

IN THE DISTRICT COURT OF LANCASTER COUNTY, NEBRASKA

THE CATHOLIC ARCHBISHOP OF
OMAHA, OMAHA ARCHDIOCESAN
PARISHES, OMAHA ARCHDIOCESAN
SCHOOLS, OMAHA RELIGIOUS
ORDER SCHOOLS, THE CATHOLIC
BISHOP OF LINCOLN, LINCOLN
DIOCESAN PARISHES, and LINCOLN
DIOCESAN SCHOOLS,

Plaintiffs,

v.

DOUGLAS J. PETERSON, THE
ATTORNEY GENERAL OF THE STATE
OF NEBRASKA, IN HIS OFFICIAL
CAPACITY, AND THE STATE OF
NEBRASKA,

Defendants.

Case No. 19-639

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COMPLAINT FOR JUDICIAL RELIEF
FROM SUBPOENAS

2019 FEB 1 PM 12 06
CLERK OF THE
DISTRICT COURT
LANCASTER COUNTY

Plaintiffs, for their Complaint against Defendants, state and allege as follows:

PRELIMINARY STATEMENT

1. This Complaint seeks judicial relief from more than 400 administrative subpoenas simultaneously served on a single day, February 26, 2019, in connection with the Nebraska Attorney General's ongoing investigation into clergy sexual abuse of minors. This recent barrage of subpoenas was issued unilaterally and without a showing of probable cause by the Nebraska Attorney General under Neb. Rev. Stat. § 86-2,112, and served on Catholic churches, schools, and institutions across the state.

2. Through weeks of planning, service of the subpoenas on February 26 was a coordinated effort between the Attorney General and local law enforcement. None of the subpoenaed parties were given advance notice that the subpoenas would be issued, much less

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personally served. Counsel for Plaintiffs—whose representation in connection with this investigation was well known to the Attorney General—also were not given advance notice.

3. In contrast to the weeks of time and effort by the Attorney General to prepare and serve the subpoenas, the subpoenas demand almost immediate compliance for a broad range of records. In fact, the subpoenas issued to the Archdiocese of Omaha and the Diocese of Lincoln expressly demand “immediate” compliance, covering 22 years of business, real estate, litigation, financial, employment, personnel and insurance records, including email and other digital or electronically-stored information. These subpoenas are not limited to clergy sexual abuse of minors, but seek records related to any “wrongful” conduct. All the subpoenas demand that the records be “surrendered and relinquished in their **present and original form.**” (Emphasis in original.)

4. Other subpoenas issued to the Plaintiff parishes and schools provided three (3) days to comply (by March 1, 2019). While more limited in scope, they cover the same time period, the same digital or electronically-stored information, and the same broad and sometimes vague demands. For example, the subpoenas issued to the Catholic schools and parishes demand records related to any “inappropriate conduct with a child.” While the term “inappropriate conduct” could be construed as only conduct tied directly to child abuse and sexual assault, the directive within the subpoenas received by schools and churches is vague and broad and puts the schools and parishes in the difficult position of determining the meaning of “inappropriate conduct.” Put differently, while there may be obvious cases of “inappropriate conduct” that are directly relevant to the Attorney General’s investigation, it may also include a myriad of conduct by school/parish employees or volunteers which has nothing to do with abuse of children or illegal conduct of any kind.

5. When focusing solely on the requirement to produce electronically stored information, the costs are staggering. On its face, the subpoenas require the recipients to identify, retrieve, and review electronically stored information for potentially responsive records. To assure compliance, this review process would need to be implemented on thousands of computers and computer systems spread across the state. In addition to the forensic costs, the time, labor and travel expenses to complete this exercise would quickly total millions of dollars.

6. Notably, the Attorney General's investigation became a matter of public record following the Attorney General's announcement and media statements in September 2018. In addition, after service of the subpoenas on February 26, the Attorney General issued a public statement that was publicized in the local and national press. However, in each of the 400+ subpoenas issued, the Attorney General "ordered" all of the subpoenaed parties to stay silent:

[Y]ou [the subpoenaed party] are ordered not to disclose the existence of this subpoena to any person who is not directly involved with the collection and production of the records requested. Any such disclosure could impede an on-going investigation and thereby interfere with the enforcement of the laws of the State of Nebraska.

(Emphasis added.) The subpoenas do not identify any legal authority permitting the Attorney General to demand anyone's silence. While Neb. Rev. Stat. § 86-2,112(2) describes a process by which a court might order confidentiality concerning the existence of the subpoena once it is issued, there is no indication that such a process has been followed here. There is no indication that any court has authorized the Attorney General to "order" that the subpoenaed parties remain silent.

7. In addition to demanding silence and the confusion about who the subpoenaed party could legally contact, the subpoena also mandates that any questions be directed to the Attorney General's Office: "If you have any questions concerning the scope of the subpoena or

specific items requested, they **should be** directed to [an investigator from] the Nebraska Attorney General's Office." (Emphasis added.) This directive leaves some recipients in the difficult position of determining whom they can work with to respond, including legal counsel.

8. To their credit, law enforcement has been professional in its herculean effort to simultaneously serve more than 400 subpoenas. The Archdiocese of Omaha and Diocese of Lincoln have repeatedly pledged their support for this investigation and the effort to stop child sexual abuse anywhere in the state. However, the impact of this en masse service of process and the deadline contained within the subpoenas places impossible demands on the Plaintiffs to comply.

9. After receiving copies of several of the subpoenas served on Plaintiffs, counsel for Plaintiffs contacted the Attorney General with the goal of cooperating to better define the scope of the subpoenas and request an extension of the deadlines. The Attorney General denied the Plaintiffs' request for an extension and left Plaintiffs with a lack of clarity on the scope of "inappropriate conduct", "wrongful behavior", and "criminal behavior".

10. Given the breadth and volume of the subpoenas, the Attorney General's "order" to stay silent, and the immediate or three-day deadlines set by the Attorney General, the Plaintiffs need the Court's intervention. The Attorney General's unrestrained use of Neb. Rev. Stat. § 86-2,112 to issue these subpoenas is unprecedented and exceeds the express statutory power granted. The Attorney General has improperly attempted to use these subpoenas like warrants without a showing of probable cause, by demanding immediate responses, threatening sanctions for failing to comply, and using the element of surprise. Unfortunately, whether intended or not, this effort also functions to circumvent counsel for the Dioceses, parishes, and schools.

11. Rather than wait until this entire effort collapses under its own weight and results in potentially hundreds of enforcement actions by the Attorney General, the Archdiocese of Omaha and the Diocese of Lincoln, along with their parishes and schools, jointly seek the Court's help in setting a reasonable timeline for production and a more clearly defined and reasonable scope of the records to be produced. Put simply, Plaintiffs want to cooperate and produce relevant records, but need more time and clarity about the scope of the records sought.

12. Accordingly, as set out in more detail below, Plaintiffs seek an Order from this Court quashing the subpoenas in whole or in part, narrowing and clarifying the scope of the subpoenas, and providing Plaintiffs with reasonable and sufficient time to produce responsive records after an opportunity to consult with counsel concerning their obligations.

PARTIES¹

13. Plaintiff, the Catholic Archbishop of Omaha ("Archdiocese of Omaha"), is a Nebraska religious non-profit corporation.

14. Plaintiff, Omaha Archdiocesan Parishes, is the group of Catholic parishes set forth on Exhibit "A".

15. Plaintiff, Omaha Archdiocesan Schools, is the group of Catholic schools set forth as Exhibit "B".

16. Plaintiff, Omaha Religious Order Schools, is the group of Catholic schools set forth as Exhibit "C".

¹ Many of the Plaintiffs are separately incorporated and operate with a degree of autonomy from the Archdiocese of Omaha or the Diocese of Lincoln, but all these entities are affiliated with the Archdiocese and Diocese, and/or Catholic organizations that fall within their geographic boundaries. Given this relationship, the uncertainty of whether each has been served, and the urgent directive from the Attorney General to comply, this Complaint is filed for the benefit of all those served with a subpoena, with the understanding that some recipients may choose to hire separate counsel or independently respond to the subpoena.

