual assault of Plaintiff and other minors, (3)
19 failing to acknowledge the existence of complaints against MICHAEL STEPHEN BAKER of
20 sexual assault on Plaintiff and minors, (4) failing to report such complaints to civil or criminal
21 authorities, (5) providing financial support to MICHAEL STEPHEN BAKER for years after
22 receiving at least one complaint for child sexual abuse against MICHAEL STEPHEN BAKER, and
23 (6) failing to take steps to timely remove MICHAEL STEPHEN BAKER from the priesthood so as
24 to permanently prevent him from using his authority bestowed upon him by Defendants to gain
25 access to minors and sexually abuse them.

26 51. By taking the above wrongful, negligent, and/or intentional actions and/or failing to
27 act after having knowledge or reason to know of such sexual abuse of Plaintiff and/or other minors,
28 Defendants ratified and authorized MICHAEL STEPHEN BAKER's sexual abuse of minors. By

1 ratifying MICHAEL STEPHEN BAKER's sexual abuse of minors, THE ROMAN CATHOLIC
2 ARCHBISHOP OF LOS ANGELES in legal effect committed and caused the sexual abuse of
3 Plaintiff when he was a minor.

4 52. Defendants have failed to uphold numerous mandatory duties imposed upon them by
5 state and federal law, and by written policies and procedures applicable to Defendants, including
6 but not limited to:

- 7 a. Duty to protect minor children in their care;
- 8 b. Duty to provide adequate supervision to minor children in their care;
- 9 c. Duty to ensure that any direction given to employees is lawful and that adults act
10 fairly, responsibly and respectfully toward other adults and minor children;
- 11 d. Duty to train teachers, mentors, advisors and administrators so that they are aware of
12 their individual responsibility for creating and maintaining a safe environment;
- 13 e. Duty to supervise employees and minor children in their care, enforce rules and
14 regulations prescribed for childcare organizations and exercise reasonable control
15 over minor children to protect their health and safety;
- 16 f. Duty to properly monitor minor children, prevent and/or correct harmful situations or
17 call for help when a situation is beyond their control;
- 18 g. Duty to ensure that personnel are actually on-hand and supervising minors;
- 19 h. Duty to provide enough supervision to minor children, including Plaintiff;
- 20 i. Duty to supervise diligently;
- 21 j. Duty to act promptly and diligently;
- 22 k. Duty to abstain from injuring the person or property of Plaintiff, or infringing upon
23 any of his rights (Civil Code Section 1708); and
- 24 l. Duty to report suspected incidents of child abuse and more specifically childhood
25 sexual abuse (Penal Code Sections 11166, 11167).

26 53. As a minor at St. Elisabeth, which was owned, operated, and controlled by the
27 Corporate Defendants, and where Defendant MICHAEL STEPHEN BAKER was employed,
28 retained, and worked, Plaintiff was under Defendants' direct supervision, care and control. This

1 constituted a special relationship, fiduciary relationship and/or special care relationship between
2 Plaintiff and Defendants. Additionally, as a minor child under the custody, care and control of
3 Defendants, Defendants stood *in loco parentis* with respect to Plaintiff while he was at St.
4 Elisabeth. As the responsible parties and/or employers controlling MICHAEL STEPHEN BAKER,
5 the Corporate Defendants were also in a special relationship with Plaintiff, and owed special duties
6 to Plaintiff.

7 54. Defendants knew or should have known, or were otherwise on notice, that
8 MICHAEL STEPHEN BAKER had engaged in unlawful sexual-related conduct with minors in the
9 past, and/or was continuing to engage in such conduct with Plaintiff, and failed to take reasonable
10 steps, and to implement reasonable safeguards, to avoid acts of unlawful sexual conduct in the
11 future by MICHAEL STEPHEN BAKER.

12 55. Defendants had a duty to disclose these facts to Plaintiff, his parents and others, but
13 negligently and/or intentionally suppressed, concealed, or failed to disclose this information for the
14 express purposes of maintaining MICHAEL STEPHEN BAKER's image as an ethical, wholesome,
15 safe, and trusted spiritual leader at and within the institution run by the Defendants. The duty to
16 disclose this information arose from the special, trusting, confidential, fiduciary, and *in loco*
17 *parentis* relationship between Defendants and Plaintiff.

18 56. Instead, the Corporate Defendants ignored and/or concealed the sexual abuse of
19 Plaintiff and others by MICHAEL STEPHEN BAKER and continued to allow numerous children,
20 including the Plaintiff, to be in private, secluded areas with MICHAEL STEPHEN BAKER, despite
21 knowledge of MICHAEL STEPHEN BAKER's prior sexually abusive acts toward minors.

22 57. Plaintiff is informed, believes and thereon alleges that Defendants were given notice
23 of inappropriate conduct committed by MICHAEL STEPHEN BAKER, including the facts alleged
24 herein. During MICHAEL STEPHEN BAKER's grooming and abuse of Plaintiff, Plaintiff
25 reported MICHAEL STEPHEN BAKER's inappropriate conduct — that MICHAEL STEPHEN
26 BAKER made Plaintiff uncomfortable in the way that MICHAEL STEPHEN BAKER would touch
27 Plaintiff — to an agent of the Corporate Defendants, who Plaintiff understood to be responsible for
28 the altar boy program at THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES. In

1 response to Plaintiff's reporting of MICHAEL STEPHEN BAKER, Plaintiff was told that
2 MICHAEL STEPHEN BAKER was a "funny guy" and that Corporate Defendants and their agents
3 would talk to MICHAEL STEPHEN BAKER.

