

**TESTIMONY OF
THE DEPARTMENT OF THE ATTORNEY GENERAL
TWENTY-SIXTH LEGISLATURE, 2011**

ON THE FOLLOWING MEASURE:

S.B. NO. 217, S.D. 2, H.D. 1, RELATING TO LIMITATIONS OF ACTIONS.

BEFORE THE:

HOUSE COMMITTEE ON JUDICIARY

DATE: Tuesday, March 29, 2011 **TIME:** 3:30 p.m.

LOCATION: State Capitol, Room 325

TESTIFIER(S): David M. Louie, Attorney General, or
Caron M. Inagaki, Deputy Attorney General

Chair Keith-Agaran and Members of the Committee:

The Department of the Attorney General has always appreciated the intent of this bill, but opposed the earlier forms of the bill due to certain legal infirmities. We had suggested certain changes and clarifications to avoid confusion and alleviate concerns over its legality. House Draft 1 of this bill appears to have incorporated these suggested changes and, therefore, with these amendments, the Department of the Attorney General no longer has objections to this bill.



HAWAII CATHOLIC CONFERENCE
6301 Pali Highway
Kaneohe, HI 96744-5224

Email to: JUDTestimony@Capitol.hawaii.gov
Hearing on: March 29, 2011 @ 3:30 p.m.
Conference Room # 325

DATE: March 24, 2011

TO: House Committee on Judiciary
Representative Gilbert S.C. Keith-Agaran, Chair
Rep. Karl Rhoads, Vice Chair

FROM: Walter Yoshimitsu, Executive Director

RE: OPPOSITION TO SB 217 SD 2 HD 1 RELATING TO LIMITATION OF ACTIONS

Mahalo for the opportunity to testify in opposition to this measure. I am Walter Yoshimitsu, representing the Hawaii Catholic Conference. The Hawaii Catholic Conference is the public policy voice for the Roman Catholic Church in the State of Hawaii under the leadership of Bishop Larry Silva. We oppose this bill for the following reasons:

This bill could cause substantial problems for all types of programs and nonprofits, including schools, churches, camps, and youth programs. This bill would establish an extended statute of limitations period for commencement of a tort action for acts of child sexual abuse that would constitute offenses under Part V (sexual offenses) and Part VI (Child Abuse) of Chapter 707. Further, the bill would provide a two-year window for revival of actions that are presently time-barred. (It is not clear whether these claims would still be subject to the other extended limitations periods established by this bill.)

While people often single out the Catholic Church for past instances of abuse, the problem is by no means unique to the Church. There is always the potential for abuse in any institution that deals with, supervises or cares for children. Many other institutions including private elementary and secondary schools, Boy Scouts, Girl Scouts, YMCA, YWCA, Boys' and Girls' Clubs, childcare programs, preschools, after school programs, camps, churches, municipal recreation programs and youth-at-risk programs, just to name a few, could similarly be affected by the extension of limitations periods on asserted claims, as well as the revival of claims already barred by the statute of limitations. While it is hoped this would not be the case, there could be a flood of claims filed against both government bodies and private institutions should this bill become law.

Because of the lapse of time, many institutions potentially subject to suit under this bill would no longer have the ability to meaningfully defend themselves from such claims. The reason for statutes of limitation is to reflect the fact that, over time, individual memories fade, witnesses who may prove or disprove a claim have died or are no longer available, and written records may no longer be available that would have relevance to the case. Especially in the case of nonprofits, record-keeping over a prolonged period may be far from ideal. Boards and staff change, and institutional memories are lost.

This bill, however, would allow the assertion of claims going back many years. Many institutions may be put in the situation of defending themselves in situations where not only is there a lack of evidence, but the abuser and anyone who may have been at fault for negligently overseeing or supervising the abuser are long gone. All that

remains as a target for litigation may be the institution, which is now without any practical way to defend itself from the allegations.

This bill could have substantial negative impacts on the ability of nonprofits to remain open and provide services. Many nonprofits that provide services for children and families do so on very thin budgets, especially in these economically challenging times. The cost of defending against a single claim brought under this bill could have a devastating impact. Further, to the extent that such claims can be insured against, it would seem that premiums for such insurance could increase substantially if this bill became law. Again, many nonprofit organizations may not be able to pay for such insurance, and it is quite possible that such organizations would simply cease to provide services rather than the organization, as well as its directors and officers, being exposed to suit.

The bill raises substantial equal protection questions by now arbitrarily exempting from liability for sexual abuse claims one of the primary potentially responsible parties, the State of Hawaii. The latest version of the bill now provides that the State of Hawaii, unlike all other entities, shall be exempt from sexual abuse claims. There is no rational basis for excluding claims against the State, since historical evidence nationwide indicates that substantial sexual abuse occurs in public schools or juvenile detention facilities. As indicated by a study prepared for the federal Department of Education, 6.7% of students in public schools nationwide have reported being sexually abused by an educator, a much higher percentage than the reported incidence of clergy abuse of children. (U.S. Department of Education, "Educator Sexual Misconduct: A Synthesis of Existing Literature" (2004).) Government reports also indicate that, across the country, there has been a high incidence of sexual abuse in juvenile detention facilities, with 10.3% of incarcerated youth reporting they had been sexually abused by a facility staff member during the prior year. (U.S. Department of Justice, Bureau of Justice Statistics, "Sexual Victimization in Juvenile Facilities Reported by Youth 2008-09" (2010).)

This bill will not provide any additional protection for children. While not belittling in any way the suffering that those already abused have suffered, we believe that the focus of efforts at preventing sexual abuse should be on prevention. Over the past few years, as this problem has come to light, churches, schools and other nonprofits have taken substantial steps to reduce the possibility for abuse to occur, including substantially increased screening and background checks on potential teachers and employees, accountability and reporting procedures, and supervisory procedures to ensure that children are not put in situations and environments where they could be abused. This bill, however, which potentially resuscitates claims that are 30, 40, or 50 years old, will not do anything to make children safer today.

For these reasons, we believe this bill should be deferred and held in committee.

Thank you for the opportunity to testify.



THE SEX ABUSE TREATMENT CENTER

A Program of Kapi'olani Medical Center for Women & Children

Executive Director
Adriana Ramelli

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Roland Lagareta

Phyllis Muraoka

Gidget Ruscetta

DATE: March 29, 2011

TO: The Honorable Gilbert S. C. Keith-Agaran, Chair
The Honorable Karl Rhoads, Vice Chair
Committee on Judiciary

FROM: Adriana Ramelli, Executive Director
The Sex Abuse Treatment Center

RE: Support for SB217 SD 2
Relating to Limitations of Actions

Good afternoon Representatives Keith-Agaran and Rhoads and members of the Committee on Judiciary. My name is Adriana Ramelli and I am the Executive Director of the Sex Abuse Treatment Center (SATC), a program of the Kapi'olani Medical Center for Women & Children (KMCWC), an affiliate of Hawaii Pacific Health.

The SATC supports the amendment in SB 217 SD2 HD1 which removes the attorney certificate of merit requirement, a requirement that we had concerns about. We do not believe it is needed since there is a "good faith" requirement already imposed on attorneys via the Hawaii Rules of Civil Procedure requiring them to bring only meritorious claims before the Court.

While SATC supports the amendment in SB 217 SD2 HD1 regarding the certificate of merit, we are not familiar enough with the Delaware Code to have a position regarding its other provisions which are now included in this bill.

Thank you for allowing SATC to provide input on this important piece of legislation.



Email to: JUDTestimony@Capitol.hawaii.gov
Hearing on: March 29, 2011 @ 3:30 p.m.
Conference Room #325

DATE: March 28, 2011

TO: House Committee on Judiciary
Representative Gilbert S.C. Keith-Agaran, Chair
Representative Karl Rhoads, Vice Chair

FROM: Allen Cardines, Jr., Executive Director

RE: OPPOSITION TO SB 217 SD2 HD1 Relating to Limitations of Actions

Mahalo for the opportunity to testify in opposition to this measure. I am Allen Cardines, representing the Hawaii Family Forum. Hawaii Family Forum is a non-profit, pro-family education organization committed to preserving and strengthening families in Hawaii, representing a network of various Christian Churches and denominations.

The intent of this bill is the protection of children from abuse. However, this version of the bill has exempted the State from being covered under its provisions. If we are to protect all children, then no entity should be exempted. The State of Hawaii is the largest care taker of our keiki.

During the school year, our children are under the State's custody and care for the majority of the day. However, school is not always a safe haven for them. In a report prepared for the United States Department of Education, 6.7% of public schools students reported being sexually abused by an educator. (U.S. Department of Education, "Educator Sexual Misconduct: A Synthesis of Existing Literature." (2004).)

The State also provides care to children who are incarcerated. Incarcerated children have less opportunity and freedom to remain safe from predatory caretakers. Government reports indicate that, across the country, there has been a high incidence of sexual abuse in juvenile detention facilities, with 10.3% of incarcerated youth reporting they had been sexually abused by a facility staff member during the prior year. (U.S. Department of Justice, Bureau of Justice Statistics, "Sexual Victimization in Juvenile Facilities Reported by Youth 2008-2009" (2010).)

Currently, the State's liability for torts is barred unless suit is commenced within years after the cause of action accrues. Given the State of Hawaii's special relationship to children, it is absolutely inconceivable that the State and its employees should be held to a lesser standard of care and that their victims have a shorter time period in which to bring a cause of action. This does not make sense if the safety of our keiki is our first priority.

Mahalo for the opportunity to testify.

CARDOZO

BENJAMIN N. CARDOZO SCHOOL OF LAW • YESHIVA UNIVERSITY

MARCI A. HAMILTON
Paul R. Verkuil Chair in Public Law

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07

March 29, 2011

SUBMITTED VIA EMAIL

Representative Gilbert Keith-Agaran
Chair
House Judiciary Committee
State Capitol
415 South Beretania Street
Honolulu, HI 96813-2425
JUDtestimony@Capitol.hawaii.gov

RE: Hearing Before Judiciary Committee on SB217.SD2. HD1, Relative to the Statute of Limitations for Civil Actions Involving Childhood Sexual Abuse (March 29, 2011, 3:30 p.m.)

Dear Representative Keith-Agaran:

I commend you and the Committee for taking up SB217.SD2.HD1, which would extend and toll the statute of limitations for civil actions brought by minor victims of sexual offenses and revive for two (2) years some actions for which the statute of limitations had previously lapsed.

There are untold numbers of hidden child predators who are preying on one child after another, because the statutes of limitations have been configured to give them that opportunity. This bill redresses that injustice and reduces the present danger to Hawaii's children. **If passed, it will put Hawaii in the forefront of child protection.**

The window element of this bill is a sunshine law for children. There is an epidemic of child sex abuse around the world. At least one in four girls is sexually abused and at least one in five boys. Sadly, 90% never go to the authorities and the vast majority of claims expire before the victims are capable of getting to court. Most victims are abused by family or family acquaintances. This bill would protect the children of Hawaii by making it possible for victims to come forward and identify their perpetrators in a court of law. It would also bring delayed, but still welcome, justice to these victims.

By way of introduction, I hold the Paul R. Verkuil Chair in Public Law at the Benjamin N. Cardozo School of Law, Yeshiva University, where I specialize in church/state relations and constitutional law. My most recent book, *Justice Denied: What America Must Do to Protect Its Children* (Cambridge University Press 2008), makes the

case for statute of limitations reform in the child sex abuse arena. I am the leading expert on the history and constitutionality of retroactive statutes of limitations with respect to child sex abuse and have advised many child sex abuse victims on constitutional issues.

There are three compelling public purposes served by window legislation:

- (1) the identification of previously unknown child predators to the public so children will not be abused in the future;**
- (2) giving child sex abuse survivors a day in court; and**
- (3) remedying the wrong done to child sex abuse survivors caused by an overly short statute of limitations that placed predators and their enablers in a preferred position to the victims.**

I have been involved in statute of limitations reform in numerous states. This is the only means of identifying child predators. As Professor Timothy Lytton has documented, civil tort claims have been the only means by which survivors of clergy abuse have been able to obtain any justice. Timothy Lytton, *Holding Bishops Accountable: How Lawsuits Helped the Catholic Church Confront Sexual Abuse* (Harvard University Press, 2008).