17. Plaintiff, the Catholic Bishop of Lincoln ("Diocese of Lincoln"), is a Nebraska religious non-profit corporation.

18. Plaintiff, Lincoln Diocesan Parishes, is the group of Catholic parishes set forth on Exhibit "D".

19. Plaintiff, Lincoln Diocesan Schools, is the group of Catholic schools set forth as Exhibit "E".

20. Defendant Douglas J. Peterson is the Nebraska Attorney General, is acting within his official capacity, and is and an officer of the State of Nebraska.

21. The State of Nebraska is self-explanatory.

JURISDICTION

22. Jurisdiction is proper in the District Court of Lancaster County, Nebraska pursuant to Neb. Rev. Stat. § 24-302 and Neb. Rev. Stat. § 86-2,114.

23. The subpoenas at issue in this case were issued by the Attorney General in Lancaster County, Nebraska.

BACKGROUND

24. In early September 2018, the Nebraska Attorney General publicly announced an investigation of Catholic Archdiocese of Omaha, Diocese of Lincoln, and Diocese of Grand Island related to allegations of child abuse and sexual assault against clergy.

25. Since the initiation of the Attorney General's investigation, the Archdiocese of Omaha and the Diocese of Lincoln have pledged cooperation and voluntarily produced documents and records requested by the Attorney General.

The Archdiocese of Omaha's Ongoing Effort to Cooperate

26. The Archdiocese of Omaha had numerous communications with representatives in the Attorney General's office to develop an understanding of the documents and information the Attorney General was requesting via voluntary production.

27. The Archdiocese of Omaha was directed by the Attorney General to communicate with Dave Bydalek regarding the scope of the requests for information and to facilitate production of records.

28. On September 11, 2018, counsel for the Archdiocese of Omaha had a telephone conversation with Dave Bydalek of the Attorney General's office to clarify the scope of information requested. This was followed up with a letter from counsel for the Archdiocese of Omaha to Dave Bydalek on September 12, 2018 outlining the conversation of September 11, 2018. This letter is attached as Exhibit "F". On September 18, 2018, Dave Bydalek of the Attorney General's office also specified that, if possible, the Archdiocese provide information from its clergy files regarding allegations of repeated grooming activity by a member of the clergy.

29. Thereafter, with specific agreements regarding scope of documents to be produced, the Archdiocese of Omaha produced records to the Nebraska Attorney General's office on November 15, 2018, November 20, 2018, November 29, 2018, and December 4, 2018. The Archdiocese of Omaha indicated certain requested documents pertaining to some clergy were voluminous, but would be made available if requested.

30. In its production of documents to the Attorney General, the Archdiocese of Omaha supplied documents pertaining to 137 combined clergy and lay people, and the total production of documents was 11,576 pages.

31. The Archdiocese of Omaha maintained a regular dialogue, through its counsel, with the Nebraska Attorney General regarding the information sought and means for production of records.

32. Following the Archdiocese of Omaha's production, no representative of the Nebraska Attorney General has indicated to the Archdiocese of Omaha that it needed any additional information, but upon the Archdiocese's inquiry, requested ongoing updates of documents for new allegations which may arise.

33. The Archdiocese of Omaha will continue to cooperate with this investigation, but seeks a reasonable modification to the time and scope of the current subpoenas so that it may do so.

The Diocese of Lincoln's Ongoing Effort to Cooperate

34. The Diocese of Lincoln had numerous communications with representatives in the Attorney General's office and other members of law enforcement to develop an understanding of the documents and information the Attorney General was requesting via voluntary production.

35. The Lincoln Diocese was directed by the Attorney General to communicate with the Lancaster County Attorney and the Lincoln Police Department regarding the scope of the request for information and to facilitate production of records.

36. In August of 2018, the Catholic Bishop of Lincoln, James D. Conley, met with the Lancaster County Attorney and Lincoln Police Department Chief of Police regarding its joint investigation with the Attorney General and the scope of information requested.

37. Following the August 2018 meeting between the Bishop of Lincoln and the Lancaster County Attorney and Lincoln Police Department Chief of Police, legal counsel for the Diocese of Lincoln exchanged correspondence with the Lancaster County Attorney with the

purpose of developing an understanding of the documents and information sought by the Attorney General and Lincoln Police Department.

38. On September 24, 2018, counsel for the Diocese of Lincoln hand-delivered a letter to the Lancaster County Attorney responding to questions it posed, identifying the scope of records sought, and explaining the Diocese of Lincoln's understanding of the records not sought by the Attorney General and Lincoln Police Department. A true and correct copy of the letter is attached as Exhibit "G". As part of this letter, the Diocese of Lincoln expressly offered to produce additional records that might be relevant to the investigation. The Diocese of Lincoln noted the practical realities of searching for and producing documents based on broad and general requests:

[I]f you were seeking information about a specific alleged incident, a specific employee, or a specific facility, we could quickly locate responsive documents and give you assurances that we have collected everything. With that said, although your office has made a general request concerning a general investigation, we do not want to provide a "general" response. To do so would be counterproductive.

As a result, the letter explained that the Diocese of Lincoln would start with a review of the Diocese's centralized files located at the Chancery in Lincoln.

39. The Diocese of Lincoln produced 2,512 pages of documents along with other materials on September 24, 2018, October 5, 2018, and December 17, 2018, working to honor the voluntary agreement to produce records that would help the Attorney General identify potential crimes involving children.

40. The Diocese of Lincoln maintained a regular dialogue, through its counsel, with the Lancaster County Attorney regarding the information sought and means for production of records.

41. The scope of the documents, records and electronically stored information demanded in the subpoena far exceeds the scope of the Attorney General's previous request for records as confirmed in writing by the Diocese of Lincoln. To assert that all subpoenaed documents were already requested is simply untrue.

42. The Diocese of Lincoln will continue to cooperate with the Attorney General's investigation, but seeks a reasonable modification to the time and scope of the current subpoenas so that it may do so.

The Attorney General's Administrative Subpoenas

43. On February 26, 2019, upon information and belief, each and every Plaintiff was served a subpoena issued by the Nebraska Attorney General's Office under General under Neb. Rev. Stat. § 86-2,112.

44. Although the Plaintiffs are still collecting copies of all the subpoenas issued, it appears that more than 300 Plaintiffs have been served with subpoenas.

45. The subpoenas generally appear to follow two templates.

46. The Omaha Archdiocesan Parishes, the Omaha Archdiocesan Schools, the Omaha Religious Order Schools, the Lincoln Diocesan Parishes, the Lincoln Diocesan Schools, the Lincoln Religious Order Schools, were each served subpoenas substantially in the form of Exhibit "H" (the "Local Subpoenas").

47. Each Local Subpoena uses the phrase "inappropriate conduct" without defining the phrase. This phrase, as stated, is vague, ambiguous, and difficult for a person to discern with any reasonable degree of certainty.

48. Each Local Subpoena demands records from April 16, 1997 until January 1, 2019, and includes email and other electronically stored records. This request requires substantial time, money, and effort in order to properly respond.

49. Each Local Subpoena purports to demand compliance by March 1, 2019, giving Plaintiffs a mere three (3) days following most Plaintiffs' receipt of the request. Compliance would be impossible.

50. The Catholic Archbishop of Omaha and the Catholic Bishop of Lincoln were each served subpoenas substantially in the form of Exhibit "I" (the "Diocesan Subpoenas").

51. The Diocesan Subpoenas request voluminous records from the Catholic Archbishop of Omaha and the Catholic Bishop of Lincoln respectively, including business records, financial records, and medical records from 1997 until January 1, 2019.