4 58. Defendants failed to report and hid and concealed from Plaintiff, Plaintiff's parents,
5 other minor children in their care and their parents, law enforcement authorities, civil authorities,
6 and others, the true facts and relevant information necessary to bring MICHAEL STEPHEN
7 BAKER to justice for the sexual misconduct he committed with minors and to protect those
8 entrusted in their care, including Plaintiff.

9 59. Defendants also implemented various measures designed to make or which
10 effectively made MICHAEL STEPHEN BAKER's conduct harder to detect, including but not
11 limited to:

- 12 a. Permitting MICHAEL STEPHEN BAKER to remain in a position of authority and
13 trust after Defendants knew that he was a pedophile;
- 14 b. Holding MICHAEL STEPHEN BAKER out to Plaintiff, his parents, other children
15 and parents, the community and the public as being in good standing and
16 trustworthy;
- 17 c. Permitting MICHAEL STEPHEN BAKER to come into contact with minors,
18 including Plaintiff, without adequate supervision;
- 19 d. Failing to inform or otherwise concealing from Plaintiff's parents and law
20 enforcement the fact that Plaintiff and others were or may have been sexually abused
21 after Defendants knew or should have known that MICHAEL STEPHEN BAKER
22 may have sexually abused Plaintiff or others, thereby enabling Plaintiff to continue
23 to be endangered and sexually abused, and/or creating the circumstances where
24 Plaintiff and others were less likely to receive medical/mental health care and
25 treatment, thus exacerbating the harm to Plaintiff; and
- 26 e. Failing to take reasonable steps and to implement reasonable safeguards to avoid
27 acts of unlawful sexual conduct by MICHAEL STEPHEN BAKER with minor
28 children, including students, altar boys and parishioners.

1 60. During the period of abuse of Plaintiff at the hands of MICHAEL STEPHEN
2 BAKER, the Corporate Defendants had the authority and ability to stop MICHAEL STEPHEN
3 BAKER's sexual abuse of Plaintiff, but negligently and/or willfully failed to do so, thereby
4 allowing the abuse to occur and continue unabated. This failure was part of Defendants' plan and
5 arrangement to conceal wrongful acts, to avoid or interfere with detections, to block public
6 disclosure, to avoid scandal, to avoid disclosure of their tolerance of child sexual abuse, to preserve
7 a false appearance of propriety, and to avoid investigation and action by public authority, including
8 law enforcement.

9 61. At the time of MICHAEL STEPHEN BAKER's violations of the Penal Code and
10 other provisions of California law, Defendants knew or should have known, or were otherwise on
11 notice of prior acts of child sexual abuse committed by MICHAEL STEPHEN BAKER, and despite
12 such knowledge and/or notice, failed to take reasonable steps or implement reasonable safeguards to
13 protect Plaintiff from MICHAEL STEPHEN BAKER sexual abuse. These acts and/or omissions on
14 the part of Defendants were committed in spite of their ability to exercise control over the personal
15 and business affairs of MICHAEL STEPHEN BAKER. Accordingly, Defendants are liable for
16 MICHAEL STEPHEN BAKER's sexual abuse of Plaintiff in that their wrongful, intentional and/or
17 negligent acts were a legal cause of Plaintiff's abuse.

18 **RESERVATION OF RIGHT TO PLEAD PUNITIVE DAMAGES**

19 62. Based on information and belief, Defendant THE ROMAN CATHOLIC
20 ARCHBISHOP OF LOS ANGELES is a religious corporation, organized under the laws of
21 California and believed to be afforded the protection of Code of Civil Procedure Section 425.14.
22 Plaintiff expressly reserves the right to file a Motion to Amend the Complaint, in order to allege
23 facts sufficient to constitute punitive damages against Defendant THE ROMAN CATHOLIC
24 ARCHBISHOP OF LOS ANGELES, in accord with evidence that substantiates a finding of the
25 clear and convincing evidentiary requirement of Civil Code Section 3294.

26 **FIRST CAUSE OF ACTION**

27 **NEGLIGENCE**

28 **(As to Defendants THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES and Does
3-100)**

1 63. Plaintiff repeats, re-alleges and incorporates herein by reference all consistent
2 paragraphs of this Complaint as if fully set forth herein.

3 64. Defendants' conduct, actions, and omissions served to create an environment in
4 which Defendant MICHAEL STEPHEN BAKER was afforded years of continuous secluded access
5 to minor children, including Plaintiff, who was approximately 10 to 11 years of age at the time he
6 was sexually abused, molested and assaulted by MICHAEL STEPHEN BAKER.

7 65. At the time MICHAEL STEPHEN BAKER performed the acts alleged herein it was
8 or should have been reasonably foreseeable to Defendants that by continuously exposing and
9 making Plaintiff available to MICHAEL STEPHEN BAKER, Defendants were placing Plaintiff at
10 grave risk of being sexually abused by MICHAEL STEPHEN BAKER. By knowingly subjecting
11 Plaintiff to this foreseeable danger, Defendants were duty-bound to take reasonable steps and
12 implement reasonable safeguards to protect Plaintiff from MICHAEL STEPHEN BAKER. Further,
13 at all times alleged herein, Defendants possessed a sufficient degree of control over MICHAEL
14 STEPHEN BAKER's personal and business affairs so as to keep MICHAEL STEPHEN BAKER
15 away from Plaintiff and other minor children, and prevent any sexual molestation or abuse against
16 them. Defendants, however, failed to take reasonable steps or implement reasonable safeguards for
17 Plaintiff's protection.

18 66. As a direct and proximate result of Defendants' failure to protect Plaintiff from
19 MICHAEL STEPHEN BAKER, Plaintiff has suffered and will continue to suffer severe mental and
20 emotional distress including, but not limited to severe anxiety, lost interest and pleasure in
21 activities, an inability to concentrate, feelings of self-blame, feelings of estrangement from friends
22 and/or family, hypervigilance, a lost sense of worth, a sense of being tainted, and a loss of sexual
23 desire, expenses for mental health professionals and other medical treatment, and loss of past and
24 future earnings and other economic benefits according to proof at the time of trial.