Legislative reform for statutes of limitations for child sex abuse victims is on the rise. Guam's bill removing the statute of limitations and creating a two-year window was signed into law by Governor Calvo on March 10, 2011.¹ Bills that would eliminate, extend, or create windows for the statutes of limitations covering child sex abuse are pending or have passed in Massachusetts,² Connecticut,³ Virginia,⁴ Florida,⁵ New Jersey,⁶ New York,⁷ and Oregon.⁸ Bills were recently introduced in both houses of the Pennsylvania legislature as well.

¹ Bills No. B033 & B034-31(COR), Acts To Amend § 11306 Of Article 3, Chapter 11, Title 7 Of The Guam Code Annotated; Relative To The Statute Of Limitations For Civil Actions Involving Child Sexual Abuse, removing the statute of limitations and establishing a two-year window of opportunity for child sex abuse victims whose claims have expired under the Guam statute of limitations to bring their civil claims, now Public Laws No. 31-06 & 31-07 (2011); Erin Thompson, *Sex Abuse Bills Now Public Law*, PACIFIC DAILY NEWS (Mar. 10, 2011), available at <http://www.guampdn.com/article/20110310/NEWS01/103100301/Sex-abuse-bills-now-public-law>.

² H.R. 689, 187th Gen. Ct., Reg. Sess. (Mass. 2011) (pending) (statute of limitations for child sex abuse runs for three years from when claimant discovers connection between sex abuse and harm suffered).

³ S.B. No. 784, 2011 Gen. Assemb., 2011 Reg. Sess. (Conn. 2011) (pending) (eliminating limitation of time for bringing a civil action with respect to a new occurrence of sexual abuse, sexual exploitation or sexual assault in order to recognize the severity of such occurrences and give victims increased access to the civil court system.)

⁴ H.B. 1476, 2011 Gen. Assemb., 2011 Reg. Sess. (Va. 2011) (passed) (extending the limitations period for actions for sexual abuse committed during the infancy or incapacity of the abused person from two years to 25 years from the time of the removal of the infancy or incapacity or from the time the cause of action otherwise accrues).

⁵ Fla. Stat. Ann. § 95.11(7) (2010) (enacted) (eliminating statute of limitations for sexual battery if victim was under 16 years old, for claims not barred as of July 2010).

⁶ S.B. No. A1164, 2009 (N.J.) (pending) (eliminating statute of limitations for sexual assault when the victim reaches majority).

⁷ Assembly: A. 5488, 234th Sess. (N.Y. 2011) (pending) (extending the statute of limitations in criminal and civil actions for certain sex offenses committed against a child less than eighteen years of age).

Information on the statutes of limitations for child sex abuse can be found on my website, www.sol-reform.com.

Statute of limitations reform is the one tried and true means that will identify the many hidden child predators, who are grooming other children right now. The “window” in California led to the public identification of over 300 perpetrators previously unidentified. Delaware also enacted a window, which has led to the public identification of dozens of perpetrators previously hidden. Given that most child perpetrators abuse many children over the course of their lives,⁹ window legislation does far more than create justice for victims in the past. It also forestalls future abuse of today’s children.

The Catholic bishops often argue that window legislation is unconstitutional on the theory that it “targets” the Church. This bill and all window bills introduced in any other state do not target any particular perpetrator or organization. A federal trial court in the Ninth Circuit has upheld the California window against such an argument. See Melanie H. v. Defendant Doe, No. 04-1596-WQH-(WMc), slip op. (S.D. Cal. Dec. 20, 2005).

Some have argued that retroactive legislation is unconstitutional. While such an implication was true in the nineteenth century, it is no longer true under the federal Constitution, as the United States Supreme Court has explained: “The presumption against statutory retroactivity had special force in the era in which courts tended to view legislative interference with property and contract rights circumspectly. In this century, legislation has come to supply the dominant means of legal ordering, and circumspection has given way to greater deference to legislative judgments.” Landgraf v. USI Film Prods., 511 U.S. 244, 272 (1994); see also Republic of Austria v. Altmann, 541 U.S. 677 (2004).

In a case decided last month, the Delaware Supreme Court, sitting en banc, upheld a two-year window against a due process challenge. Sheehan v. Oblates of St. Francis de Sales, No. 730 2009, 2011 Del. LEXIS 115 (Del. Feb. 22, 2011). The California one-year window also was held to be constitutional. See Deutsch v. Masonic Homes of California, Inc., 164 Cal. App. 4th 748, 760, 80 Cal. Rptr. 3d 368, 378 (Cal. Ct. App. 2008).

⁸ H.B. 3057, 76th Gen. Assemb., 2011 Reg. Sess. (Or. 2011) (pending) (eliminating criminal statute of limitations for sexual abuse crimes committed against minors). Oregon extended its civil limitations period regarding injuries arising out of child sex abuse in 2009. O.R.S. §12.117 (2009).

⁹ KENNETH V. LANNING, CHILD MOLESTERS: A BEHAVIORAL ANALYSIS 5, 37 (4th ed. 2001) available at http://www.cybertipline.com/en_US/publications/NC70.pdf. (“Except for child prostitution, most sexual-exploitation-of-children cases in the United States involve acquaintance molesters who rarely use physical force on their victims. . . . Although a variety of individuals sexually abuse children, preferential-type sex offenders, and especially pedophiles, are the primary acquaintance sexual exploiters of children. A preferential-acquaintance child molester might molest 10, 50, hundreds, or even thousands of children in a lifetime, depending on the offender and how broadly or narrowly child molestation is defined. Although pedophiles vary greatly, their sexual behavior is repetitive and highly predictable.”).

The majority of states has not found retroactive statutes of limitations unconstitutional. See Catholic Bishop of N. Alaska v. Does, 141 P.3d 719 (Alaska 2006); San Carlos Apache Tribe v. Superior Court ex rel. County of Maricopa, 972 P.2d 179 (Ariz. 1999), superseded by statute, Arizona Rev. Stat. § 12-505 (2010); Deutsch v. Masonic Homes of California, Inc., 164 Cal. App. 4th 748, 760, 80 Cal. Rptr. 3d 368, 378 (Cal. Ct. App. 2008); Liebig v. Superior Court, 257 Cal. Rptr. 574 (Cal. Ct. App. 3d 1989); Mudd v. McColgan, 183 P.2d 10 (Cal. 1947); Shell Western E&P, Inc. v. Dolores County Bd. of Comm'rs, 948 P.2d 1002 (Colo. 1997); Rossi v. Osage Highland Dev., LLC, 219 P.3d 319 (Col. App. 2009) (citing In re Estate of Randall, 441 P.2d 153, 155 (Col. 1968)); Roberts v. Caton, 619 A.2d 844 (Conn. 1993); Whitwell v. Archmere Acad., Inc., C.A. No: 07C-08-006 (RBY), 2008 Del. Super. LEXIS 141 (Del. Super. Ct. April 16, 2008); Riggs Nat'l Bank v. District of Columbia, 581 A.2d 1229 (D.C. 1990); Vaughn v. Vulcan Materials Co., 465 S.E.2d 661 (Ga. 1996); Gov't Employees Ins. Co. v. Hyman, 975 P.2d 211 (Haw. 1999); Roe v. Doe, 581 P.2d 310 (Haw. 1978); Henderson v. Smith, 915 P.2d 6 (Idaho 1996); Hecla Mining Co. v. Idaho State Tax Comm'n, 697 P.2d 1161 (Idaho 1985); Metro Holding Co. v. Mitchell, 589 N.E.2d 217 (Ind. 1992); Ripley v. Tolbert, 921 P.2d 1210 (Kan. 1996); Shirley v. Reif, 920 P.2d 405 (Kan. 1996); Kienzler v. Dalkon Shield Claimants Trust, 686 N.E.2d 447 (Mass. 1997); Rookledge v. Garwood, 340 Mich. 444 (Mich. 1954); Gomon v. Northland Family Physicians, Ltd., 645 N.W.2d 413 (Minn. 2002); Cosgriffe v. Cosgriffe, 864 P.2d 776 (Mont. 1993); Panzinov. Continental Can Co., 364 A.2d 1043 (N.J. 1976); Alsenz v. Twin Lakes Village, 843 P.2d 834 (Nev. 1992); Bunton v. Abernathy, 73 P.2d 810 (N.M. 1937); Hymowitz v. Eli Lilly & Co., 539 N.E.2d 1069 (N.Y. 1989); In Interest of W.M.V., 268 N.W.2d 781 (N.D. 1978); Pratte v. Stewart, 929 N.E.2d 415 (Ohio 2010); McFadden v. Dryvit Systems, Inc., 112 P.3d 1191, 1195 (Or. 2005); McDonald v. Redevelopment Auth., 952 A.2d 713, 718 (Pa. Commw. Ct. 2008); Bible v. Dep't of Labor and Indus., 696 A.2d 1149 (Pa. 1997); Stratmeyer v. Stratmeyer, 567 N.W.2d 220 (S.D. 1997); Ballard Square Condo. Owners Ass'n v. Dynasty Constr. Co., 146 P.3d 914 (Wash. 2006) superseded by statute, Wash. Rev. Code 25.15.303, as recognized in Chadwick Farms Owners Ass'n v. FHC, LLC, 160 P.3d 1061 (Wash. 2007); Neiman v. Am. Nat'l Prop. & Cas. Co., 613 N.W.2d 160 (Wis. 2000) (open question); RM v. State Dept. of Family Servs., Div. of Public Servs., 891 P.2d 791, 792 (Wyo. 1995).

The Hawaii Supreme Court has upheld retroactive application of a newly extended statute of limitation to revive claims that previously expired. Roe v. Doe, 581 P.2d 310, 316 (Haw. 1978) (holding that “[t]he right to defeat an action by the statute of limitations has never been regarded as a fundamental or vested right. . . . [W]here lapse of time has not invested a party with title to real or personal property, it does not violate due process to extend the period of limitations even after the right of action has been theretofore barred by the former statute of limitations.”); Gov't Employees Ins. Co. v. Hyman, 975 P.2d 211 (Haw. 1999).

Hawaii does provide for a two-year (2) statute of limitations for repressed memory cases, but victims typically have a difficult time dealing with such memories. Two years is a very short period of time within which to process the information, obtain the needed counseling to be ready to go to court, and then to find an attorney and proceed

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to the judicial process. The window would help them as well as the vast majority of victims, who do not have repressed memories and simply could not get to court before the statute of limitations expired.

Once again, I applaud you for introducing legislation intended to help childhood sexual abuse victims, and the Committee for taking up the cause of child sex abuse victims in this way. Hawaii's children deserve the passage of statutes of limitations reform to protect children today and in the future, and to achieve justice for the many victims suffering in silence. This bill creates a two-year (2) window of opportunity for Hawaii's child sex abuse victims who were locked out of the courthouse by unfairly short limitations periods. That is a huge step forward.

This bill, however, does fall short. It is a fact that the best system for identifying active predators and giving victims justice is a window **plus** complete elimination of criminal and civil suits. This bill is a significant improvement over current law, to be sure, but I believe it still leaves too many of Hawaii's children unprotected.

Please do not hesitate to contact me if you have questions regarding window legislation or if I can be of assistance in any other way.

Sincerely,

Marci A. Hamilton
hamilton02@aol.com
212-790-0215 (office)
215-493-1094 (facsimile)

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JUDtestimony

From: Linda Pushor [why_knot1@yahoo.ca]
Sent: Thursday, March 24, 2011 6:39 PM
To: JUDtestimony
Subject: bill number SB217 SD2 HD1 3/29/11 time 3:30pm, room 325

I implore you to pass this bill as presented.

From my personal experience I can tell you that childhood sexual abuse can be pushed out of mind because it is not understood and too terrible to deal with in childhood.