52. The Diocesan Subpoenas request highly intrusive and private medical, psychological, and sociological records, and records maintained by the Victim Assistance Coordinators for the Archdiocese of Omaha and Diocese of Lincoln. All these records may contain information which are subject to federal privacy laws, state and federal health and mental privileges, or personal privacy interests that far outweigh the Attorney General's purported need for these documents.

53. The Diocesan Subpoenas request confidential settlement agreements for which contractual obligations to maintain confidentially exist.

54. The Diocesan Subpoenas purport to demand compliance "immediately", without any date certain and without allowing for any time in which to comply. Such compliance is also impossible.

55. Further problematic is that one subpoena was served on the John XXIII Diocesan Center at 3700 Sheridan Boulevard, Lincoln, NE 68506-6100, which houses various offices, agencies and legal entities, some of which are separate legal entities from the Diocese of Lincoln and its schools and parishes, and the subpoena was not directed to any specific entity, creating confusion about which entity is obligated to respond, if any.

GROUND FOR RELIEF

56. Pursuant to Neb. Rev. Stat. § 86-2,114, this Court has jurisdiction to determine the enforceability of administrative subpoenas issued by the Attorney General under Neb. Rev. Stat. § 86-2,112.

57. In 2008, the Legislature amended § 86-2,112, as a compromise, to permit the Attorney General or a County Attorney to “require the production” of the following items: “books, papers, documents, and tangible things which constitute or contain evidence relevant or material to the investigation or enforcement of the laws of this state when it reasonably appears that such action is necessary and proper.”

58. While there is very little case law interpreting this authority to issue administrative subpoenas, the federal courts have addressed this issue. See Central States Foundation v. Balka, 256 Neb. 369, 378, 590 N.W.2d 832, 839 (1999). The federal courts have established that while an administrative agency may issue an administrative subpoena without first obtaining a search warrant, in order for the procedure to satisfy the Fourth Amendment to the U.S. Constitution, the subpoenaed party must have the opportunity for judicial review of the subpoena's requirements before suffering any penalties for refusing to comply. See Donovan v. Lone Steer, Inc., 464 U.S. 408, 104 S.Ct. 769, 78 L.Ed.2d 567 (1984); See v. City of Seattle, 387 U.S. 541, 87 S.Ct. 1737, 18 L.Ed.2d 943 (1967); United States v. Powell, 379 U.S. 48, 85 S.Ct.

248, 13 L.Ed.2d 112 (1964). Moreover, when an administrative agency subpoenas corporate books or records, the Fourth Amendment requires that the subpoena be sufficiently limited in scope, relevant in purpose, and specific in directive so that compliance will not be unreasonably burdensome." See v. City of Seattle, 387 U.S. at 544, 87 S.Ct. at 1740 (footnote omitted). See also United States v. Morton Salt Co., 338 U.S. 632, 652-653, 70 S.Ct. 357, 368-369, 94 L.Ed. 401 (1950).

59. Here, the Diocesan Subpoenas and the Local Subpoenas (collectively, the "Attorney General Subpoenas") are not sufficiently limited in scope and lack specificity in definitions and directives and, therefore, protection of the Plaintiffs' rights require judicial intervention.

60. The Attorney General Subpoenas are unduly burdensome and violate Plaintiffs' and their constituents' rights to due process.

61. The Attorney General Subpoenas violate Plaintiffs' and their constituents' rights to be free from unreasonable searches and seizures.

62. The Attorney General Subpoenas are not specific or limited in scope to the extent reasonably practicable considering the purpose for which the information is sought.

63. The Attorney General Subpoenas do not provide a reasonable time period in which to respond.

64. The Attorney General Subpoenas are overly burdensome and will prejudice Plaintiffs' respective interests.

PRAYER FOR RELIEF

Based on the foregoing, Plaintiffs respectfully request from this Court:

- A. An immediate hearing on the Plaintiffs' Complaint and Plaintiffs' contemporaneously filed Motion to Quash or for Protective Order;
- B. An Order quashing each and every subpoena, in whole or in part;
- C. In the alternative, a Protective Order:
 - 1. Directing the Nebraska Attorney General to make each and every subpoena more limited in scope and narrowly tailored to the subject matter of its investigation and to exclude the production of personal and highly intrusive records, subject to review and approval by the Court;
 - 2. Directing the Nebraska Attorney General to make each and every subpoena more definite and certain, subject to review and approval by the Court;
 - 3. Modifying the breadth of the subpoenas to allow copies of documents to be produced (not in their original form as demanded) and to require the production of electronically stored information (ESI) only if the Attorney General can demonstrate need and bears the costs associated with identifying, retrieving, and producing the ESI;
 - 4. Granting the Catholic Archbishop of Omaha and the Catholic Bishop of Lincoln a minimum of sixty (60) days in which to respond to the Diocesan Subpoenas, once modified, for paper records;
 - 5. Granting Omaha Archdiocesan Schools, Omaha Archdiocesan Parishes, Omaha Religious Order Schools, the Lincoln Diocesan Parishes, the Lincoln Diocesan Schools, and the Lincoln Religious Order Schools a minimum of thirty (30) days in which to respond to the Local Subpoenas, once modified, for paper records; and

D. For such other and further equitable relief as this Court may allow.

DATED this 1st day of March, 2019.

THE CATHOLIC ARCHBISHOP OF OMAHA,
OMAHA ARCHDIOCESAN PARISHES,
OMAHA ARCHDIOCESAN SCHOOLS, and
OMAHA RELIGIOUS ORDER SCHOOLS
Plaintiffs

By: 

Patrick M. Flood, #19042

William N. Beerman, #26544

PANSING HOGAN ERNST & BACHMAN LLP

10250 Regency Circle, Suite 300

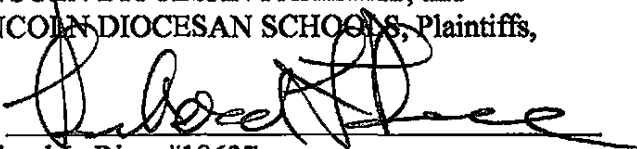
Omaha, NE 68114

Phone: (402) 397-5500

Facsimile: (402) 397-4853

pflood@pheblaw.com

THE CATHOLIC BISHOP OF LINCOLN,
LINCOLN DIOCESAN PARISHES, and
LINCOLN DIOCESAN SCHOOLS, Plaintiffs,

By: 

Richard L. Rice, #18637

CROSBY GUENZEL LLP

Federal Trust Building

134 S. 13th Street, Suite 400

Lincoln, NE 68508

Telephone (402) 434-7300

rlr@crosbylawfirm.com

EXHIBIT "A"
OMAHA ARCHDIOCESAN PARISHES

1.	ALL SAINTS CHURCH OF NORTHEAST NEBRASKA
2.	ASSUMPTION-GUADALUPE CATHOLIC CHURCH
3.	THE CHURCH OF THE ASSUMPTION OF THE BLESSED VIRGIN MARY
4.	CHRIST THE KING CHURCH
5.	DIVINE MERCY PARISH OF SCHUYLER
6.	HOLY CROSS CHURCH OF BANCROFT
7.	HOLY CROSS CHURCH OF BEEMER
8.	HOLY CROSS CHURCH OF OMAHA
9.	HOLY FAMILY CHURCH OF CEDAR COUNTY
10.	HOLY FAMILY CHURCH OF DECATUR
11.	HOLY FAMILY CHURCH OF LINDSAY
12.	HOLY FAMILY CHURCH OF OMAHA
13.	HOLY GHOST CHURCH OF OMAHA
14.	HOLY NAME CHURCH OF OMAHA
15.	HOLY TRINITY CHURCH OF COLFAX COUNTY
16.	THE HOLY TRINITY CHURCH OF HARTINGTON
17.	IMMACULATE CONCEPTION CHURCH
18.	IMMACULATE CONCEPTION CHURCH (BOYS TOWN)
19.	MARY OUR QUEEN CHURCH OF OMAHA
20.	MOTHER OF PERPETUAL HELP CHURCH OF OMAHA
21.	OUR LADY OF FATIMA CATHOLIC COMMUNITY
22.	OUR LADY OF FATIMA CHURCH OF MACY
23.	OUR LADY OF LOURDES-ST. ADALBERT CHURCH OF OMAHA
24.	CHURCH OF OUR LADY OF MOUNT CARMEL
25.	CHURCH OF THE SACRED HEART OF OMAHA
26.	SACRED HEART PARISH OF BOYD COUNTY
27.	SACRED HEART CHURCH
28.	SACRED HEART CHURCH OF NORFOLK
29.	SACRED HEART CHURCH OF OLEAN
30.	ST. ALOYSIUS CHURCH OF ALOYS
31.	ST. ANDREW'S CHURCH OF BLOOMFIELD
32.	ST. ANDREW KIM TAEGON CATHOLIC COMMUNITY
33.	ST. ANN'S CHURCH OF DIXON
34.	ST. ANTHONY'S CHURCH OF CEDAR RAPIDS
35.	ST. ANTHONY'S CHURCH OF COLUMBUS
36.	ST. ANTHONY'S CHURCH
37.	ST. AUGUSTINE'S CHURCH OF WINNEBAGO