25 **SECOND CAUSE OF ACTION**

26 **NEGLIGENCE PER SE: MANDATORY REPORTING OF CHILD ABUSE**
27 **(As to Defendants THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES and Does**
28 **3-100)**

67. Under the Child Abuse and Neglect Reporting Act, the Corporate Defendants, were

1 child care custodians and were under a statutory duty to report known or suspected incidents of
2 sexual abuse of minors, among other things, to a child protective agency, pursuant to California
3 Penal Code’s Child Abuse and Neglect Reporting Act (“CANRA”), and/or not to impede the filings
4 of any such report. Pursuant to Penal Code Section 11166, the Corporate Defendants were under a
5 statutory duty to provide their employees with various acknowledgements of reporting
6 requirements.

7 68. Defendants knew or should have known that their agent, employee, counselor,
8 advisor, mentor, and teacher, MICHAEL STEPHEN BAKER had sexually molested, assaulted and
9 abused or caused touching, battery, harm and other injuries to minors, including Plaintiff, giving
10 rise to a duty to report such conduct under California Penal Code Section 11166.

11 69. Defendants knew or should have known in the exercise of reasonable diligence that
12 they created an undue risk to minors, including Plaintiff, by not complying with California’s
13 mandatory reporting requirements under CANRA.

14 70. By failing to report the continuing sexual abuse, which Defendants knew of or
15 should have known of, and by ignoring the fulfillment of the mandated compliance with the
16 reporting requirements provided under CANRA, the Corporate Defendants created the risk and
17 danger contemplated by CANRA, and as a result, unreasonably and wrongfully exposed Plaintiff
18 (and other minors) to sexual abuse.

19 71. Plaintiff was a member of the class of persons for whose protection CANRA was
20 specifically adopted to protect.

21 72. Had Defendants adequately reported the sexual abuse of Plaintiff (and other minors)
22 as required by CANRA, further harm to Plaintiff (and other minors) would have been avoided.

23 73. As a proximate result of Defendants’ failure to comply with the mandatory reporting
24 requirements of Penal Code Section 11166, the Corporate Defendants wrongfully denied Plaintiff
25 and other minors the intervention of child protective services. Such public agencies would have
26 changed the then-existing arrangements and conditions that provided the access and opportunities
27 for the sexual abuse of Plaintiff by MICHAEL STEPHEN BAKER.

28 74. The physical, mental, and emotional damages and injuries resulting from the sexual

1 abuse of Plaintiff by MICHAEL STEPHEN BAKER were the type of occurrence and injuries that
2 CANRA was designed to prevent.

3 75. As a result, the Corporate Defendants' failure to comply with the mandatory
4 reporting requirements of Penal Code Section 11166 constituted a per se breach of their duties to
5 Plaintiff.

6 76. As a direct and proximate result of the Corporate Defendants' failure to protect
7 Plaintiff from MICHAEL STEPHEN BAKER, Plaintiff has suffered and will continue to suffer
8 severe mental and emotional distress including, but not limited to severe anxiety, lost interest and
9 pleasure in activities, an inability to concentrate, feelings of self-blame, feelings of estrangement
10 from friends and/or family, hypervigilance, a lost sense of worth, a sense of being tainted, and a loss
11 of sexual desire; and loss of past and future earnings and other economic benefits according to proof
12 at the time of trial.

13 **THIRD CAUSE OF ACTION**
14 **NEGLIGENT SUPERVISION**

14 **(As to Defendants THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES and Does**
15 **3-100)**

16 77. Plaintiff repeats, re-alleges and incorporates herein by reference all consistent
17 paragraphs of this Complaint as if fully set forth herein.

18 78. Defendants owed Plaintiff a duty to provide reasonable supervision over MICHAEL
19 STEPHEN BAKER, to use reasonable care in investigating MICHAEL STEPHEN BAKER's
20 background, and to provide adequate warning to the Plaintiff, and others, of MICHAEL STEPHEN
21 BAKER's dangerous propensities.

22 79. Defendants, by and through their respective agents, servants and employees, knew or
23 should have known of MICHAEL STEPHEN BAKER's dangerous and exploitive propensities.
24 Despite such knowledge, Defendants negligently failed to supervise MICHAEL STEPHEN
25 BAKER, a supervisor of minor children with the propensity and ability to commit wrongful acts
26 against Plaintiff. Defendants failed to provide reasonable supervisions of MICHAEL STEPHEN
27 BAKER, failed to use reasonable care in investigating MICHAEL STEPHEN BAKER, and failed
28 to provide adequate warning to Plaintiff and others of MICHAEL STEPHEN BAKER's dangerous

1 propensities and unfitness. Defendants further failed to take reasonable measures to prevent the
2 sexual abuse, molestation and harassment of minor children, including Plaintiff.

3 80. As an institution entrusted with the care of minors, where staff, employees, agents,
4 and management, such as MICHAEL STEPHEN BAKER, were placed in contact with minor
5 children, the Corporate Defendants expressly and implicitly represented that these individuals,
6 including MICHAEL STEPHEN BAKER, were not a threat to children and others who would fall
7 under MICHAEL STEPHEN BAKER's influence, control, direction, and guidance.

8 81. Corporate Defendants were aware or should have been aware of how vulnerable
9 children were to sexual harassment, molestation and abuse by mentors, advisors, teachers, counselor
10 and other persons of authority within the Defendants.