I was sexually abused from the ages of 9 to 12, yet could not deal with this until I was in my mid-thirties. My abuse was by a family member, which was a betrayal of trust, but so less so than those abused by someone in a position of trust and respect as the child who is abused by someone that is regarded as the most respected and honored member of the community.

Every broken child who has survived the pain and anguish of sexual abuse and grown up to finally understand what broke them, and who has finally stopped blaming him/herself for the abuse perpetrated upon them, should have the right to have their voice heard and have their abuser and any enablers held accountable in a court of law.

Justice delayed is far better than no justice at all.

Linda Pushor
Calgary, AB
Canada T3A 2E3
403-863-4850

JUDtestimony

From: Trei [tuejo@hawaii.rr.com]
Sent: Thursday, March 24, 2011 7:30 PM
To: JUDtestimony
Subject: SB217 SD2 HD1 date 3/29/11 time 3:30pm, room 325

I am a former victim of crimes that this bill FINALLY addresses.

I am in full support of SB217 instead of HD1. I am disappointed, infuriated and in awe at this "watered down" new bill.

It is time for our government to take a stand for it's people, it's victims and especially the innocent/defenseless children.

I am in support of the SB217 and it's most important point is the statutes of limitations.

This type of crime should not have a statute of limitation as it takes victims years or decades on average, simply to be able to speak about their victimizations.

I do not understand the need for this part of the bill to be eliminated and do not agree with removing this section.

The judicial process alone takes over two years most of the time, if it even happens at all.

Having a statute of limitations on when a victim can file charges is not fair to the victim.

Many victims are children who do not have the legal right to pursue criminal charges or civil actions if their parents do not consent.

Setting a statute of limitations takes away the victims' rights to pursue charges when they become a legal adult.

Every child deserves that legal right. These are horrific and unforgivable crimes.

If you would need to monitor these types of perpetrators for life once they are convicted, why would you only allow two years for the victim to seek justice?

It is not morally responsible nor fair to the victims of which many are minors without the legal right to choose.

Please consider taking this moment in time to update this law to where it should be.

Please represent our voices and help prevent these tragedies from occurring.

Please help to stop young lives from being ruined at such a young age in such devastating ways.

Please understand that prosecuting a perpetrator is one of the only ways for closure and freedom from this kind of nightmare.

Without it you condemn the victims to a life of reliving the nightmare. It can do absolutely no harm to remove the statute of limitations.

Thank you for your time and consideration.

Tracey Uejo

JUDtestimony

From: Mike Ference [mike@ferencemarketing.com]
Sent: Thursday, March 24, 2011 8:41 PM
To: JUDtestimony
Subject: SB217 SD2 HD1, date 3/29/11 time 3:30pm, room 325

Dear Representative Gilbert Keith-Agaran, House Judiciary Chairperson:

My name is Mike Ference and I have been an advocate for clergy sex abuse survivors for over 21 years, just a few months shy of Barbara Blaine and SNAP, the organization she founded. I became involved after the attempted murder of my son Adam when he was 16 years-old. He was shot on a catholic school bus on December 5, 1989. The shooter placed a handgun inches away from the back of my son's skull and pulled the trigger. The shooter then placed the gun to his head fired one shot and probably died instantly.

William Scully, then public safety director for the city of Clairton, my family's hometown came to me weeks after the shooting to inform my wife and I that the case had been quashed. Below is an article that I wrote detailing just a small fraction of the cover up. You may recognize one of the names mentioned in the article; Donald Wuerl, or I should say Cardinal Wuerl. Please read the article, it's still posted on bishop-accountability.

Donald Wuerl – Zero Tolerance or Zero Credibility?
By Mike Ference

The recent discovery of former Serra Catholic High School teacher, Kenneth Ghastin, raises several questions about Donald Wuerl's tenure as bishop of Pittsburgh. This is especially the case, since one of the persons who accused the Franciscan brother of molestation committed suicide shortly after having received a \$30,000 settlement.

Background of Kenneth Ghastin, for those who are unfamiliar with him

Brother Kenneth Ghastin was cited in documentation released by the Greenberg Traurig law firm as having abused two brothers at Boston's now-closed Christopher Columbus High School. The same Franciscan teacher was eventually assigned to Serra Catholic High School, in McKeesport, PA, serving there from 1983 to 1991. He was the Brother Ken – as Serra students called him – who helped my son Adam off the school bus, shortly after a second Serra Catholic student put a 32 caliber handgun inches away from the back of his head and pulled the trigger. He was also the Brother Ken who suffered a heart attack shortly after the shooting took place.

The Question of Donald Wuerl's Credibility

I've written about several cover-up scenarios that took place within Pittsburgh as far back as 1985, and which may have led to the attempted murder of my son, as well as the concurrent suicide of my son's shooter and subsequent diocesan ills. By now, readers should be asking themselves if Donald Wuerl deserves to possess the reputation of a no-nonsense kind of a guy when it comes to handling clergy abuse cases. Does Donald Wuerl deserve the Zero Tolerance tagline that is associated with his tenure as bishop of Pittsburgh? And finally, did Donald Wuerl always err on the side of caution

when confronting clergy abuse cases in the Pittsburgh diocese? As I examine the Brother Ghastin case and other ones, there's reason for doubt – plenty of doubt.

Click on the link below or cut and paste into your browser for the rest of the story

<http://www.examiner.com/x-12613-Pittsburgh-Independent-Examiner~y2009m&d12-Donald-Wuerl--Zero-Tolerance-or-Zero-Credibility>

At the time of the attempted murder of my son, members of the Franciscan order were the administrators of Serra Catholic High School, in McKeesport, PA. The Pittsburgh diocese owned the institution and its property. According to Rev. Robert M. Capagna, the regional Franciscan provincial, Brother Ghastin has always maintained his innocence. Although there was a settlement, there was never a trial to prove that any crime had been committed.

According to Father Capagna, he had personally discussed the double shooting of December 5th, 1989, with the Father Steven Sysol who was the Headmaster of Serra when the shooting took place. Father Sysol claimed that the shootings were accidents when he talked to Father Capagna about them, and that is contrary to the details of the police report which I finally received almost 19 years after the crime was committed; submitted to me after much reluctance from current McKeesport Mayor Jimmy Brewster.

Now for my concerns:

Who paid the settlement in the Brother Ghastin case? Was it the Archdiocese of Boston or the Franciscans? Has any former Serra Catholic High School student(s) committed suicide, murder, or other bizarre acts which could be linked to a predator stationed at Serra Catholic High School? It seems to me that, if Donald Wuerl had really been concerned about seeking out possible clergy abuse victims, then an attempt to contact former Serra Catholic students would have been undertaken, especially in light of what is now known about former Catholic priest John Wellinger, Boston archdiocesan transplant Kenneth Ghastin, and the sheer number of clergy abuse cases in the Boston archdiocese.

Wouldn't it have made sense for Wuerl to have erred on the side of caution, by means of contacting former students of Serra Catholic High School shortly after the allegations against Brother Ghastin had been made known? Sadly enough, the second suicide victim should have raised a red flag high enough for Wuerl to have notified former Serra Catholic students and their families about the allegations against Brother Ghastin. Were other students victimized at Serra Catholic High School by other predators from the Archdiocese of Boston? That archdiocese, along with the Archdiocese of Los Angeles, is identified as a danger zone to innocent children and an iron curtain of cover-ups. I had two sons who attended Serra Catholic High School during the years in question, and I can assure you that I have never received any notification that students may have been harmed by predatory teachers or administrators there.

Here it is, almost twenty years later, and there are still plenty of unanswered questions about a religious institution that is becoming more known for doing evil than for doing good. For example, there is the recently released Ryan Report, issued by the Irish Government, detailing the deplorable conditions of Catholic institutions in Ireland, marked by the shameful treatment of innocent Irish children by Irish priests, nuns, bishops, and cardinals. And then there is the scathing report issued by the Philadelphia Grand Jury, concerning the Archdiocese of Philadelphia, hitting even more closely to home than the Ryan Report. Anthony Bevilacqua, former bishop of Pittsburgh, was labeled a liar for covering up the crimes of those grown men who used children and teenagers as sex toys.

Will more survivors of clergy abuse come forward from Serra Catholic High School or elsewhere in the Diocese of Pittsburgh? Will more revelations about Donald Wuerl's tenure as bishop of Pittsburgh continue to surface? And finally, will any law enforcement officer or agency in the Commonwealth of Pennsylvania have the courage to step forward and demand an investigation of the recent findings? Have law enforcement agencies responsible for protecting children been compromised by the local Catholic Church or by our own high-ranking government officials? You'll find out in the weeks to come, as details about Pennsylvania, the apparent predator-friendly State, surface.

Anyone with additional information to this story or similar events please feel free to send a message to my email address at mike@ferencemarketing.com or call me at 412-233-5491.

Please don't water down the bill. Innocent children are depending upon you.

God Bless,

Mike Ference

JUDtestimony

From: Karen Young [kgsyoung@hotmail.com]
Sent: Friday, March 25, 2011 6:24 AM
To: JUDtestimony
Subject: SB 217 SD 2 Hearing on March 29, 2011 3:30 PM RM 325

March 25, 2011

To: Chair Gilbert Keith-Agaran/ Judicial Committee Members and Hawaii State Legislators:

I strongly support the elimination of the statute of limitations for victims of child sexual abuse/ and the 2 year window for past

victims, ie, **the original SB 217 SD 2**. Innocent children subjected to (sometimes repeated !) unthinkable, undescrivable, extremely painful /physical and emotional assault should not be further punished by barriers to their coming forth re: an event(s) they did have the words or the maturity to detail !

Did they even know what sex is ??! It may take a lifetime to put the pieces together! Further, many victims are threatened by the perpetrators to not tell, as they won't be believed, or worse, their families will be harmed or killed. We are talking about little young children, with perpetrators who are teens up to senior ages, in positions of power in relation to the child !

Does one ever recover from this type of abuse? It certainly will NOT happen in an uncaring society - busy with other things.

Exposing the perpetrator is extremely scary, risky and "takes a village". We are "the village" that should be nurturing and loving of our children even as they become adults. It's known that most victims will not report the assaults. But they often will not function well in society, may have mental or physical illnesses and chronic physical/psychic pain. However, those that do come forth to expose the perpetrator, should NOT be further punished by an imposition of a time limit. I fully support the original SB 217 SD 2, which eliminates the statute of limitations for civil suits against the perpetrator and may have the effect of deterring this crime/ and exposing repeat offenders. Much more needs to be done but this is one step in the right direction.

Please, consider your children and grandchildren. If they were victimized - would you limit the time when they can tell you about it ? Would you limit the time in which the perpetrator can be brought to justice ?

Karen GS Young
86-024 Glenmonger St.
Wai'anae, HI 96792
Ph 696 4677

JUDtestimony

From: tina (cj) [ypeia01@yahoo.com]
Sent: Friday, March 25, 2011 2:54 PM
To: JUDtestimony
Subject: Hearing SB217SD2HD1 3/29/11 3:30pm Rm325 House Judiciary Committee

Dear Representative Gilbert Keith- Agaran and all House Judiciary Committee Members:

Thank you so very much for scheduling a hearing for SB217 SD2 HD1.
It means so much to me and others who are in support of SB217 SD2..that we will have another opportunity to fight for the rights of childhood sexual abuse victims, past present and future.. and show that **Time limits imposed by Statutes of Limitations** are only helpful for Perpetrators .. and allow for serial and other child rapists/molesters to go unreported and undetected and unpunished because most of their victims cannot confront the catastrophic damages caused by child sexual abuse until much later on in life if ever..

To Me the fact that time limits/statutes of limitations are in place for child sexual abuse crimes is diabolical..

My guess is that whoever created these time limits must have had the protection of rapists in mind..These ideas no longer work today because we have seen what time limits for rape and molestation of children have allowed to happen to ourselves our children and our world.