38.	ST. BENEDICT THE MOOR CHURCH OF OMAHA
39.	ST. BERNADETTE CHURCH OF OMAHA
40.	ST. BERNARD'S CHURCH OF BENSON
41.	ST. BONAVENTURE'S CHURCH OF COLUMBUS
42.	ST. BONAVENTURE'S CHURCH OF RAEVILLE
43.	ST. BONIFACE CHURCH OF ELGIN
44.	ST. BONIFACE CHURCH OF MONTEREY
45.	ST. BONIFACE CHURCH OF STUART
46.	ST. BRIDGET-ST. ROSE CHURCH OF OMAHA
47.	ST. CECILIA'S CATHEDRAL CORPORATION OF OMAHA
48.	CHURCH OF ST. CHARLES BORROMEO
49.	ST. CHARLES BORROMEO CHURCH OF OMAHA
50.	ST. COLUMBKILLE'S CHURCH OF PAPILLION
51.	ST. CORNELIUS CHURCH OF HOMER
52.	SS. CYRILL AND METHODIUS CHURCH
53.	ST. EDWARDS CHURCH
54.	ST. ELIZABETH ANN CHURCH OF OMAHA
55.	ST. FRANCES CABRINI CHURCH OF OMAHA
56.	ST. FRANCES DE CHANTAL CHURCH OF RANDOLPH
57.	ST. FRANCIS CHURCH
58.	SAINT FRANCIS CHURCH OF BLAIR
59.	ST. FRANCIS CHURCH OF HUMPHREY
60.	ST. FRANCIS CHURCH OF NELIGH
61.	ST. FRANCIS DE SALES' CHURCH OF SCHOOLCRAFT
62.	ST. GERALD'S CHURCH OF RALSTON
63.	ST. IGNATIUS CHURCH OF BRUNSWICK
64.	ST. ISIDORE CHURCH OF COLUMBUS
65.	ST. JAMES CHURCH OF OMAHA
66.	ST. JOAN OF ARC CHURCH OF OMAHA
67.	ST. JOHN'S ROMAN CATHOLIC CHURCH OF OMAHA
68.	ST. JOHN'S CHURCH OF DELOIT
69.	ST. JOHN THE BAPTIST CHURCH OF FORT CALHOUN
70.	ST. JOHN'S CHURCH OF PENDER
71.	ST. JOHN THE BAPTISTS' CHURCH, OF PETERSBURG
72.	ST. JOHN OF NEPOMUK'S CHURCH
73.	ST. JOHN PAUL II NEWMAN CENTER, INC.
74.	ST. JOHN'S CHURCH OF VALLEY
75.	SAINT JOHN VIANNEY CATHOLIC CHURCH OF MILLARD
76.	ST. JOSEPH'S CHURCH OF AMELIA
77.	ST. JOSEPH'S CHURCH OF ATKINSON, NEBRASKA

78.	ST. JOSEPH'S CHURCH OF LYONS
79.	ST. JOSEPH'S CHURCH OF OMAHA
80.	ST. JOSEPH'S CHURCH OF PIERCE
81.	ST. JOSEPH'S CHURCH OF PLATTE CENTER
82.	ST. JOSEPH'S CHURCH OF PONCA
83.	ST. JOSEPH CHURCH OF SPRINGFIELD
84.	ST. JOSEPH'S CHURCH OF WALTHILL
85.	ST. JOSEPH'S CHURCH OF WISNER
86.	ST. LAWRENCE CHURCH OF SCRIBNER
87.	ST. LAWRENCE CHURCH OF SILVER CREEK
88.	ST. LEO CHURCH OF OMAHA
89.	ST. LEO'S CHURCH OF SNYDER
90.	ST. LEONARD'S CHURCH OF MADISON
91.	ST. LUDGERUS CHURCH OF CREIGHTON
92.	ST. MARGARET MARY'S CHURCH OF OMAHA
93.	CHURCH OF ST. MARY OF THE SEVEN DOLORS
94.	ST. MARY'S CHURCH OF BELLEVUE
95.	ST. MARYS CHURCH OF HUBBARD
96.	ST. MARY'S CHURCH OF LAUREL
97.	ST. MARY'S CHURCH OF LEIGH
98.	ST. MARY'S CHURCH OF SOUTH OMAHA
99.	ST. MARY'S CHURCH OF WAYNE
100.	ST. MARY MAGDALENE'S CHURCH OF OMAHA
101.	ST. MATTHEW THE EVANGELIST CHURCH OF BELLEVUE
102.	ST. MICHAEL'S CHURCH OF ALBION
103.	ST. MICHAEL'S CHURCH OF CENTRAL CITY
104.	ST. MICHAEL'S CHURCH OF COLERIDGE
105.	ST. MICHAEL'S CHURCH OF SOUTH SIOUX CITY
106.	ST. MICHAEL'S CHURCH OF TARNOV
107.	ST. PATRICK CHURCH OF JACKSON
108.	ST. PATRICK'S CHURCH OF BATTLE CREEK
109.	ST. PATRICK'S CHURCH OF ELKHORN
110.	ST. PATRICK'S CHURCH OF FREMONT
111.	ST. PATRICK'S CHURCH OF GRETN
112.	ST. PATRICKS CHURCH OF O'NEILL
113.	ST. PATRICK'S CHURCH OF TEKAMAH
114.	ST. PAUL'S CATHOLIC CHURCH OF PLAINVIEW
115.	ST. PETERS CHURCH OF CLARKS
116.	ST PETER'S CHURCH OF FULLERTON
117.	ST. PETER'S CHURCH OF NEWCASTLE

118.	ST. PETERS CHURCH OF OMAHA
119.	ST. PETERS CHURCH OF STANTON COUNTY
120.	ST. PETER'S DE ALCANTARA CHURCH OF EWING
121.	STS. PETER AND PAULS CHURCH
122.	SAINTS PETER AND PAUL CHURCH OF HOWELLS
123.	STS. PETER AND PAUL CHURCH OF OMAHA
124.	ST. PHILIP NERI-BLESSED SACRAMENT CHURCH OF OMAHA
125.	ST. PIUS THE TENTH CHURCH OF OMAHA
126.	ST. ROBERT BELLARMINE CHURCH OF OMAHA
127.	ST. ROSE'S CHURCH
128.	ST. ROSE OF LIMA CHURCH OF GENOA
129.	ST. ROSE OF LIMA CHURCH OF HOOPER
130.	ST. STANISLAUS CHURCH OF DUNCAN
131.	ST. STANISLAUS CHURCH OF OMAHA
132.	ST. STEPHEN CHURCH OF OMAHA
133.	ST. THERESA'S CHURCH OF CLEARWATER
134.	ST. THOMAS MORE CHURCH OF OMAHA
135.	ST. VINCENT CHURCH OF OMAHA
136.	ST. WENCESLAUS CHURCH OF OMAHA
137.	ST. WENCESLAUS CHURCH OF DODGE
138.	ST. WENCESLAUS CHURCH OF VERDIGRE
139.	ST. WILLIAM'S CHURCH OF NIOBRARA