11 82. Defendants breached their duty to Plaintiff by, *inter alia*, failing to adequately
12 monitor and supervise MICHAEL STEPHEN BAKER and failing to stop MICHAEL STEPHEN
13 BAKER from committing wrongful sexual acts with minors, including Plaintiff. Plaintiff is
14 informed and believes that employees, staff and agents of Defendants knew and/or suspected the
15 abuse was occurring at the time and failed to investigate the matter further.

16 83. As a result of the above-described conduct, Plaintiff has suffered and will continue to
17 suffer severe mental and emotional distress including, but not limited to severe anxiety, lost interest
18 and pleasure in activities, an inability to concentrate, feelings of self-blame, feelings of
19 estrangement from friends and/or family, hypervigilance, a lost sense of worth, a sense of being
20 tainted, and a loss of sexual desire, and will sustain loss of earnings and earning capacity, and/or has
21 incurred and and/or will continue to incur expenses for medical and psychological treatment,
22 therapy, and counseling.

23 **FOURTH CAUSE OF ACTION**
24 **NEGLIGENT HIRING/RETENTION**

25 **(As to Defendants THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES and Does**
26 **3-100)**

27 84. Plaintiff repeats, re-alleges and incorporates herein by reference all consistent
28 paragraphs of this Complaint as if fully set forth herein.

85. Defendants owed Plaintiff a duty not to hire and/or retain MICHAEL STEPHEN

1 BAKER given his pedophile propensities, which Defendants knew or should have known had they
2 engaged in a meaningful and adequate investigation of his background.

3 86. As institutions entrusted with the care of minors, where staff, employees, agents and
4 management, such as MICHAEL STEPHEN BAKER were placed in contact with minors,
5 Defendants expressly and implicitly represented that these individuals, including MICHAEL
6 STEPHEN BAKER, were not a sexual threat to children and others who would fall under
7 MICHAEL STEPHEN BAKER's influence, control, direction and guidance.

8 87. During MICHAEL STEPHEN BAKER's grooming and abuse of Plaintiff, Plaintiff
9 reported MICHAEL STEPHEN BAKER's inappropriate conduct — that MICHAEL STEPHEN
10 BAKER made Plaintiff uncomfortable in the way that MICHAEL STEPHEN BAKER would touch
11 Plaintiff— to an agent of Defendants' who Plaintiff understood to be responsible for the altar boy
12 program at THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES. In response to
13 Plaintiff's reporting of MICHAEL STEPHEN BAKER, Plaintiff was told that MICHAEL
14 STEPHEN BAKER was a funny guy and that Defendants would talk to MICHAEL STEPHEN
15 BAKER.

16 88. Nevertheless, although Defendants knew that MICHAEL STEPHEN BAKER was a
17 pedophile, that he had sexually assaulted other boys, and that Plaintiff had complained about
18 MICHAEL STEPHEN BAKER's inappropriate touching, Defendants refused to defrock
19 MICHAEL STEPHEN BAKER and/or report him to law enforcement.

20 89. As a result, Plaintiff has suffered and will continue to suffer severe mental and
21 emotional distress including, but not limited to severe anxiety, lost interest and pleasure in
22 activities, an inability to concentrate, feelings of self-blame, feelings of estrangement from friends
23 and/or family, hypervigilance, a lost sense of worth, a sense of being tainted, and a loss of sexual
24 desire; will sustain loss of earnings and earning capacity, and/or has incurred and/or will continue to
25 incur expenses for medical and psychological treatment, therapy, and counseling.

26 **FIFTH CAUSE OF ACTION**
27 **NEGLIGENT FAILURE TO TRAIN, WARN OR EDUCATE**
28 **(As to Defendants THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES and Does
3-100)**

1 90. Plaintiff repeats, re-alleges and incorporates herein by reference all consistent
2 paragraphs of this Complaint as if fully set forth herein.

3 91. Defendants owed Plaintiff a duty to take reasonable protective measures to protect
4 Plaintiff and other minor children in their charge from the risk of sexual abuse, harassment and
5 molestation by MICHAEL STEPHEN BAKER by properly warning, training or educating Plaintiff
6 and other minors about how to avoid such a risk.

7 92. Corporate Defendants breached their duty to take reasonable protective measures to
8 protect Plaintiff and other minor children in their charge from the risk of sexual abuse, harassment,
9 and molestation by MICHAEL STEPHEN BAKER, such as the failure to properly warn, train or
10 educate Plaintiff and other minor children in their charge about how to avoid such a risk.

11 93. Defendants breached their duty to take reasonable protective measure to protect
12 Plaintiff and other minor children in their charge from the risk of sexual harassment, molestation
13 and abuse by MICHAEL STEPHEN BAKER by failing to supervise and/or stop employees of
14 Corporate Defendants including MICHAEL STEPHEN BAKER from committing wrongful sexual
15 acts with minor children, including Plaintiff.

16 94. As a result of the above-described conduct, Plaintiff has suffered and will continue to
17 suffer severe mental and emotional distress including, but not limited to severe anxiety, lost interest
18 and pleasure in activities, an inability to concentrate, feelings of self-blame, feelings of
19 estrangement from friends and/or family, hypervigilance, a lost sense of worth, a sense of being
20 tainted, and a loss of sexual desire; will sustain loss of earnings and earning capacity, and/or has
21 incurred and/or will continue to incur expenses for medical and psychological treatment, therapy,
22 and counseling.

23 **SIXTH CAUSE OF ACTION**
24 **SEXUAL BATTERY**

24 **(As to Defendant MICHAEL STEPHEN BAKER)**

25 95. Plaintiff repeats, re-alleges and incorporates herein by reference all consistent
26 paragraphs of this Complaint as if fully set forth herein.