I ask you as Committee Chair for House Judiciary to please reconsider SB217SD2 as the model for a Hawaii Bill/legislation. to eliminate the statutes of limitations on child sexual abuse criminal and civil cases GOING FORWARD and OPEN A 2 YEAR WINDOW FOR PREVIOUSLY TIME BARRED CASES.. (THIS WINDOW BILL HAS WORKED VERY SUCCESSFULLY in SEVERAL STATES INCLUDING CALIFORNIA AND DELAWARE.(removal of the Statutes of Limitations on criminal and civil cases going forward is taking place all over our country and the world)

I support the 2 year window bill and i support SB217SD2 and am thankful that Hawaii is ready to put children BEFORE the demands of the catholic conference and State officials who tried to dump our bill for their own absurd and amoral unethical selfish reasons.

And who unfortunately have spent millions of dollars to stop this TYPE OF legislation in every state it has been proposed and introduced.

One only has to look at today's headlines to understand WHY perpetrator friendly groups and individuals. try so hard to stop this legislation.

Most Respectfully,

Christine Johnson Hawaii Resident since 12/2003

Retired Registered Nurse

26 year activist for victims of child sexual abuse rights especially Native American,Native Hawaiian ,Eskimo and First Nations Canada who were abused by Jesuit Priests

Member of Protect the Children

Amnesty International Partner of Conscience Dignity Campaign for human rights (especially maternal child health)

Member Champion of Hope Program Joel Osteen Ministries

Member of Conservation Council for Hawaii

Member Hawaii Audobon Society
Member of Hawaii Ocean Conservancy

From: tina (cj) [ypeia01@yahoo.com]
Sent: Monday, March 28, 2011 9:55 AM
To: keithagaran2 - Max
Subject: JUD testimony page 2 SB217SD2 for 3/29/11 3:30pm rm 325 christine johnson

Max,
Here is page 2

--- On Sun, 3/27/11, tina (cj) <ypeia01@yahoo.com> wrote:

From: tina (cj) <ypeia01@yahoo.com>
Subject: JUD testimony page 2 SB217SD2 for 3/29/11 3:30pm rm 325 christine johnson
To: JUDtestimony@Capitol.hawaii.gov
Cc: maileshimabukuro@yahoo.com
Date: Sunday, March 27, 2011, 2:20 PM

To House JUD committee.. please find the headline articles (a few of them) i alluded to at the end of my first page of testimony on my support for SB217 SD2.

thank you

christine johnson

Makaha

[Alaska Natives make up large part of claimants in Jesuit abuse settlement](#)

ALASKA
Fairbanks News-Miner
by Mary Beth Smetzer / msmetzer@newsminer.com
Mar 26, 2011

FAIRBANKS — More than 200 Alaska Natives are among the 500 victims of sexual abuse represented in the \$166.1 million bankruptcy settlement with the Society of Jesus, Oregon Province, announced Friday. The majority of the 300 or so other victims are identified as Native Americans who attended boarding schools run by the Jesuits until the mid-1970s on Indian reservations. The Oregon Province, also known as the Northwest Jesuits, encompasses five states, including Alaska, Washington, Idaho, Oregon and Montana. Alaska claimants range in age from their 20s to late 70s and reported abuse by Jesuit clergy from the 1940s to as recently as 2003.

Posted by [Kathy Shaw](#) at 7:36 AM

[Priests agree to \\$166m sex abuse payout](#)

UNITED STATES
ABC News (Australia)
An American Jesuit order has agreed to pay \$166 million to compensate nearly 500 victims of decades-long "horrific" sexual and psychological abuse by priests in five states, lawyers said. The US north-west chapter of the Rome-based Society of Jesus agreed to the payout, which lawyers said is the biggest

by a religious organisation in the US, as part of bankruptcy proceedings.

Most of those abused by priests from the Oregon Province - the Jesuit order which covers the states of Oregon, Washington, Alaska, Idaho and Montana - were Native Americans at mission schools on Indian reservations.

Posted by [Kathy Shaw](#) at 7:33 AM

Historic settlement reached in priest abuse scandal

YAKIMA (WA)

Yakima Herald-Republic

by Phil Ferolito

Yakima Herald-Republic

YAKIMA, Wash. -- Though it was some 40 years ago, Kathy Mendez remembers all too clearly getting called into a priest's office time after time as a student at St. Mary's Mission and School near Omak, Wash.

It was the setting for countless, and secret, episodes of sexual abuse by the priest, whose behavior was tolerated for decades.

The Wapato woman kept those memories locked deep inside, hiding her pain. But they would later complicate her life, touching even her 10 children.

But now the 55-year-old is ready to start the healing process with her family.

Posted by [Kathy Shaw](#) at 7:30 AM

Jesuits to pay victims of abuse

UNITED STATES

The Spokesman-Review

Kevin Graman Staff writers

The Jesuit order that established Catholic missionary schools across the Northwest and Alaska has agreed to a \$166 million payout to settle child sex-abuse allegations from 500 people against its clergy and other agents.

The proposal would be among the largest payouts so far in the crisis that has beset the Roman Catholic Church during the past decade. And it would require The Society of Jesus, Oregon Province, to offer written apologies and provide pertinent records of the approximately 140 priests, nuns, brothers and lay workers accused from the 1950s through the 1980s.

"The breadth of the abuse and the sheer number of victims is staggering," said attorney Michael Pfau, who represents 150 of those who alleged abuse. "It's troubling that so much of the abuse happened to the poorest and most vulnerable children among us."

Posted by [Kathy Shaw](#) at 7:27 AM

Jesuits settle sex-abuse claim Child pornographers use social media to share pictures, keep police at bay

UNITED STATES

The News Tribune

DONNA GORDON BLANKINSHIP BY SHANKAR VEDANTAM; The Associated Press The Washington Post

Published: 03/26/11

In one of the largest settlements in the Catholic Church's sweeping sex abuse scandal, an order of priests agreed Friday to pay \$166.1 million to hundreds of American Indians and Alaska Natives who were abused at the order's schools around the Pacific Northwest.

The Jesuit order, called the Oregon Province of the Society of Jesus, has been accused of using its schools in remote villages and on reservations as dumping grounds for problem priests.

Attorneys representing the mostly American Indian and Alaska Native victims said the abuse added to the mistreatment already endured by these children, some of whom were forcibly removed from their homes to attend these schools.

Posted by [Kathy Shaw](#) at 7:24 AM

Jesuits pays out victims

UNITED STATES

iAfrica

A US Jesuit order has agreed to pay \$166-million (R1.1-billion) to compensate some 500 mostly Native American child victims of "horrific" sexual abuse at religious mission schools, lawyers said Friday.

The US Northwest chapter of the Rome-based Society of Jesus agreed to the payout — which lawyers said is the biggest by a religious organisation in the United States — as part of bankruptcy proceedings.

Most of those abused by members of the Oregon Province — the Jesuit order covering the states of Oregon, Washington, Alaska, Idaho and Montana — were at mission schools on Indian reservations, from the 1940s through to the 1990s.

Posted by [Kathy Shaw](#) at 7:22 AM

Victims to get big payout and apology for church abuse

UNITED STATES

Radio New Zealand

The Jesuit religious order in the United States has agreed to pay millions of dollars to mainly Native American victims of sexual abuse.

Almost 500 victims from a region along the Pacific Northwest and Alaska will receive more than \$NZ212 million.

They'll also get a written apology for the abuse suffered at schools run by the order.

The Society of Jesus had argued paying out abuse claims would cause it to go bankrupt.

Posted by [Kathy Shaw](#) at 7:19 AM

Jesuits pay \$166m compensation to sexual abuse victims

UNITED STATES

Telegraph (United Kingdom)

A US Jesuit order has agreed to pay \$166 million to compensate some 500 mostly American Indian child victims of 'horrific' sexual abuse at religious mission schools.

The US Northwest chapter of the Rome-based Society of Jesus agreed to the payout, which lawyers said is the biggest by a religious organisation in the United States, as part of bankruptcy proceedings.

Most of those abused by members of the Oregon Province – the Jesuit order covering the states of Oregon, Washington, Alaska, Idaho and Montana – were at mission schools on Indian reservations, from the 1940s through to the 1990s.

"This settlement recognises that the Jesuits betrayed the trust of hundreds of young children in their care, and inflicted terrible atrocities upon them," said Blaine Tamaki, a lawyer for the order.

JUDtestimony

From: tina (cj) [ypeia01@yahoo.com]
Sent: Sunday, March 27, 2011 2:54 PM
To: JUDtestimony
Cc: maileshimabukuro@yahoo.com; chris johnson
Subject: page 3 testimony JUD house.. hearing 3/29/11 SB217 SD2 Hd1 rm325 3:30pm

<http://www.dailymail.co.uk/news/article-1370323/Tony-Blairs-priest-fixed-papal-knighthoods-cash.html?ito=feeds-newsxml>

**news headline today from great britan
for testimony regarding statement
about why catholic conference lobby
are paid millions of dollars to stop SOL
and window bills.**

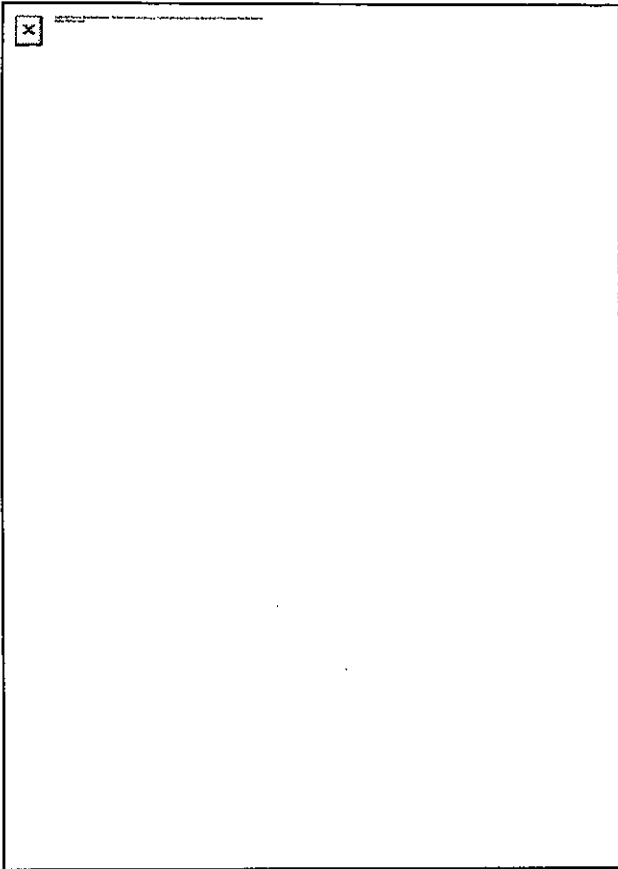
**Tony Blair's priest fixed papal
knighthoods for cash: Senior Catholic
took up to £50k donations for honours**

By [Ian Gallagher](#)

Last updated at 4:39 AM on 27th March 2011

- [Comments \(33\)](#)
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- **Senior Catholic Fr Michael Seed admits soliciting charity donations of up to £50,000 for prestigious honours**
- **Franciscan Friars 'appalled' by MoS disclosures... as Seed admits his actions could be 'morally wrong'**



Suspended: Father Michael Seed's superiors are said to be 'appalled'

One of Britain's most high-profile Catholic priests has admitted arranging papal knighthoods for wealthy businessmen for money.

Father Michael Seed, who regularly celebrated Mass for Tony Blair and his family in Downing Street, now faces questions from his religious order after an investigation by The Mail on Sunday.

The most damaging evidence concerns his attempted cultivation of an Israeli arms dealer, Hezi Bezalel, who was seeking business opportunities in the Balkans.

It shows that Fr Seed, a former ecumenical adviser to the Archbishop of Westminster, had 'agreed' a papal knighthood for Mr Bezalel before approaching him. In return for a £45,000 donation to charity, Fr Seed said he could also introduce Mr Bezalel to influential Balkan politicians 'and the man who looks after all arms for the region'. Mr Bezalel declined the offer, saying he did not give to charity 'under instruction'.