EXHIBIT "B"
OMAHA ARCHDIOCESAN SCHOOLS

1.	ARCHBISHOP BERGAN CATHOLIC SCHOOL OF FREMONT (P-12)
2.	CEDAR CATHOLIC HIGH SCHOOL OF HARTINGTON (7-12)
3.	THE CENTRAL CATHOLIC HIGH SCHOOL OF WEST POINT, NEBRASKA (d/b/a Guardian Angels + West Point) (K-12)
4.	CHRIST THE KING SCHOOL(P-8)
5.	CUES SCHOOL SYSTEM All Saints Catholic School (P-8) Holy Name School of Omaha (P-8) Sacred Heart of Omaha (K-8)
6.	DANIEL J. GROSS CATHOLIC HIGH SCHOOL OF OMAHA
7.	EAST CATHOLIC ELEMENTARY SCHOOL OF CEDAR COUNTY (P-6)
8.	HOLY FAMILY SCHOOL OF LINDSAY (1-6)
9.	HOLY FAMILY HIGH SCHOOL OF LINDSAY (7-12)
10.	HOLY TRINITY SCHOOL OF HARTINGTON (K-6)
11.	HOWELLS COMMUNITY CATHOLIC SCHOOL (1-6)
12.	MADONNA SCHOOL & COMMUNITY-BASED SERVICES
13.	MARY OUR QUEEN SCHOOL OF OMAHA (K-8)
14.	NORFOLK CATHOLIC ELEMENTARY (K-6)
15.	NORFOLK CATHOLIC JUNIOR/SENIOR HIGH SCHOOL (7-12)
16.	OMAHA CATHOLIC SCHOOL CONSORTIUM Holy Cross School of Omaha (P-8) Our Lady of Lourdes School of Omaha (P-8) St. Bernadette School (P-8) Sts. Peter and Paul School Of Omaha (P-8) St. Stanislaus OCSC Dual Language Academy (P-K) St. Thomas More School of Omaha (P-8)
17.	POPE JOHN XXIII CENTRAL CATHOLIC HIGH SCHOOL OF ELGIN, NEBRASKA (7-12)
18.	RONCALLI CATHOLIC HIGH SCHOOL OF OMAHA
19.	ST. ANTHONY'S SCHOOL OF COLUMBUS (P-6)
20.	ST. AUGUSTINE'S INDIAN MISSION (K-8)
21.	ST. BERNARD'S SCHOOL OF BENSON (P-8)
22.	ST. BONAVENTURE'S SCHOOL OF COLUMBUS (P-6)
23.	ST. BONIFACE SCHOOL OF ELGIN (P-6)
24.	ST. CECILIA'S SCHOOL OF OMAHA (P-8)
25.	ST. COLUMBKILLE'S SCHOOL OF PAPILLION (K-8)
26.	ST. FRANCIS OF ASSISI SCHOOL OF HUMPHREY (P-6)
27.	ST. FRANCIS OF ASSISI SCHOOL OF HUMPHREY (7-12)

28.	ST. GERALD'S SCHOOL OF RALSTON (P-8)
29.	ST. ISIDORE SCHOOL OF COLUMBUS (K-6)
30.	ST. JAMES SETON/SCHOOL (P-8)
31.	ST. JOAN OF ARC SCHOOL OF OMAHA (P-8)
32.	ST. JOHN NEUMANN SCHOOL (CLARKSON) (1-6)
33.	ST. JOSEPH'S SCHOOL OF ATKINSON, NEBRASKA (P-8)
34.	ST. LEONARD'S SCHOOL OF MADISON (K-6)
35.	ST. LUDGERUS SCHOOL OF CREIGHTON (P-6)
36.	ST. MARGARET MARY'S SCHOOL OF OMAHA (K-8)
37.	ST. MARY'S SCHOOL OF O'NEILL (P-12)
38.	ST. MARY'S SCHOOL OF OSMOND (P-8)
39.	ST. MARY'S SCHOOL OF BELLEVUE (P-8)
40.	ST. MARY'S SCHOOL OF WAYNE (K-6)
41.	ST. MATTHEW THE EVANGELIST SCHOOL OF BELLEVUE (P-8)
42.	ST. MICHAEL'S SCHOOL OF ALBION (P-8)
43.	ST. MICHAEL'S SCHOOL OF SOUTH SIOUX CITY (P-8)
44.	ST. PATRICK'S SCHOOL OF ELKHORN (P-8)
45.	ST. PHILIP NERI SCHOOL (P-8)
46.	ST. PIUS X/ST. LEO SCHOOL OF OMAHA (P-8)
47.	ST. ROBERT BELLARMINE SCHOOL OF OMAHA (P-8)
48.	ST. ROSE OF LIMA (CROFTON) (P-8)
49.	ST. STEPHEN THE MARTYR SCHOOL OF OMAHA (P-8)
50.	ST. VINCENT DE PAUL SCHOOL OF OMAHA (P-8)
51.	ST. WENCESLAUS SCHOOL OF OMAHA (P-8)
52.	ST. WENCESLAUS SCHOOL OF DODGE (P-6)
53.	SCOTUS CENTRAL CATHOLIC SECONDARY SCHOOL OF COLUMBUS, NEBRASKA (7-12)
54.	V.J. & ANGELA SKUTT CATHOLIC HIGH SCHOOL OF OMAHA
55.	WEST CATHOLIC ELEMENTARY SCHOOL OF CEDAR COUNTY (K-6)

EXHIBIT "C"
OMAHA ARCHDIOCESAN RELIGIOUS ORDER SCHOOLS

1.	CREIGHTON PREPARATORY SCHOOL
2.	DUCHESNE COLLEGE & CONVENT OF THE SACRED HEART
3.	JESUIT ACADEMY
4.	MARIAN HIGH SCHOOL, INC.
5.	MERCY HIGH SCHOOL
6.	MOUNT MICHAEL BENEDICTINE SCHOOL

EXHIBIT "D" - Catholic Diocese of Lincoln Parishes

	Parish	Mailing Address
1	All Saints Holdrege	1204 Logan St; Holdrege NE 68949
2	Assumption Deweese	PO Box 247; Lawrence NE 68957
3	Assumption Dwight	PO Box 70; Dwight NE 68635
4	Assumption (Appleton) David City	580 I St; David City NE 68632
5	Assumption (Juniata) Roseland	PO Box 67; Roseland NE 68973
6	Blessed Sacrament Lincoln	1720 Lake St; Lincoln NE 68502
7	Cathedral of the Risen Christ Lincoln	3500 Sheridan Boulevard; Lincoln NE 68506
8	Church of the Holy Spirit Plattsmouth	520 S. 18th Street; Plattsmouth NE 68048
9	Cristo Rey Lincoln	4245 J St; Lincoln NE 68510
10	Holy Family Heartwell	PO Box 245; Minden NE 68959-0245
11	Holy Family Palisade	PO Box 488; Trenton NE 69044
12	Holy Trinity Blue Hill	PO Box 156; Campbell NE 68932
13	Holy Trinity Brainard	PO Box 39; Brainard NE 68626
14	Holy Trinity Avoca	863 5th St; Syracuse NE 68446-9504
15	Immaculate Conception Rulo	601 W Rouleau St; Rulo NE 68431
16	Immaculate Conception Ulysses	PO Box 128; Ulysses NE 68669
17	Immaculate Heart of Mary Lincoln	6405 Madison Ave; Lincoln NE 68507
18	Mother of Sorrows Grant	PO Box 536; Grant NE 69140-0536
19	North American Martyrs Lincoln	1101 Isaac Dr; Lincoln NE 68521
20	Presentation Bellwood	1291 41 Rd; Bellwood NE 68624
21	Resurrection Elsie	PO Box 536; Grant NE 69140-0536
22	Sacred Heart Red Cloud	413 N Seward St; Red Cloud NE 68970
23	Sacred Heart Roseland	PO Box 67; Roseland NE 68973
24	Sacred Heart Shelby	PO Box 340; Shelby NE 68662
25	Sacred Heart Beaver Crossing	PO Box 208; Beaver Crossing NE 68313
26	Sacred Heart Burchard	310 Hickory St; Steinauer NE 68441
27	Sacred Heart Cedar Hill	PO Box 98; Morse Bluff NE 68648
28	Sacred Heart Hebron	436 N 3rd St; Hebron NE 68370-1215
29	Sacred Heart Kenesaw	PO Box 407; Doniphan NE 68832
30	Sacred Heart Lawrence	PO Box 247; Lawrence NE 68957
31	Sacred Heart Lincoln	3128 S St; Lincoln NE 68503-3297
32	Sacred Heart Nelson	1415 California St; Superior NE 68978
33	Sacred Heart (Hayes Center) McCook	PO Box 1040; McCook NE 69001-1040
34	Sacred Heart (St. James Parish) Crete	515 E 14th St; Crete NE 68333-1604
35	St Andrew Dung-Lac & Companions Lincoln	9230 First St; Lincoln NE 68526
36	St Andrew Tecumseh	PO Box 656; Tecumseh NE 68450-0656
37	St. Ann Doniphan	PO Box 407; Doniphan NE 68832
38	St. Ann McCook	PO Box 1040; McCook NE 69001-1040
39	St. Anne Shubert	PO Box 96; Dawson NE 68337
40	St. Ann Campbell	PO Box 156; Campbell NE 68932