27 96. During Plaintiff's time as a parishioner and altar boy at St. Elisabeth, Defendant
28 MICHAEL STEPHEN BAKER intentionally, recklessly and wantonly performed acts which were

1 intended to, and did result in harmful and offensive contact with intimate parts of Plaintiff's person.
2 Plaintiff was subjected to numerous instances of sexual abuse by MICHAEL STEPHEN BAKER
3 during Plaintiff's time at St. Elisabeth, including but not limited to instances of MICHAEL
4 STEPHEN BAKER massaging, manipulating, and fondling Plaintiff's body, including Plaintiff's
5 genitals and buttocks; masturbating Plaintiff, forcing Plaintiff to masturbate MICHAEL STEPHEN
6 BAKER; MICHAEL STEPHEN BAKER orally copulating Plaintiff, and MICHAEL STEPHEN
7 BAKER forcibly sodomizing Plaintiff.

8 97. Defendant MICHAEL STEPHEN BAKER did the aforementioned acts with the
9 intent to cause a harmful or offensive contact with an intimate part of Plaintiff's person and would
10 offend a reasonable sense of personal dignity. Further, said acts did cause a harmful or offensive
11 contact with an intimate part of Plaintiff's person that would offend a reasonable sense of personal
12 dignity.

13 98. Because of Defendant MICHAEL STEPHEN BAKER's position of authority over
14 Plaintiff, Plaintiff's mental and emotion state, and Plaintiff's young age, Plaintiff was unable to and
15 did not give consent to such acts.

16 99. As a direct, legal and proximate result of the acts of Defendant MICHAEL
17 STEPHEN BAKER, Plaintiff sustained damages in an amount to be shown according to proof and
18 within the jurisdiction of the Court.

19 100. As a direct result of the sexual abuse by MICHAEL STEPHEN BAKER, Plaintiff
20 has difficulty in reasonably or meaningfully interacting with others, including those in positions of
21 authority over Plaintiff, including supervisors and in intimate, confidential and familial relationships
22 due to the trauma of child sexual abuse inflicted upon him by MICHAEL STEPHEN BAKER. This
23 inability to interact creates conflict with Plaintiff's values of trust and confidence in others, and has
24 caused Plaintiff substantial emotional distress, anxiety, nervousness, anger and fear.

25 101. In subjecting the Plaintiff to the wrongful treatment alleged herein, Defendant
26 MICHAEL STEPHEN BAKER acted willfully and maliciously with the intent to harm Plaintiff and
27 in conscious disregard for Plaintiff's rights as to constitute malice and oppression under Civil Code
28 section 3294. Plaintiff is therefore entitled to the recovery of punitive damages, in an amount to be

1 determined by the Court, against Defendant MICHAEL STEPHEN BAKER, in a sum to be shown
2 according to proof.

3 **SEVENTH CAUSE OF ACTION**
4 **SEXUAL HARASSMENT**
5 **(As to All Defendants)**

6 102. Plaintiff repeats, re-alleges and incorporates herein by reference all consistent
7 paragraphs of this Complaint as if fully set forth herein.

8 103. During Plaintiff's time as a minor parishioner and altar boy for THE ROMAN
9 CATHOLIC ARCHBISHOP OF LOS ANGELES, MICHAEL STEPHEN BAKER intentionally,
10 recklessly and wantonly made sexual advances, solicitations, requests, demands for sexual
11 compliance of a hostile nature based on Plaintiff's gender that were unwelcome, pervasive and
12 severe. The sexual harassment and abuse included but was not limited to MICHAEL STEPHEN
13 BAKER massaging, manipulating, and fondling Plaintiff's body, including Plaintiff's genitals and
14 buttocks, masturbating Plaintiff, forcing Plaintiff to masturbate MICHAEL STEPHEN BAKER,
15 orally copulating Plaintiff and forcibly sodomizing Plaintiff. These incidents of sexual abuse
16 occurred while Plaintiff was under the control of Defendants, as well as their agents, acting in their
17 capacity as teachers, counselors, mentors, advisors and administrators on behalf of Defendants.

18 104. During Plaintiff's time as a parishioner and altar boy at St. Elisabeth, Defendant
19 MICHAEL STEPHEN BAKER intentionally, recklessly and wantonly did acts that resulted in
20 harmful and offensive contact with intimate parts of Plaintiff's person, including but not limited to
21 using his position of authority and age to force Plaintiff to give into Defendant MICHAEL
22 STEPHEN BAKER's sexual suggestions.

23 105. Because of Plaintiff's relationship with Defendants and Plaintiff's age of minority,
24 Plaintiff was unable to terminate the relationship he had with Defendants.

25 106. Because of Defendant MICHAEL STEPHEN BAKER's age and position of
26 authority, physical seclusion of Plaintiff, Plaintiff's mental and emotional state, and Plaintiff's age
27 of minority, Plaintiff was unable to and did not give meaningful consent to Defendants' acts.

28 107. Even though Defendants knew or should have known of these activities by
Defendant MICHAEL STEPHEN BAKER, Defendants did nothing to investigate, supervise or

1 monitor Defendant MICHAEL STEPHEN BAKER to ensure the safety of minor children.

2 108. A corporation is a “person” within the meaning of Civil Code Section 51.9, which
3 subjects persons to liability for sexual harassment within a business, service or professional
4 relationship, and such an entity defendants may be held liable under this statute for the acts of its
5 employees. Further, principles of ratification apply when the principal ratifies the agent’s originally
6 unauthorized harassment, as alleged to have occurred herein.

7 109. Defendants’ conduct (and the conduct of their agents) was a breach of their duties of
8 Plaintiff.