Papal knighthoods are awarded to lay men and women for conspicuous service to the church and society. They are among the highest honours the Pope can bestow.

Tonight a source close to Fr Seed's order, the Franciscan Friars of the Atonement, said his superiors were 'appalled'. Although he failed to solicit funds from Mr Bezalel, at least four wealthy Britons were impressed by his overtures. Fr Seed admitted they made donations to an Archbishop friend's charity in Serbia to become papal knights.

It was unclear last night if the four, who are each understood to have contributed between £25,000 and £50,000, had done anything else to merit their honour.

Our inquiries also reveal that:

- Fr Seed gave a £34,000 cheque drawn from his order's charity bank account to a friend, Chinese businesswoman Xuelin Black, who later paid the money into his personal account. Last night the order said it was auditing accounts over the disclosure. Ms Black, 47, who was

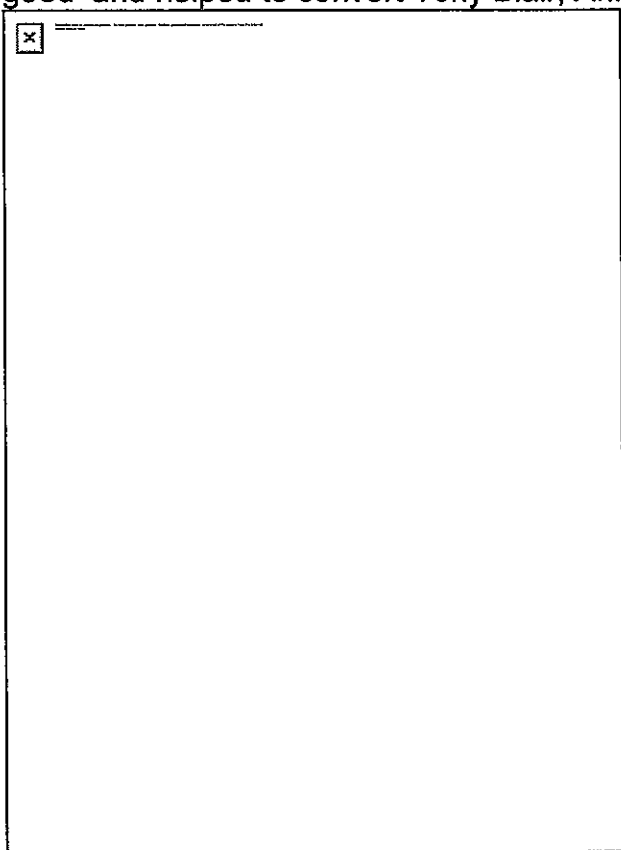
made a papal dame by Pope Benedict XVI, is a Tory donor and adviser to the Government's Big Society project.

- Fr Seed is on indefinite leave from his order after claims that he marked the 25th anniversary of his ordination in January with a champagne party at a racy club, with entertainment provided by men dressed as nuns.
- He lives rent-free in a flat owned by one of his wealthy papal knights in exclusive Dolphin Square in Pimlico, Central London.

Fr Seed, who has taken a vow of poverty, denied profiting from any of the deals. But he agreed that trying to solicit funds from Mr Bezalel could be seen as 'morally wrong'.

Asked if he thought many would see the deal as an abuse of the papal honours system, he said: 'Of course I do.'

Fr Seed is honorary chaplain to the International Committee on Human Dignity, based at the European Parliament in Brussels. But it was as unofficial Catholic envoy to Parliament that he acquired many well-connected friends. He was praised by Cherie Blair for turning 'the great into the good' and helped to convert Tony Blair, Ann Widdecombe, John Gummer and the Duchess of Kent.



Admission: Father Seed is facing questions from his religious order

When he approached Mr Bezalel in November 2008, he had recently left his post as ecumenical adviser to Cardinal Cormac Murphy-O'Connor, then Catholic Primate of England and Wales.

The Mail on Sunday can reveal that Fr Seed and his go-between, American corporate strategist Kalman Sporn, 39, constructed a careful plan to try to win over Mr Bezalel.

Central to their strategy was Archbishop Eugenio Sbarbaro, the Vatican's ambassador to Serbia, who had the power to nominate people for papal knighthoods. He has been a close friend of Fr Seed for nearly 30 years and Fr Seed was soliciting funds for the Archbishop's Belgrade charity, The Path to Peace in the Balkans Foundation.

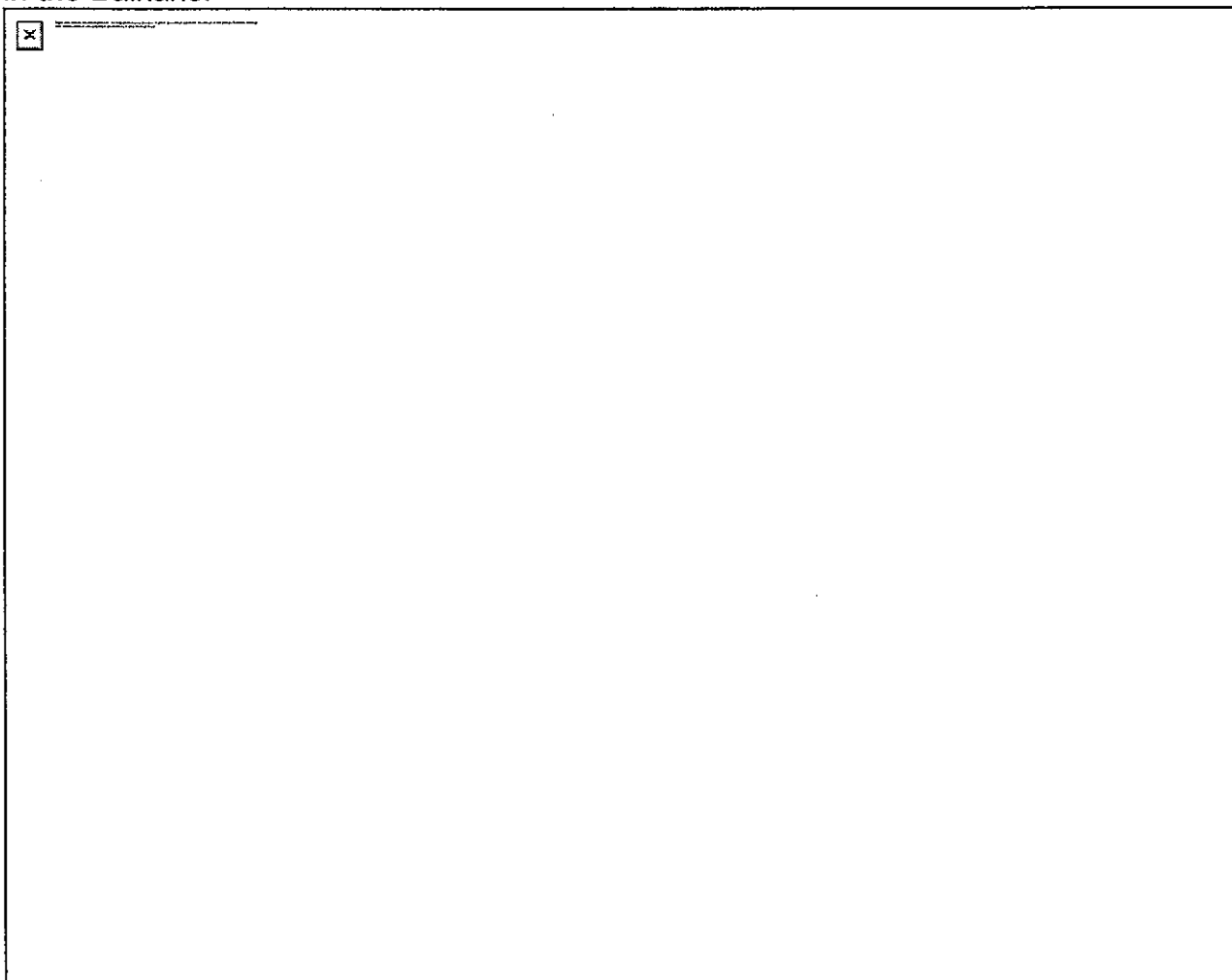
In an email to Mr Sporn dated November 17, 2008, Fr Seed wrote: 'Spoke to Eugenio – Hezi can

meet President [of Montenegro, Filip Vujanovic] any time he wishes – Eugenio will call him. 'Eugenio will also introduce Hezi to the man who looks after all arms for the region of Serbia, Montenegro and the Balkans in general – he is a friend of Eugenio – my side of deal is done – Eugenio will entertain Hezi in Belgrade. We must act quickly as Eugenio might be going on vacation in a week or so to his family in Italy, near Genoa, till early December. Papal knighthood is also agreed.' The following day Fr Seed sent an email to Mr Bezalel couched in more formal language. In it, he said he understood from Mr Sporn that 'you are seeking a meeting with the President of Montenegro and I am only too happy to facilitate that for you whenever you wish'.

Fr Seed added: 'I have spoken with the Archbishop and he is only too happy to assist you in any way you wish. I have told him of your particular interests and he is again familiar with the specific people (at the highest level) you wish to meet. As he has been in the region for nine years he is very well known and trusted by all.'

Although he made no mention of a papal knighthood at this point, Fr Seed raised the matter in an email to Mr Sporn later that day. He included advice on how to court their target.

He told Mr Sporn: 'We must wait and see now – my email says it all – no mention of Papal Knighthood though – you can do that.' He advised Mr Sporn to stress how 'good' the honour has been for two British philanthropists. One was made a Knight of the Pontifical Order of Pope Saint Sylvester in 2004. Archbishop Sbarbaro gave him the award for his support for 'inter-faith initiatives' in the Balkans.



'Turning the great into the good': Father Seed converts Ann Widdecombe to Catholicism

In the 2008 email to Mr Sporn, Fr Seed said of the papal knighthood nomination process: 'We have time – he can submit even as late as April 09 if necessary. [Archbishop Sbarbaro retired in late 2009.]

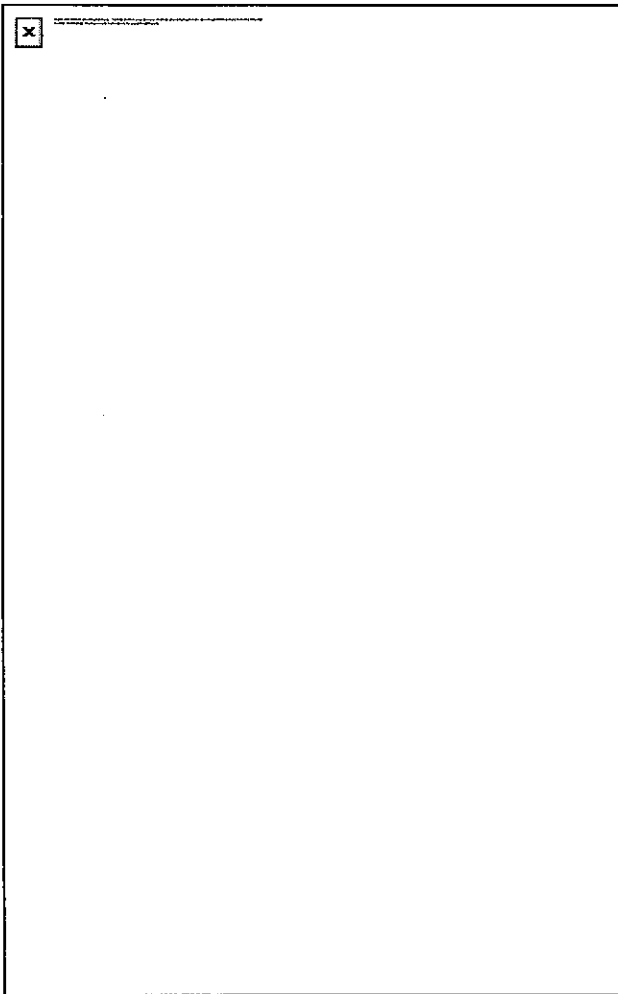
He [the Archbishop] is submitting names next in January.