	Parish	Mailing Address
41	St. Anthony Steinauer	310 Hickory St; Steinauer NE 68441
42	St. Anthony Bruno	405 Pine St; Bruno NE 68014
43	St. Benedict Nebraska City	411 5th Rue; Nebraska City NE 68410
44	St. Bernard Julian	5592 O Rd; Nebraska City NE 68410
45	St. Catherine Indianola	PO Box O; Indianola NE 69034
46	St. Cecilia Hastings	301 W 7th St; Hastings NE 68901-4460
47	St. Clara Peru	PO Box 406; Auburn NE 68305
48	St. Elizabeth Ann Seton North Platte	3301 Echo Dr; North Platte NE 69101
49	St. Francis (Center) David City	3071 P Rd; David City NE 68632
50	St. George Morse Bluff	PO Box 98; Morse Bluff NE 68648
51	St. George Byzantine-Ukrainian Rite Lincoln	1513 Martha St; Omaha NE 68108
52	St. Germanus Arapahoe	PO Box F; Cambridge NE 69022
53	St. Helena Grafton	PO Box 406; Sutton NE 68979
54	St. James Trenton	PO Box 488; Trenton NE 69044
55	St. James Cortland	155 N Lincoln Ave; Cortland NE 68331
56	St. James Curtis	PO Box 144; Curtis NE 69025
57	St. James Mead	213 E 8th St; Mead NE 68041
58	St. John Prague	PO Box 96; Prague NE 68050
59	St. John Smithfield	1204 Logan St; Holdrege NE 68949
60	St. John Wauneta	PO Box 488; Trenton NE 69044
61	St. John Lincoln	7601 Vine St; Lincoln NE 68505
62	St. John Nepomucene Weston	PO Box 10; Weston NE 68070-0010
63	St. John The Baptist Cambridge	PO Box F; Cambridge NE 69022
64	St. Joseph Stratton	PO Box 447; Benkelman NE 69021
65	St. Joseph Superior	1415 California St; Superior NE 68978
66	St. Joseph Tobias	PO Box 706; Wilber NE 68465
67	St. Joseph York	505 East Ave; York NE 68467-3798
68	St. Joseph Alma	PO Box 446; Orleans NE 68966
69	St. Joseph Auburn	PO Box 406; Auburn NE 68305-0406
70	St. Joseph Barneston	PO Box 295; Wymore NE 68466
71	St. Joseph Beatrice	612 High St; Beatrice NE 68310
72	St. Joseph Bellwood	211 Esplanade St; Bellwood NE 68624-2402
73	St. Joseph Benkelman	PO Box 447; Benkelman NE 69021
74	St. Joseph Colon	PO BOX 58; Colon NE 68018
75	St. Joseph Farnam	PO Box 144; Curtis NE 69025
76	St. Joseph Friend	405 S Main St; Friend NE 68359
77	St. Joseph Geneva	PO Box 383; Geneva NE 68361-0383
78	St. Joseph Giltner	PO Box 291; Aurora NE 68818-0291
79	St. Joseph Greenwood	1625 Adams St; Ashland NE 68003
80	St. Joseph Harvard	PO Box 70; Harvard NE 68944
81	St. Joseph Lincoln	7900 Trendwood Dr; Lincoln NE 68506-6559
82	St. Joseph Paul	5592 O Rd; Nebraska City NE 68410

	Parish	Mailing Address
83	St. Katharine Drexel Franklin	413 N Seward St; Red Cloud NE 68970
84	St. Leo Palmyra	330 W 8th St; Palmyra NE 68418-2537
85	St. Luke Czech Shrine Loma	c/o Rev. Steven Snitily, PO Box 39, Brainard NE 68626
86	St. Martin Douglas	330 W 8th St; Palmyra NE 68418
87	St. Mary Shickley	PO Box 383; Geneva NE 68361-0383
88	St. Mary St. Mary	PO Box 656; Tecumseh NE 68450-0656
89	St. Mary Sutton	PO Box 406; Sutton NE 68979-0406
90	St. Mary Wallace	PO Box 536; Grant NE 69140-0536
91	St. Mary Wymore	PO Box 295; Wymore NE 68466
92	St. Mary Alexandria	PO Box 406; Fairbury NE 68352
93	St. Mary Arago	601 W Rouleau St; Rulo NE 68431
94	St. Mary Ashland	1625 Adams St; Ashland NE 68003
95	St. Mary Aurora	PO Box 291; Aurora NE 68818-0291
96	St. Mary Cedar Bluffs	PO BOX 58; Colon NE 68018
97	St. Mary Davey	PO Box 37; Davey NE 68336
98	St. Mary David City	580 I St; David City NE 68632
99	St. Mary Dawson	PO Box 96; Dawson NE 68337
100	St. Mary Denton	PO Box 406; Denton NE 68339
101	St. Mary Elmwood	PO Box 27; Manley NE 68403
102	St. Mary Lincoln	1420 K St; Lincoln NE 68508
103	St. Mary Nebraska City	218 N 6th St; Nebraska City NE 68410-2430
104	St. Mary Odell	PO Box 295; Wymore NE 68466
105	St. Mary Orleans	PO Box 446; Orleans NE 68966
106	St. Mary (Pilzno) Osceola	PO Box 212; Osceola NE 68651
107	St. Michael Fairbury	PO Box 406; Fairbury NE 68352
108	St. Michael Hastings	715 Creighton Ave; Hastings NE 68901
109	St. Michael Lincoln	9101 S 78th St., Lincoln NE 68516
110	St. Michael Oxford	PO Box 446; Orleans NE 68966
111	St. Patrick Utica	PO Box 208; Beaver Crossing NE 68313
112	St. Patrick Imperial	PO Box 96; Imperial NE 69033-0096
113	St. Patrick Lincoln	6111 Morrill Ave; Lincoln NE 68507
114	St. Patrick Manley	PO Box 27; Manley NE 68403
115	St. Patrick McCook	PO Box 1040; McCook NE 69001-1040
116	St. Patrick McCool Junction	505 N East Ave; York NE 68467-3798
117	St. Paulinus Syracuse	863 5th St; Syracuse NE 68446-9504
118	St. Peter Bellwood	211 Esplanade St; Bellwood NE 68624-2402
119	St. Peter Lincoln	4500 Duxhall Dr; Lincoln NE 68516
120	St. Stephen Exeter	207 N Union Ave; Exeter NE 68351
121	St. Stephen Lawrence	PO Box 247; Lawrence NE 68957
122	St. Teresa Lincoln	735 S 36th St; Lincoln NE 68510
123	St. Thomas Aquinas (Newman Center) Lincoln	320 N 16th St; Lincoln NE 68508
124	St. Vincent Osceola	PO Box 212; Osceola NE 68651
125	St. Vincent De Paul Seward	152 Pinewood Ave; Seward NE 68434-1047
126	St. Vitus Touhy	PO Box 10; Weston NE 68070-0010
127	St. Wenceslaus Wahoo	214 E 2nd St; Wahoo NE 68066
128	St. Wenceslaus Wilbur	PO Box 706; Wilbur NE 68465