9 110. As a result of the above-described conduct, Plaintiff has suffered and will continue to
10 suffer severe mental and emotional distress including, but not limited to severe anxiety, lost interest
11 and pleasure in activities, an inability to concentrate, feelings of self-blame, feelings of
12 estrangement from friends and/or family, hypervigilance, a lost sense of worth, a sense of being
13 tainted, and a loss of sexual desire; will sustain loss of earnings and earning capacity, and/or has
14 incurred and will continue to incur expenses for medical and psychological treatment, therapy, and
15 counseling.

16 111. In subjecting Plaintiff to the wrongful treatment alleged herein, Defendant
17 MICHAEL STEPHEN BAKER, acted willfully and maliciously, and in conscious disregard of
18 Plaintiff’s rights, so as to constitute malice and oppression under Civil Code Section 3294. Plaintiff
19 is therefore entitled to the recovery of punitive damages, in an amount to be determined by the
20 Court, against Defendant MICHAEL STEPHEN BAKER. As to Defendant THE ROMAN
21 CATHOLIC ARCHBISHOP OF LOS ANGELES, Plaintiff reserved the right to file a Motion to
22 Amend the Complaint, pursuant to Code of Civil Procedure Section 425.14 and as reserved in this
23 Complaint.

24 **EIGHTH CAUSE OF ACTION**
25 **BREACH OF FIDUCIARY DUTY**
26 **(As to All Defendants)**

27 112. Plaintiff repeats, re-alleges and incorporates herein by reference all consistent
28 paragraphs of this Complaint as if fully set forth herein.

113. As set forth more fully above, Defendants, in concert with MICHAEL STEPHEN

1 BAKER, recruited, enticed, and encouraged Plaintiff and Plaintiff's family to give their trust and
2 confidence to Defendants, including MICHAEL STEPHEN BAKER, so that Plaintiff could be
3 taken from his family's care and supervision and placed under the care and supervision of
4 Defendants, including MICHAEL STEPHEN BAKER. In so doing, Defendants entered into a
5 fiduciary relationship with Plaintiff whereby Defendants owed Plaintiff an *in loco parentis* duty of
6 care to take all reasonable steps and implement all reasonable safeguards to protect Plaintiff while
7 he was in the custody and care of Defendants, including MICHAEL STEPHEN BAKER.

8 114. Plaintiff and Plaintiff's parents agreed to place their trust and confidence in
9 Defendants with the expectation that Defendants would properly supervise Plaintiff, regulate his
10 activities and behavior, and ensure his safety. Plaintiff and Plaintiff's parents agreed to this because
11 they believed in Defendants' integrity, and therefore felt comfortable in entrusting minor Plaintiff to
12 their care and custody.

13 115. Defendant MICHAEL STEPHEN BAKER breached his duty to Plaintiff by
14 repeatedly subjecting Plaintiff to acts of child sexual abuse, by failing to terminate MICHAEL
15 STEPHEN BAKER, failing to take reasonable steps or implement reasonable safeguards to protect
16 Plaintiff from MICHAEL STEPHEN BAKER, and by allowing Plaintiff to be sexually abused by
17 MICHAEL STEPHEN BAKER on a recurring basis on Defendants' property.

18 116. As a direct and proximate result of Defendants breach of their fiduciary duty to
19 Plaintiff, Plaintiff has suffered and will continue to suffer severe mental and emotional distress
20 including, but not limited to severe anxiety, lost interest and pleasure in activities, an inability to
21 concentrate, feelings of self-blame, feelings of estrangement from friends and/or family,
22 hypervigilance, a lost sense of worth, a sense of being tainted, and a loss of sexual desire; loss of
23 past and future earnings and other economic benefits according to proof at the time of trial.

24 117. In subjecting Plaintiff to the wrongful treatment alleged herein, Defendant
25 MICHAEL STEPHEN BAKER acted willfully and maliciously with the intent to harm Plaintiff,
26 and in conscious disregard of Plaintiff's rights so as to constitute malice and oppression under Civil
27 Code Section 3294. Plaintiff is therefore entitled to the recovery of punitive damages, in an amount
28 to be determined by the Court, against Defendant MICHAEL STEPHEN BAKER, in a sum to be

1 shown according to proof. As to THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES,
2 plaintiff reserves his right to file a Motion to Amend the Complaint pursuant to Code of Civil
3 Procedure section 425.14.

4 **NINTH CAUSE OF ACTION**
5 **INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**
6 **(Against All Defendants)**

7 118. Plaintiff repeats, re-alleges and incorporates herein by reference all consistent
8 paragraphs of this Complaint as if fully set forth herein.

9 119. Defendants' conduct toward Plaintiff, as described herein, was outrageous and
10 extreme.

11 120. A reasonable person would not expect or tolerate Defendants' putting MICHAEL
12 STEPHEN BAKER in positions of authority, which enabled MICHAEL STEPHEN BAKER to
13 have access to minor children, including Plaintiff, so that he could commit wrongful sexual acts
14 with Plaintiff. Plaintiff held great trust, faith and confidence in Defendants, which, by virtue of
15 Defendants' wrongful conduct, turned to fear.

16 121. A reasonable person would not expect or tolerate Defendants' failure to terminate
17 and/or supervise their agents and employees, including MICHAEL STEPHEN BAKER, so as to
18 prevent them from committing wrongful sexual acts with minor children in their charge.

19 122. Defendants' conduct described herein was intentional and malicious and done for the
20 purpose of causing or with the substantial certainty that it would cause Plaintiff to suffer
21 humiliation, mental anguish and emotional and physical distress.