'Hezi could be on that list and be invested in February, perhaps at the Ritz hotel, London. I can get the grand rooms free of charge – or wherever he wishes. Eugenio would come over for it.'

Mr Bezalel was unmoved by Fr Seed's offer, though he told him on November 21 that his representative in the Balkans 'will approach you should we need'. Undeterred, Mr Sporn told Mr Bezalel next day: 'I don't think you understand the context and nature of Father Seed's recommendation; so I will spell it out for you. If you Hezi Bezalel make a sizeable contribution to the charitable efforts of His Excellency Eugenio Sbarbaro in Belgrade; then on a diplomatic level you will be introduced to certain heads of state in both Serbia, Montenegro and Croatia. A sizeable contribution is more than \$75,000 [£47,000]. The Vatican can open certain doors for you ...'

Mr Sporn tried again soon after. Accusing Mr Bezalel of being 'short-sighted', he told him: 'Within days you could be sitting with the Presidents of Kosovo, Serbia and Montenegro selling them technologies they want and need. To achieve direct access... surely 75,000 is a small fee.'

Later that day, Mr Bezalel replied by email: 'I don't like this approach. When I give to charity it's because I want and not under instruction. I'm trying to be as polite as possible. So please let's forget about it.'



Friend: Archbishop Sbarbaro made nominations for papal knighthoods

Fr Seed was a student at the Catholic University of America when he met Archbishop Sbarbaro in Washington in the early Eighties. The Archbishop was charge d'affaires at the Vatican embassy. This January, the Archbishop flew to London to conduct a Mass at the Church of the Immaculate Conception, in Mayfair, marking Fr Seed's 25 years as a priest. At a party afterwards at the Pigalle Club in Piccadilly, known for its racy floor shows, many were taken aback when men appeared on

stage wearing nuns' habits.

Party guests ranged from Westminster diocese clerics to millionaire benefactors who had flown in by private jet.

His order excommunicated Fr Seed, meaning he is suspended indefinitely but is bound by his religious vows.

Last night Fr Seed said he was introduced to Mr Bezalel by Mr Sporn, a New Yorker who keeps a blown-up photo in his apartment of himself with Tony Blair.

Admitting the emails were 'extremely damaging', Fr Seed said: 'I regret the language used. It was because I was dealing with Kalman Sporn, who is very blunt. I had to use language that he understood.' When it was put that he was effectively trying to facilitate a potential arms deal, he replied: 'I can't deny that ... it's terrible.'

But he said all the funds he solicited helped charity in the Balkans. He said donations went to Archbishop Sbarbaro, who then distributed them as he saw fit. 'At the heart of this is goodness,' he said.

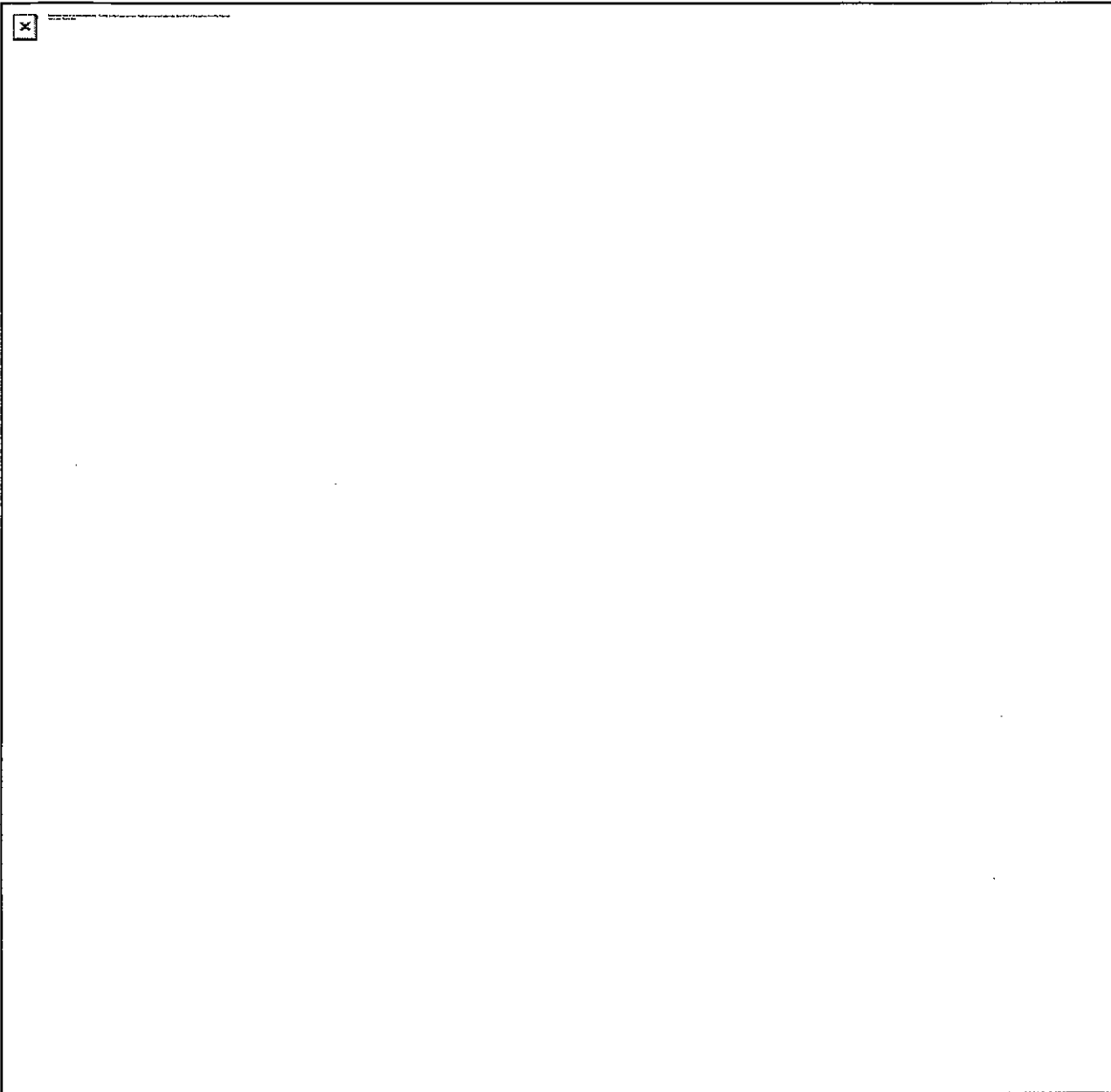
Asked if he thought donors he recruited were motivated more by a papal knighthood than helping good causes, he laughed: 'I can't answer that.' He admitted he is living in a London flat owned by Gregory King, a Glaswegian corporate money lender whose fortune is estimated at £200 million. Fr Seed claimed that Mr King, who could not be contacted last night, received a papal knighthood after donating to Archbishop Sbarbaro's charity.

Archbishop Sbarbaro said yesterday: 'Fr Seed is a very good man. When I was ambassador I met a lot of people and I awarded papal knighthoods but this was a secondary part of my work.'

He could not remember discussing Mr Bezalel with Fr Seed but said: 'The Church rewards people who are charitable. I still work for the foundation and we are completing two works in Serbia which came about through kind donations.'

Mr Bezalel did not respond to calls last week. He has many other business interests.

The Franciscan Friars of the Atonement, based in New York, stressed they were unaware of Fr Seed's 'involvement with soliciting funds for any charitable organisation'. They were 'most definitely not aware of any promises or implied promises of a papal knighthood'.



High-profile: Father Michael Seed regularly celebrated Mass for Tony Blair and his family in Downing Street

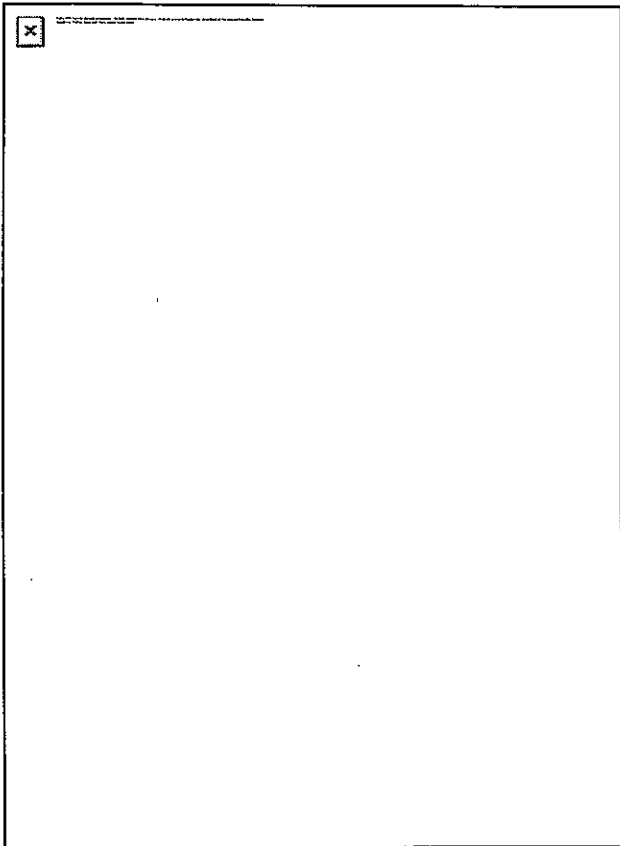
Mr Sporn said the emails referred to helping Mr Bezalel with introductions to politicians who could facilitate Balkans technology deals.

He said: 'Hezi was involved in the arms trade but for five years he has been a distributor for security technology for software companies.

'Sometimes when you are raising money for charity, the language may sound heavy-handed but the overall result is beautiful. Fr Seed and I were raising money for Path to Peace, which brings Jews, Muslims and Christians together in the former Yugoslavia. Hezi already had business interests there and the approach was that he should use them to support this charity.'

He said he and Fr Seed would not have been remunerated if Mr Bezalel had agreed to their proposal.

Riddle over the £34,000 he gave to Tory donor



Questions: Father Seed with Tory donor Xuelin Black

A Chinese businesswoman is at the centre of a mystery over why Fr Seed gave her £34,000 from his order's charity bank account.

Xuelin Black, 47, has lived in London since the late Nineties 'developing business and political interests'.

In the run-up to last year's Election she donated £50,000 to the Tories and was later invited to their summer ball. She now advises Mr Cameron's Big Society 'Tsar' Lord Wei.

Last night the Franciscan order was investigating why Fr Seed gave her the £34,000 cheque drawn from its charity account. She held on to it for two months before paying it into Fr Seed's personal account.

Fr Seed described it as a 'loan' when questioned by The Mail on Sunday but declined to elaborate.

Miss Black, who runs an import business was made a papal dame by Pope Benedict XVI. She insisted yesterday that Fr Seed had inherited money following an elderly relative's death.

'He didn't have a bank account so I held on to it for a couple of months while he opened one,' she said. She added that she was introduced to Archbishop Eugenio Sbarbaro by Fr Seed at a party 'years ago'.

She said: 'He [the Archbishop] told me about his good work and asked if I could help. I made a donation a few years later. I didn't expect to be made a papal dame. I do loads of work for charity.' She said the Archbishop flew to London to present her with the honour at the Ritz hotel. Fr Seed was also there.

Elite band of 400 Britons



Prized: The papal knighthood medal for which four Britons allegedly donated up to £50,000 to a charity in the Balkans

Britain now has 400 papal knights – an award that Popes have been making since the early Middle Ages.

Originally they were conferred to the nobility.

But today the Papal Orders of Chivalry are a means for the Holy See to distinguish all those who have served the Church well.

British papal knights are traditionally members of the Pontifical Orders of Saint Gregory the Great and Pope Saint Sylvester.

Most are Catholics but some come from other faiths.

Knights and dames wear their badges suspended from a ribbon on their left breasts at ceremonies.

They are entitled to wear a uniform of their order. Dames wear capes.