	Parish	Mailing Address
129	St. Wenceslaus Bee	PO Box 146, Bee NE 68314
130	St. Wenceslaus Milligan	207 N Union Ave; Exeter NE 68351
131	St. William Wellfleet	PO Box 144; Curtis NE 69025
132	Sts. Cyril & Methodius Plasi	PO Box 96; Prague NE 68050
133	Sts. Mary & Joseph Valparaiso	637 Iver St; Valparaiso NE 68065
134	Sts. Peter & Paul Abie	405 Pine St; Bruno NE 68014
135	Sts. Peter & Paul Falls City	1820 Fulton St; Falls City NE 68355-2234

EXHIBIT "E" - Catholic Diocese of Lincoln Schools

	School	Mailing Address
1	All Saints School, Holdrege, Elementary School	1206 Logan St, Holdrege, NE 68949
2	Aquinas Catholic Schools - High School , David City, High School	3419 MN Road (Hwy 15), David City, NE 68632
3	Aquinas Catholic Schools - Middle School , David City, Middle School	3420 MN Road (Hwy 15), David City, NE 68632
4	Aquinas Catholic Schools - St. Mary's, David City, Elementary School	1026 5th St, David City, NE 68632
5	Bishop Neumann Jr./Sr. High School, Wahoo, High School	202 S Linden St, Wahoo, NE 68066
6	Blessed Sacrament School, Lincoln, Elementary School	1725 Lake St , Lincoln, NE 68502
7	Cathedral of the Risen Christ School, Lincoln, Elementary School	3245 S 37th St, Lincoln, NE 68506
8	Hastings Catholic Schools - St. Cecilia, Hastings, Middle & High School	521 N Kansas Ave, Hastings, NE 68901
9	Hastings Catholic Schools - St. Michael, Hastings, Elementary School	721 Creighton Ave, Hastings, NE 68901
10	Lourdes Central Catholic School, Nebraska City, High School	412 Second Ave, Nebraska City, NE 68410
11	North American Martyrs School, Lincoln, Elementary School	1101 Isaac Dr, Lincoln, NE 68521
12	Pius X High School, Lincoln, High School	6000 A St, Lincoln, NE 68510
13	Sacred Heart Catholic School, Lincoln, Elementary School	540 N 31st St, Lincoln, NE 68503
14	Sacred Heart School, Falls City, Elementary School	1819 Fulton St, Falls City, NE 68355
15	Sacred Heart School, Falls City, High School	1820 Fulton St, Falls City, NE 68355
16	St. Andrew School, Tecumseh, Elementary School	179 N 6th St, Tecumseh, NE 68450
17	St. Gregory the Great Seminary, Seward, Seminary	800 Fletcher Rd, Seward, NE 68434
18	St. James School, Crete, Elementary School	525 East 14th St, Crete, NE 68333
19	St. John Nepomucene School, Weston, Elementary School	130 N Front St, Weston, NE 68070
20	St. John School, Lincoln, Elementary School	7601 Vine St, Lincoln, NE 68505
21	St. John the Baptist School, Plattsmouth, Elementary School	500 S 18th St, Plattsmouth, NE 68048
22	St. Joseph School, Beatrice, Elementary School	420 N 6th St, Beatrice, NE 68310
23	St. Joseph School, Lincoln, Elementary School	1940 S 77th St, Lincoln, NE 68506
24	St. Joseph School, York, Elementary School	428 East Ave, York, NE 68467
25	St. Mary School, Lincoln, Elementary School	1434 K St, Lincoln, NE 68508
26	St. Michael School , Lincoln, Elementary School	9101 S 78th St, Lincoln, NE 68516
27	St. Patrick School, Lincoln, Elementary School	4142 N 61st St , Lincoln, NE 68507
28	St. Patrick School, McCook, Elementary School	401 E F St, McCook, NE 69001
29	St. Peter School, Lincoln, Elementary School	4500 Duxhall Dr, Lincoln, NE 68516
30	St. Teresa School, Lincoln, Elementary School	616 S 36th St, Lincoln, NE 68510
31	St. Vincent De Paul School, Seward Elementary School	152 Pinewood Ave, Seward, NE 68434
32	St. Wenceslaus School, Wahoo Elementary School	108 N Linden St, Wahoo, NE 68066
33	Villa Marie School, Waverly Elementary School	7205 N 112th St, Waverly, NE 68462

EXHIBIT “F”

COMPLAINT FOR JUDICIAL RELIEF FROM SUBPOENAS

THE LAW OFFICES OF



10250 Regency Circle, Suite 300
Omaha, Nebraska 68114-3728
Telephone (402) 397-5300
Fax (402) 397-4853
www.phelaw.com

John Q. Bachman
James D. Buser*
Benjamin C. Deaver
David D. Ernst*
Patrick M. Flood*
Amanda M. Forker*
Dennis P. Hogan, III
Emily Langdon Jung
Mark J. LaPuzza

Lisa M. Meyer*
Jeffrey A. Nix*
Kellie Christine Olson
Thomas R. Pansing, Jr.
Matthew T. Payne
Benjamin J. Pick*
Jessica E. Thomas*
David L. Welch*

Edward D. Hots - Of Counsel

Harry B. Otis (1920-2003)

*Also Admitted in Iowa

Email: pflood@phelaw.com

September 12, 2018

via email — dave.bydalek@nebraska.gov

Dave Bydalek
Chief Deputy Attorney General
State of Nebraska
2115 State Capitol Building
Lincoln, NE 68509-8920

Dear Mr. Bydalek:

This follows up on our phone conversation of yesterday. Set forth below is my understanding of the Attorney General's responses to the questions posed in my letter to your office dated September 6, 2018:

1. Is your request limited to alleged acts by clergy (priests and deacons)?

Response: The Attorney General's request is not limited to clergy. The Attorney General's request also pertains to anyone who was placed in a position of authority by the Archdiocese (teachers, administrators, spiritual directors, etc.). There may be certain instances where the Archdiocese did not become aware of a report made by a parish or school regarding a particular teacher or other person. The Attorney General's request only includes information which came to the level of the Archdiocese.

2. Is your request limited to allegations of alleged abuse against minors?

Response: No. The Attorney General is seeking information for certain offenses against minors as well as against adults.

3. Is your request limited to alleged criminal acts? For example, there may have been clergy members in the last 40 years who engaged in relationships which violated church discipline and moral codes, but were not engaged in criminal activity. The Archdiocese assumes that your request pertains to alleged criminal activity only.

and

4. Please specify what you mean by the following terms: (a) "improper sexual exploitation"; (b) "sexual communication with another"; and (c) "a person given authority by the diocese to carry out church functions".

Response: Specifically, the Attorney General is seeking information pertaining to criminal sexual matters, including:

- Child sexual assault;
- Sexual assault;
- Improper touching of a minor or adult;
- Lewd or lascivious communications;
- Sending adult pornography to a minor; and
- Child pornography.

The Attorney General is not requesting information pertaining to adult consensual behavior.

The Attorney General is also requesting records pertaining to alleged "grooming" activities, but such grooming activities would need to be in conjunction with the criminal acts set forth above.