22 123. As a result, Plaintiff suffered and continues to suffer great pain of mind and body,
23 shock, emotional distress, physical manifestations of emotional distress, embarrassment, loss of
24 self-esteem, disgrace, humiliation, and loss of enjoyment of life; has suffered and continues to
25 suffer and was prevented and will continue to be prevented from performing daily activities and
26 obtaining the full enjoyment of life; will sustain loss of earnings an earning capacity, and has
27 incurred and/or will continue to incur expenses for medical and psychological treatment, therapy,
28 and counseling.

124. In subjecting Plaintiff to the wrongful treatment described herein, Defendant

1 MICHAEL STEPHEN BAKER acted willfully and maliciously with the intent to harm Plaintiff,
2 and in conscious disregard of Plaintiff's rights, so as to constitute malice and oppression under Civil
3 Code Section 3294. Plaintiff is therefore entitled to the recovery of punitive damages, in an amount
4 to be determined by the Court, against Defendant MICHAEL STEPHEN BAKER, in a sum to be
5 shown according to proof. As to Defendants THE ROMAN CATHOLIC ARCHBISHOP OF LOS
6 ANGELES, Plaintiff reserves the right to file a Motion to Amend the Complaint, pursuant to Code
7 of Civil Procedure Section 425.14.

8 **TENTH CAUSE OF ACTION**
9 **VIOLATION OF BUSINESS AND PROFESSION CODE**
10 **SECTION 17200, ET SEQ.**

11 **(As to Defendants THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES and Does**
12 **3-100)**

13 125. Plaintiff repeats, re-alleges and incorporates herein by reference all consistent
14 paragraphs of this Complaint as if fully set forth herein.

15 126. Plaintiff is informed and believes and on that basis alleges that Defendants have
16 engaged in unlawful, unfair and deceptive business practices, including making statements to the
17 public, law enforcement and the court that Defendants disclosed any and all information in their
18 possession regarding religious and lay employees, agents and teachers of Defendants who had
19 previously been accused of engaging in sexual misconduct, knowing full and well that Defendants
20 were in possession of information, including allegations of sexual misconduct lodged against their
21 lay and religious employees, agents and teachers, that they failed to disclose to the courts, public
22 and law enforcement.

23 127. Such was done for the purpose of misleading the courts, law enforcement, and the
24 public into believing Defendants' institutions of worship and education were safe and free from
25 pedophiles, when in fact they were not, all in an attempt to continue the flow of revenue to
26 Defendants from the public and to maintain the image of Defendants as institutions of high moral
27 repute.

28 128. Defendants' unlawful, unfair, and deceptive business practices also included
Defendants knowingly employing, and continuing to employ, lay and religious employees and

1 priests who had been accused of sexual misconduct involving minors, placing them in direct contact
2 with minors thereafter, to the peril of said minors and their parents.

3 129. Defendants failed to design, implement, and oversee policies regarding sexual
4 harassment and abuse of these minors in a reasonable manner that is customary in similar corporate
5 environments, so as to allow Defendants to effectuate their mission of profitability, with is essential
6 to their future success.

7 130. Plaintiff is informed and believes and on that basis alleges that Defendants engaged
8 in unlawful, unfair, and deceptive business practices, including concealing sexual harassment, abuse
9 and molestation claims so as to retain parishioners and patrons of Defendants' services, including
10 educational services for parents and youth, who were not apprised of such illicit sexual misconduct
11 by Defendants' lay and religious employees and priests.

12 131. By engaging in unlawful, unfair, and deceptive business practices, Defendants
13 benefitted financially to the detriment of its competitors, which comply with the law.

14 132. Unless restrained, Defendants will continue to engage in the unfair acts and business
15 practices described above, resulting in great and irreparable harm to Plaintiff and/or others similarly
16 situated participants and parishioners.

17 133. Pursuant to section 17203 of the California Business and Professions Code and
18 available equitable powers, Plaintiff is entitled to a preliminary and permanent injunction, enjoining
19 Defendants from continuing the unlawful, unfair and deceptive business practices described above.
20 In addition, Plaintiff is entitled to recover reasonable attorneys' fees pursuant to California Business
21 and Professions Code and section 1021.5 of the California *Code of Civil Procedure*.

22 **ELEVENTH CAUSE OF ACTION**
23 **GENDER VIOLENCE IN VIOLATION OF**
24 **CIVIL CODE SECTION 52.4**
(As to MICHAEL STEPHEN BAKER)

25 134. Plaintiff repeats, re-alleges and incorporates herein by reference all consistent
26 paragraphs of this Complaint as if fully set forth herein.

27 135. MICHAEL STEPHEN BAKER's acts committed against Plaintiff, including the
28 sexual harassment, molestation and abuse of minor Plaintiff constitute gender violence and sex

1 discrimination in that one or more of MICHAEL STEPHEN BAKER's acts would constitute a
2 criminal offense under state law that has as an element the use, attempted use, or threatened use of
3 physical force against the person of another, committed at least in part based on the gender of the
4 victim, whether or not those acts have resulted in criminal complaints, charges, prosecution, or
5 conviction.

6 136. MICHAEL STEPHEN BAKER's acts committed against Plaintiff, including the
7 sexual harassment, molestation and abuse of the minor Plaintiff also constitute gender violence and
8 a form of sex discrimination in that MICHAEL STEPHEN BAKER's conduct cause a physical
9 intrusion or physical invasion of a sexual nature upon Plaintiff under coercive conditions, whether
10 or not those acts have resulted in criminal complaints, charges, prosecution, or conviction.

11 137. As a proximate result of MICHAEL STEPHEN BAKER's acts, plaintiff is entitled to
12 actual damages, compensatory damages, punitive damages, injunctive relief, attorney's fees, and
13 combination of those, or any other appropriate relief. Plaintiff also reserves the right to, pursuant to
14 *Code of Civil Procedure* sections 52.4 and 425.14, to seek leave of court to pursue and aware of
15 punitive damages against THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES in a
16 sum to be shown according to proof at trial.