The uniform of St Gregory is dark green, with silver buttons and braiding; that of St Sylvester is black, with gold buttons and braiding.

The uniform is accompanied by a cocked hat and dress sword.

Those honoured do not have specific obligations.

But it is customary to take part in major diocese events like consecrating bishops and ordinating priests.

Read more: <http://www.dailymail.co.uk/news/article-1370323/Tony-Blairs-priest-fixed-papal-knighthoods-cash.html#ixzz1Hqn6FFgS>

Why the Statute of Limitations Should not Apply to the Sexual Abuse of Children

By Vincent J. Nauheimer

There are several very good, common sense reasons why the Statute of Limitations should be eliminated in the case of the sexual abuse of children. Of these, the most important ones are: the nature of the crime, the effects of the crime on the victim, and the shield that the law inadvertently provides to those who sexually abuse minors. The Statute of Limitations as it applies to minors who are victims of sexual abuse is a travesty of justice and should be removed from every state where it is in force. Children are the most vulnerable member of our community and deserve the protection of the law to its fullest extent. Not only do the children deserve it, but as responsible citizens, caring parents, and good citizens looking out for the welfare of our society, we should demand it.

Part I: The Effects of Sexual Abuse on the Victim

When a child is sexually abused, that child is traumatized for life. The act of sexually violating a child has a multitude of deleterious effects on the individual, their psyche, self-image and view of the world. It is not uncommon for victims of sexual abuse to develop severe psychological problems, drug addictions, alcoholism, and suicidal tendencies. There have been numerous very public stories in the past few years related to the Clergy Abuse Scandal of the Roman Catholic Church. All of the documented disorders that can be traced back to childhood sexual abuse make one thing perfectly clear: The victim is in no position to address his grievances in the short period of time given him by the Statutes of Limitations after reaching his majority.

Supporting this argument and attached is the poem Living Without Trust. This poem has received universal acceptance from survivors because they relate to it and understand the truth it speaks. As a survivor of childhood sexual abuse living without trust has been a lifelong fight for me. The point is a person that can't trust their parents, priest, friends or anybody for that matter is not a leading candidate to place his trust in the judicial system. Rekindling trust doesn't come easy and usually only after a number of things have fallen into place. To name a few: the victims must first realize they were victims, come to grips with their abuse, accept their victimization and gather a support system that will carry them through the public nightmare of pressing charges. Going public is an incredible ordeal, which requires the heroic act of publicly admitting you were the victim of sexual abuse. Unlike the ability to drink legally, the ability to deal with childhood sexual abuse is not conferred upon a victim at age 18 or even at age 21. Richard Sipe noted author and researcher on clergy abuse stated the following in his article entitled Unspeakable Damage: "It takes the average victim of abuse 25 to 30 years to bring them to the realization that they were not at fault."

My own story is a testimony to the truth and accuracy of Mr. Sipe's contention. By the time I was 18, I was in the service because my low school grades caused by low self-esteem prohibited me from either wanting or qualifying for college. Had I come to terms with my childhood trauma, my four year stint after reaching the age of 18 would have prevented me from filing suit under the current Statute of Limitations. My secrets remained buried for three decades when at the age of thirty eight, the combined deaths of a very close friend followed by that of my father triggered emotions that opened the floodgates and washed away the carefully constructed image

I had created for myself. First came the nightmares, cold sweats, and dreams of being asphyxiated. Then came the memories along with the terrifying images and smells of the tenement basement where my rape took place. Three decades later, my mental state was still insufficient to even entertain a thought about pressing charges or filing a suit against my perpetrator. If I had done one or both, upon learning that the Statute of Limitations invalidated them; I would have had a terrible setback.

Five years later, I still hadn't come to grips with what happened to me, couldn't bring myself to speak about it to anybody, and was plunging headlong into hell. I had become a full-blown alcoholic contemplating the merits of continued existence. Fortunately, I found AA and was able to get sober. Even with AA, it was still another year before I could summon the courage to tell people what had happened to me as a child. At 43 years of age I had never given a thought to bringing my perpetrator to justice. All my energy was needed to help me function and begin to heal. If I had given either a criminal or civil action thought, the Statute of limitations would have quickly extinguished them.

A couple of years later, I found out all about the Statute of Limitations when I tried to press charges against a priest for his actions against my sons. I was told that the Statute of Limitations had expired. When I filed a civil against the priest, all charges save one were dropped solely due to the Statute of Limitations. It was a devastating blow. Fresh from my own recovery, I found that there was little I could do about their molestation.

Part II: The Statute of Limitations as a Pedophile Shield

Throughout history many good laws have been passed with their good intentions being twisted to protect evil individuals who use them to continue their acts of perversity. The Statute of Limitations regarding the sexual abuse of minors is one glaring example. It is up to the courts and the legislatures of this country to rectify this situation.

In cases of child molestation, the Statute of Limitations provides a blanket of immunity for the perpetrators. Knowing that most children will not come to terms with their childhood sexual abuse until adulthood is a license to be a repeat offender. Pedophiles take comfort from the fact that long before most of their victims will ever come to terms with their abuse the Statute of Limitations will have expired on their crimes. This effectively shields them from any repercussions for their actions. For the purposes of this treatise, we must separate the experienced seasoned pedophile from the oaf who acts on impulse and an uncontrollable urge. The latter usually wind up in jail while the former continue to prey on children for years. Sexual predators are safe in the knowledge that every year when another victim or group of victims turns twenty-one, they automatically receive immunity for their heinous crimes against children. This has to stop! Laws that promote pedophilia and protect pedophiles do not serve justice. The Statutes of Limitations for the sexual abuse of minors, in their current form, are a blight on humanity.

All the laws on the books regarding the rape, sodomization, and molestation of children are a worthless deterrent when it comes to meting out justice to experienced child molesters. If the Statute of Limitations on these crimes is not removed, the crimes will continue as the risk of

being prosecuted is sharply minimized due to the inherent deleterious effects of this crime on the victim.

Part III: The Statute of Limitations as a Shield for Institutions

The current Roman Catholic Clergy Abuse Scandal is the sole reason that legislatures and courts across this country are currently reexamining the merits of the Statute of Limitations. The abysmal failure on the part of the hierarchy of the Roman Catholic Church in the United States to address the sexual predators in their midst demands that legislatures take action to protect our children.

Across the country the hierarchy of the Roman Catholic Church is expending every possible effort lobbying to prevent state legislatures from changing existing Statutes. Why? This massive effort expended against a one-year window suspending the Statute of Limitations so past victims can civil file suits is understandable, as we know, because for the church this is all about protecting clergy that have not yet been held accountable and more than that, about money. However, lobbying against changing the Statute of Limitations as it relates to protecting future generations of children is inexcusable. It is simply ludicrous. Why after all the Clergy Abuse Scandal has cost them, is the Roman Catholic Church so adamant about not changing the Statute of Limitations as it pertains to the future? Could the answer be because they are already aware of another generation out there that hasn't come to terms with their childhood molestations? If self-interest or self-preservation are not at the root of their effort; why then is a church that proclaims to have found the light, so intent on staying in the Dark Ages?

New Jersey is a prime example of a successful lobbying effort conducted by the Catholic Church. There, the state legislature recently removed the monetary limitations for which a victim could sue a non-profit organization. This was done amidst a great deal of hoopla and praise, but the legislature left in place the two-year Statute of Limitations thereby creating a paper tiger. This is an absurdity and flies in the face of everything we know about the long-term effects of childhood sexual abuse upon a person. **What good does it do a person if they can sue for fifty dollars or fifty million dollars if that person is not going to come to terms with their childhood sexual abuse until well into adulthood?** None what so ever! This was just another con game where the concession looks magnificent until you realize that it is impossible to attain. Only when the Statute of Limitations is either removed or extended will victims be given the time to: heal, realize what has happened to them, and summon the courage to do something about it.

Institutions, like individual perpetrators, rely on the Statute of Limitations to protect them, absolve them of their sins, and allow them to carry on with business as usual. Once the minor passes into adulthood, they can be written off because they are no longer a liability. The Statute of Limitations has, in the past, fostered a multitude of sins whose names are: negligence, mismanagement, failure to report criminal activity, and the shuffling of sexual abusers. The Statute of Limitations in its current form takes away any incentive to put an end to the sexual abuse of children. This is especially true when you consider institutions that believe they are above the law, responsible to no man only a Divine entity, and whose primary directive is to

avoid scandal at all costs. These laws, in the cases of childhood sexual abuse, clearly protect the offending institution and the perverts who dwell within their ranks.

Only when the Statute of Limitations is either removed (preferable) or greatly increased will the offending institutions be forced to act in a responsible manor. More importantly, the criminal and civil laws already on the books for these universally reprehensible crimes will finally be allowed to become the deterrents they were meant to be. Leaving the statutes the way they currently exist begs for the same behaviors to be repeated.

Part IV: The benefits of removing or extending the Statute of Limitations.

1. The Law is supposed to protect the innocent. When the law is manipulated to protect criminals and those who aid and abet criminals, it must be changed. Our job is to protect our children so that they can become functioning adults. It is too obvious that the current Statute of Limitations has been a miserable failure. Criminals will not be able to hide behind the law.
2. The underlying laws protecting children will become the deterrent they were meant to be.
3. The institutions granting criminals, who abuse children, a fee pass will be forced monitor the behavior of their employees or face the consequences of their negligence.
4. More perpetrators of these heinous crimes against children will be held accountable for their actions and prevented from injuring future children.
5. The survivors of childhood sexual abuse will be able to seek justice when they are physically and mentally capable of dealing with the rigors of publicly admitting they were sexually abused.
6. The survivors will have an opportunity to seek closure.
7. By putting childhood sexual abusers out in the light for all to see, parents can take steps to avoid them.
8. Finally, true justice will be served.

Part V: Debunking the myth of the Roman Catholic Church going broke.

The latest figures place the number of Catholics in the United States at sixty-four million. If we take a third of them away calling them non-practicing or children, we are left with forty-two million practicing Catholics. To make this number even more conservative, let us say that ten percent of them make no contributions to the church. That leaves us with roughly thirty-eight million Catholics. If every one of these people gave only five dollars every Sunday and nothing more the entire year, which we all know is ridiculous; the church receives three-hundred-eighty-million dollars each week or 9.9 billion dollars a year tax free. If the average donations were only ten dollars a week and nothing more, it would be twenty billion dollars. The Roman

Catholic Church's cries of poverty or bankruptcy should fall on the same place survivors cries fell on, deaf ears.

Final Thoughts: In closing it is important that you be reminded of what some very prominent people have said about evil.

"The only thing necessary for evil to thrive is for good men of conscience to do nothing"
Edmund Burke

"The world is not dangerous because of those who do harm but because of those who look at it without doing anything." -----Albert Einstein

"Men never do evil so completely and cheerfully as when they do it from religious conviction."
Blaise Pascal

He who does not punish evil, commands it to be done.
Leonardo da Vinci

Attachment

About the author: Vincent Nauheimer has written two books, Silent Screams and Epistles on Clergy Abuse along with the play The Predator Wore a Collar. He is a well known essayist on the subject of Clergy Abuse and currently has several of his essays on websites around the world. His knowledge of this subject comes from his own personal experience, and a great deal of research along with years of conversations with survivors of sexual abuse.

Living Without Trust

By Vinnie Nauheimer Copyright © 2003, All rights reserved

It was abuse that killed my trust.
Coldly murdered to feed another's lust.
Trust, just five letters, easy to spell,
But living without it, is a living hell.
My mind knows the steps I must take,
But my tongue is paralyzed while I shake.
I inflate my ego with a thundering roar.
Yet to my disgrace, I quiver at the core.

There's an image I can't bear to see
It's the reflection of what's really me.
Outwardly, I'm in complete control;
Hiding the chaos in my soul.
Keeping it invisible, never known,
What's inside can never be shown
It's the scared scarred little me;
The trustless child no one can see.

It was abuse that killed my trust.
Coldly murdered to feed another's lust.

Living in fear that all will be stolen;
Fear is manifest in my spastic colon.
They'll take from me everything I've got
Along with everything I have not.
Without trust life is a raw deal,
Frayed nerves are hard to conceal,
Going round on this spinning wheel.
Makes it very difficult to heal,

How can you live not trusting a soul?
What is the patch that fills this hole?
Love is hell, it's quite unbearable.
If only my soul, my soul were repairable!
Love was meant to be something dear.
My love I can't trust, so I live in fear.

All my jealousy gives way to hate.
Living without trust this is my fate.

It was abuse that killed my trust.
Coldly murdered to feed another's lust.

All the time feeling screwed
One wrong word and I'm unglued
Do unto others before they do unto you.
This is my truth, what am I to do?
Fear is the word, managing my life,
Tortures me with endless strife.
Did my perp know my fate?
Would he care knowing my hate?

So I live in lonely isolation
Surrounded by my desolation
Crying, dying to get connected
Knowing beforehand I'll be rejected.
They look at me and wonder why.
How many times have I made them cry?
All they wanted was to give me love,
But without trust, I could only shove.

It was abuse that killed my trust.
Coldly murdered to feed another's lust.

In despair I ask, "What's the use?"
Can't tell anyone of my abuse
I can never let another near
Getting close, ignites up my fear.
I'm safely insulated in my tomb
Better to have never left the womb
Then to go through life devoid of trust
Like fine wrought iron covered with rust.

So I keep praying for the day
I'll let loose in some unconnected way
And while going hog-ass wild
I'll release my inner child.
Somewhere I will find what I must
To start a relationship built on trust.

And I'll never know unless I try.
I pray I will succeed before I die!

JUDtestimony

From: jlrntr2@comcast.net
Sent: Saturday, March 26, 2011 8:25 AM
To: JUDtestimony
Cc: Ruane, Joseph
Subject: SB217 SD2 HD1 3/29/11 3:30 pm Room 325 - House Judiciary Committee

Dear Rep Gilbert Keith-Agaran

Please support SB217 SD2 HD1. I believe that sexual abuse of children should not be subject to the statute of limitations. Child rape is at least as serious as murder , kidnapping and other heinous crimes.

Thank you for your consideration.

Joseph Ruane - Chicagoland Voice of the Faithful

JUDtestimony

From: Debby Bodkin [bodkind@hotmail.com]
Sent: Saturday, March 26, 2011 4:55 PM
To: JUDtestimony
Subject: Testimony in Support of SB217 SD2 - Hearing 3/29/11, 3:30 pm, Room 325

March 26, 2011

Honorable Representative Gilbert Keith-Agaran, Chairman House Judiciary Committee
Honorable Members of the House Judiciary Committee

Re: SUPPORT OF SB217 SD2

Dear Chairman Keith-Agaran and Members of the House Judiciary Committee:

This email is submitted with the utmost respect and gratitude to the State of Hawaii's elected government officials who are currently reviewing SB217 SD2. SB217 SD2 in its current form is the exact type of legislation that is desperately needed not only in Hawaii and throughout the United States, but also on an international level. As you consider the support and opposition testimony for the passage of SB217 SD2, please understand that as a society, we somehow lost our way in our legal interpretations of our country's laws and protections. For your consideration:

The First Amendment, "*Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances*" is NOT a constitutional free pass to commit heinous sex crimes against a child or adult, while claiming First Amendment protections and separation of church and state.

Tragically, our country's First Amendment protections have been negligently exploited by legal advisors and religious institutions. Who would have thought that First Amendment protections would actually be used to hide and protect employees of religious institutions from financial and moral accountability for sex abuse crimes that destroyed the lives of children and families for decades?

It is my sincere hope that the State of Hawaii will join California and Delaware by implementing SB217 SD2. As my children, your children and all children watch adults function in accordance with respect for and protections of the U.S. Constitution, I pray that history books will never include reports that individuals with the authority to correct the wrongs that destroyed the lives of children and families for decades, placed fear of political retribution above supporting the U.S. Constitution with honor.

In closing, the fact that victims of clergy sex crimes were wrongfully denied the right to

justice in a court of law, based on expired statutes of limitations and failures to report crimes to law enforcement as mandated by law, is justification for the immediate passage and implementation of SB217 SD2, without delays. **Without justice, there will never be peace. Without peace, faith and our country's laws are empty.**

Thank you for your consideration.

With Respect,

Debby Bodkin
Palmdale, California
(949) 290-5516
bodkind@hotmail.com

JUDtestimony

From: Judi COLLINS [judewwc@msn.com]
Sent: Sunday, March 27, 2011 7:48 AM
To: JUDtestimony
Subject: SB217 SD2

As a survivor of sexual abuse, please support SB217 SD2 instead of HDI. I am a resident of PA and do not have the two year window, and it pains me that I have no way to have any kind of justice regarding my abusers. I am 58 years old, and hopefully PA will soon pass this very important legislation as well.

Let the survivors have their voices, please do not silence us any longer. The pain lasts a lifetime!

Judith W Collins
13 Milford Court
Easton, PA 18045

JUDtestimony

From: Kathleen V. Phillips [phillipsa008@hawaiiantel.net]
Sent: Sunday, March 27, 2011 11:31 PM
To: JUDtestimony
Subject: SB217 SD2 HD1 Date 3/29/11 time 3:30pm, room 325

Committee: HOUSE JUDICIARY

Chair of committee: Representative Gilbert Keith-Agaran

I am writing in strong Favor of the Bill - elimination of Statue of Limitations on child sexual abuse in Hawaii. Child sexual Abuse is murdering a person's soul!

This bill hits home for my family and I.

Two of our daughters were sexually abused. Unfortunately, many individuals are unable to deal with the hurts and trauma that being abused causes that by the time they are able to come forward and are emotionally able to deal with the situation, the status of limitation is over. Many of these perpetrators are free because they know that children and abused individuals are terrified and when threatened will not tell or literally just can't face the emotional drama and hurts. We have seen how this injustice has affected our children's life. Many are not the same after being abused....One thing for sure, their life is affected – many for life. As a parent it is difficult to see the affects of child abuse on your siblings. It is also VERY difficult to stand at the bedside of your child watching your child fight for their life..because the trauma was too great and decided to end it by taking her life. I speak from experiencing this horror. Till this date one of our daughters still suffers physically from it all. These perpetrators don't care of the affects of their abuse. The sad part about all of this is that the majority of the abusers get away. Often by the time the person abused can work through the trauma, the status of limitations has been exhausted. I strongly urge you to pass this bill.

Many of us have heard and seen on the news what has happened in many states regarding Sexual Abuse. I have had to deal with issues in this area as well as with the damage it has caused to my children. I beg you not to water down this bill. It is time that we take a hard stand on this issue. Your help in letting these abusers know that Hawaii means business will be greatly appreciated.

Thank you for your time and consideration.

Kathleen V. Phillips
3297 Old Haleakala Hwy.
Makawao, HI 96768

Phone: 808-572-7226

Petition for SB217 SD2

DATE	
PREPARED BY	

March 19, 2011
 To: Honorable Mike Haspelature
 Re: SB217 SD2

We support the expeditious passage of
 AB 217 SD2 which removes the product of
 limitations for child support about victims
 to the Civil Court against the perpetrator
 At further provide a 2 year window for good victims
 to file civil suits.

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Name	Print	Signature	Address
Christina Johnson			84-770 Kili Pen Honolulu, HI
Margann M. Gascon			91-1070 Paloa St Ewa Beach 96706
Movica R. Dilgado			85-282 McArthur St. Honolulu 96793
Yvonne A. Weber			87-168 Maiala St. Honolulu, HI
James De Bore			85-1650 Puka Way, Ukahe Honolulu, HI 96792
Lydia Rico			84-650 A Lakaia St Honolulu, HI
Olinda Pittman			85-973 Waihanalei Rd. No E-mail
Cathy Kuehman			318-263-3977 No Phone Calls
Tom Friedrich			84-770 Kili Pen
Rachelle Evans			84-506 Makaha Val Rd

Please For Petition e Signatures
 to Donor Mark Shumaker # 586-7797



March 12, 2011

TO: Hawai'i State Legislature

RE: SB 217 SD 2

We support the expeditious passage of SB 217 SD 2 which removes the Statute of Limitations for child sexual abuse victims to file civil suits against their perpetrators. It further provides a 2 year window for past victims to file civil suits.

Print	Signature	Address
Januali P Kaonohiokalani Koholua	<i>[Signature]</i>	Waikanae Kai Hilo HI, 9672
Faith Arakawa	<i>[Signature]</i>	86-214 Kawili St Waimo 96792
and F. Perkins	Roland F. Perkins	85-175 Farrington Hwy-A374 Waianae 967
ATHLEEN BIBNEY	Kathleen Gibby	86-392 Kawili St. Waianae
CINDY ULIALAKA		PO Box 1657 WAIMALAE, HI 96792
GARRICK ULIALAKA	"	" " "
Liane Brandon	Diane S. Brandon	84-770 Kili Dr. Waianae # 936 96792
emona Kazma	Gamona S. Kazma	1700 Makiki St # 211 Honolulu, HI 96822
Audrey OSBORNE		84-757 KIWA PL. # 21A WAIMALAE, HI 96792
Rebecca NEITZEL	<i>[Signature]</i>	86-101 FARRINGTON Hwy WAIMO 96792
Francine Nitzel	Francine Neitzel	86-101 Farrington Hwy 96
Mary Ann Caroy	Mary Ann Caroy	87-415 Kakaamae HI 967
ONNA FILES	Donna Files	84-770 Kili Dr # 833
m SAVELLI	James Savelli	84-740 Kili Dr # 621
W HUTTON	Ru Hutton	84-740 Kili # 730 Waianae 96792

12, 2011

Hawai'i State Legislature

B 217 SD 2

Support the expeditious passage of SB 217 SD 2 which removes the Statute of limitations for child sexual abuse victims to file civil suits against their perpetrators. It further provides a 2 year window for past victims to file civil suits.

Signature

Address

Roxy Turbeville	Roxy Turbeville P.O. Box 255, Waia
Bob BAKUTIS	Bob B. Bakutis 87-159 Farrin
Wendy Blanchard	Wendy Blanchard 857377 Pukinole Pl
Leo Leonard	Leo 84-255 Ikuone Pl WAIANAE, HI 96792
Jim Campbell	87-248 Ho'okele St Waianae HI
Dyn Kusch	P.O. Box 1442 Waianae HI 967
King	P.O. Box 279 Waianae HI 9
Don Fleener	Don Fleener 808779 Waianae HI 967
Lord J. Holmes	84-680 K.I. Dr. 96792
MANAKEA-FORTH	89-134 HALEAKALA ME WAIANAE,
MANAKEA-FORTH	88-134 Haleakala Ave Waia
John T. Hopper-Cruz	84-744 Manuku St. Waianae, HI. 96792
Ver Miles	86-213 Moeha St. Waianae, HI

March 12, 2011

TO: Hawai'i State Legislature

RE: SB 217

We support the expeditious passage of SB 217 which removes the Statute of Limitations for victims of sexual abuse to file civil suits against their perpetrators. It further provides a 2 year window for past victims to file civil suits.

Print	Signature	Address
Karen G.S. Young	Karen G.S. Young	86-024 Glenminger St. Wai'anae 96792
Fred Dodge, MD	F. Dodge	" " "
STANISA Sandy Ducharme	Linda Ducharme	84-770 Kili Dr. #436 - Wai'anae 96792
Angela Sacredon		84-756 Ala Mahi'ewa St Wai'anae 96792
Rosalie C. Smith	Rosalie C. Smith	84-770 Kili Dr #731 Wai'anae HI 96792
Gladys Singleton	Gladys Singleton	84-754 Ala Mahi'ewa St. #55-A Wai'anae HI 96792
Chia Rivera		84-939 Hehale Rd, Wai'anae HI 96792
Cecy Bree Watson	Cecy Bree Watson	84-630 Kili Dr. #503 Wai'anae 96792