17
18 **TWELTH CAUSE OF ACTION**
PREMISES LIABILITY

19 **(As to Defendants THE ROMAN CATHOLIC ARCHBISHOP OF LOS ANGELES and Does**
20 **3-100)**

21 138. Plaintiff repeats, re-alleges and incorporates herein by reference all consistent
22 paragraphs of this Complaint as if fully set forth herein.

23 139. At all times material hereto, Corporate Defendants, including THE ROMAN
24 CATHOLIC ARCHBISHOP OF LOS ANGELES, owned, operated, and controlled St. Elisabeth,
25 where Defendant MICHAEL STEPHEN BAKER was employed, retained, and worked as a
26 Catholic priest.

27 140. Plaintiff was a parishioner and altar boy at St. Elisabeth. When Plaintiff was between
28 the ages of approximately ten (10) and eleven (11) years old, in approximately 1990 through
approximately 1991, he was repeatedly molested, assaulted, harassed and sexually abused by

1 Defendant MICHAEL STEPHEN BAKER. The abuse of Plaintiff all occurred on the grounds of
2 St. Elisabeth.

3 141. Defendants knew or should have known, or were otherwise on notice, that
4 MICHAEL STEPHEN BAKER had engaged in unlawful sexual-related conduct with minors in the
5 past, and/or was continuing to engage in such conduct with Plaintiff, and failed to take reasonable
6 steps, and to implement reasonable safeguards, to avoid acts of unlawful sexual conduct in the
7 future by MICHAEL STEPHEN BAKER.

8 142. At the time MICHAEL STEPHEN BAKER performed the acts alleged herein it was
9 or should have been reasonably foreseeable to and/or anticipated by Defendants that by
10 continuously exposing and making Plaintiff available to MICHAEL STEPHEN BAKER at the St.
11 Elisabeth premises, Defendants were placing Plaintiff at grave risk of being sexually abused by
12 MICHAEL STEPHEN BAKER on a premises that they had control over. By knowingly subjecting
13 Plaintiff to this foreseeable danger, Defendants were duty-bound to take reasonable steps and
14 implement reasonable safeguards to protect Plaintiff from MICHAEL STEPHEN BAKER.

15 143. At all times alleged herein, Defendants possessed a sufficient degree of control over
16 MICHAEL STEPHEN BAKER's personal and business affairs so as to keep MICHAEL STEPHEN
17 BAKER away from Plaintiff and other minor children, and prevent any sexual molestation or abuse
18 against them. Further, at all times alleged herein, Defendants possessed a sufficient degree of
19 control over the St. Elisabeth premises so as to take reasonable care to protect Plaintiff, keep
20 MICHAEL STEPHEN BAKER away from Plaintiff and other minor children, and prevent any
21 sexual molestation or abuse against them. Defendants, however, failed to take reasonable steps or
22 implement reasonable safeguards for Plaintiff's protection.

23 144. As a direct and proximate result of Defendants' failure to protect Plaintiff from
24 MICHAEL STEPHEN BAKER, Plaintiff was subject to repeated sexual abuse and molestation by
25 MICHAEL STEPHEN BAKER. Further, as a direct and proximate result of Defendants' failure to
26 protect Plaintiff from MICHAEL STEPHEN BAKER, Plaintiff has suffered and will continue to
27 suffer severe mental and emotional distress including, but not limited to severe anxiety, lost interest
28 and pleasure in activities, an inability to concentrate, feelings of self-blame, feelings of

1 estrangement from friends and/or family, hypervigilance, a lost sense of worth, a sense of being
2 tainted, and a loss of sexual desire, expenses for mental health professionals and other medical
3 treatment, and loss of past and future earnings and other economic benefits according to proof at the
4 time of trial.

5 **PRAYER FOR RELIEF**


6 WHEREFORE, Plaintiff prays for the following relief against Defendants:

- 7 1. For past, present and future general damages in an amount to be determined at trial;
- 8 2. For past, present and future special damages, including but not limited to past, present
9 and future lost earnings, economic damages and others in an amount to be determined at
10 trial;
- 11 3. Any appropriate statutory damages;
- 12 4. For cost of suit;
- 13 5. For interest as allowed by law;
- 14 6. For any appropriate punitive or exemplary damages as to Defendant MICHAEL
15 STEPHEN BAKER;
- 16 7. Plaintiff reserves his right, pursuant to *Code of Civil Procedure* sections 52.4 and
17 425.14, to seek leave of Court via noticed motion to pursue an appropriate award of
18 punitive damages against Defendant THE ROMAN CATHOLIC ARCHBISHOP OF
19 LOS ANGELES;
- 20 8. For attorney's fees pursuant to *Code of Civil Procedure* section 1021.5, *Civil Code*
21 sections 52 and 52.4, or otherwise as allowable by law;
- 22 9. For injunctive relief, enjoining Defendants from continuing the unlawful, unfair and
23 deceptive business practices; and
- 24 10. For such other and further relief as the Court may deem proper.

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DATED: July 24, 2019


JEFF ANDERSON & ASSOCIATES



MICHAEL RECK
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JOHN DOE 1001

DATED: July 24, 2019

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1001

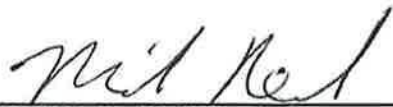
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DEMAND FOR TRIAL

Plaintiff JOHN DOE 1001 hereby demands a trial by jury in this matter.

DATED: July 24, 2019

JEFF ANDERSON & ASSOCIATES



MICHAEL RECK
MICHAEL G. FINNEGAN
JENNIFER E. STEIN
JOHN DOE 1001

DATED: July 24, 2019

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