5. How do you suggest the Archdiocese deal with confidential medical information pertaining to alleged victims and alleged perpetrators which may be in investigative files? For example, there may be investigative files which contain counseling, psychiatric, and/or drug/alcohol records of alleged victims and alleged perpetrators. Without obtaining the consent of the alleged victims and/or perpetrators, the Archdiocese cannot voluntarily disclose those documents to your office even though it would like to do so. Perhaps, in those instances, the Archdiocese could withhold disclosure of those documents but indicate, by file, that confidential medical, counseling, psychiatric, and/or drug/alcohol evaluations are being withheld.

Response: The Attorney General is not requesting medical information pertaining to alleged perpetrators, but may want medical records related to alleged victims. The Attorney General's office is considering the Archdiocese's reservations concerning disclosure of medical records and will be getting back to the Archdiocese regarding whether its needs medical records pertaining to alleged victims.

6. Is the Archdiocese correct in assuming that any records maintained by the Archdiocese's Victim Outreach and Prevention Manager pertaining to meetings and/or counseling sessions with alleged victims would not be encompassed within your request? Victims have been

September 12, 2018
Page 3

assured that their meetings with the Victim Outreach and Prevention Manager would remain confidential.

The Attorney General is not interested in records from the Archdiocese's Victim Outreach and Prevention Manager, unless the records concern matters which should have been reported but were not reported.

7. Is the Archdiocese correct in assuming that files pertaining to incidents which allegedly occurred in Douglas County do not have to be disclosed to your office?

Response: No. The Attorney General is requesting records pertaining to incidents in all 23 counties of the Archdiocese of Omaha.

8. When do you expect the Archdiocese to supply the requested information? A reasonable time frame from the Archdiocese's perspective would be 60 days after it receives a response to this letter. The Archdiocese believes it will take at least that long to locate and review the pertinent files, remove any attorney-client privileged communications, and remove confidential medical information of alleged victims and alleged perpetrators.

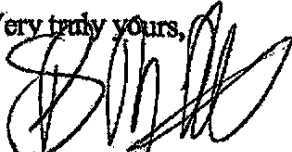
Response: The Attorney General granted the Archdiocese 60 days to respond to its requests, but would prefer that the Archdiocese produce documents as they become available.

Finally, in response to the Archdiocese's question regarding what constitutes an "investigative file", the Attorney General is looking for the following information:

- The name of the alleged victim;
- The name of the alleged perpetrator;
- Documents (i.e., narratives) describing the incident;
- The date of a report, if any, to law enforcement or Department of Health and Human Services; and
- Any follow-up investigative materials.

Please confirm that my understanding of the Attorney General's responses to the questions posed above is correct.

Very truly yours,



Patrick M. Flood

PMF/dkh

cc: Most Rev. George J. Lucas

EXHIBIT “G”

COMPLAINT FOR JUDICIAL RELIEF FROM SUBPOENAS

LAW OFFICES
**CROSBY
GUENZEL**
LLP

STEVEN G. SEGLIN
WILLIAM R. KUTILEK
RICHARD L. RICE
THOMAS E. JEFFERS
ANDREW C. PEASE

ROBERT B. CROSBY (1911-2000)
ROBERT C. GUENZEL (1921-2007)

WRITER'S E-MAIL: RLR@CROSBYLAWFIRM.COM

September 24, 2018

VIA HAND DELIVERY

Patrick F. Condon
Lancaster County Attorney
575 S 10th Street
Lincoln NE 68508

Re: Diocese of Lincoln - Document Production

Dear Pat:

Thank you for your correspondence of September 10, 2018, providing additional detail concerning the documents you and the Attorney General seek from the Diocese of Lincoln in connection with pending investigations.

We appreciate your cooperative approach in working with the Diocese to advance the investigation. Please be assured the Diocese intends to fully cooperate with your office. To avoid any misunderstanding, the purpose of this correspondence is to confirm the scope of the investigation, the documents to be produced, and to respond to the questions you posed.

As you are aware, the Diocese extends across southern Nebraska, and covers all or part of 40 counties. The geographic area of the Diocese includes of 134 parishes, 25 elementary schools, 6 high schools, and dozens of other social service and community facilities. It also includes 184 priests, 39 seminarians, hundred of employees, and countless volunteers. While all of these people and places are connected with Diocese, many of these are separately incorporated, have their own management, and operate with significant autonomy.

I say all of this to give you a sense of the breadth of the Diocese and the operations within it. This presents practical limitations on what we can provide based upon your and the Attorney General's general request for files and documents concerning sexual abuse. Put differently, if you were seeking information about a specific alleged incident, a specific employee, or a specific facility, we could quickly locate responsive documents and give you assurances that we have collected everything. With that said, although your office has made a general request concerning a general investigation, we do not want to provide a "general" response. To do so would be counterproductive.

When we met on September 6 in your office, I highlighted this concern and agreed we would work to identify the best approach to collecting documents that would help your office identify potential sex crimes involving children or non-consenting adults. To do that, I explained that we would start with a review of the Diocese's centralized files located at the Chancery here in Lincoln. If the Diocese received reports of sexual misconduct by clergy and those working for the Diocese in parishes and schools, specifically including youth ministers, music ministers,

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sisters and lay ministers (collectively "Diocesan Personnel"), we believe those reports would be documented in the files in the Chancery—particularly with respect to clergy. Obviously, the Diocese can only respond with what it knows; reports will not be in the Chancery files if the reports did not get relayed to the Chancery. We believe this would be unusual, but given the 40 year look back you have requested, the varying policies and practices during that time period, and evolution of Nebraska's mandatory reporting laws, we simply cannot be sure.

With that background, we have collected files from the Chancery and are currently preparing them for production to your office. When collecting files, we looked for any allegation of sexual misconduct by Diocesan Personnel, including alleged: (1) child sexual abuse; (2) non-consensual sexual contact between adults; (3) improper physical contact with both minors and adults; (4) child pornography, and (5) pornography transmitted to minors ("Responsive Information"). We have also collected files, regardless of whether: (1) the priest remained in the Lincoln Diocese; (2) the priest moved to another diocese; (3) the priest was removed from pastoral duties; (4) the priest was "released from the clerical state" or "laicization," "dismissed from the clerical state"; or (5) "forced laicization." As you requested, we have worked to identify files that contain allegations—whether substantiated or not—and have not limited the search to criminal conduct or reportable conduct under mandatory reporting laws. In response to your request, I can confirm that the Diocese has not received any allegations, nor do any files exist, regarding Jesuit priests.

Based on our previous production of the Redmond file (a laicized priest) and Lincoln Police Department's subsequent review, we understand that LPD does not want the Diocese's general personnel files for any accused priest; however, if it is determined the investigator wants to see a specific personnel file, we will make that file available. Please note that in preparing files for production we will withhold documents from these files protected by the attorney-client privilege and attorney work product. Some of the files also contained medical and mental health records for priests, which the Diocese cannot release without consent. We will withhold those documents as well. Further, no documents will be destroyed or otherwise purged from the Chancery's files during the pendency of the investigation.

In response to the additional questions posed in your September 10, 2018 correspondence, we provide the following responses:

Question 1: If a priest left the Lincoln Diocese after an allegation was made, did his file remain here in Lincoln, or did it go with him to the next diocese?

Answer: All priest files are maintained by the Diocese and we are not aware of any files containing Responsive Information that have been sent to another diocese. It would be extremely rare for a priest in the Lincoln Diocese to permanently move to another diocese. I want to be clear that it is not the practice of the Lincoln Diocese to move priests to other dioceses in response to allegations.

Question 2: Can we anticipate cooperation with the Diocese in locating priests or other lay ministers who may have been at the same parish when allegations were made, and may have information, but have subsequently moved or retired?

Answer: You can expect full cooperation from the Diocese in locating any alleged perpetrators.

September 24, 2018

Page 3

Consistent with our telephone conversations, we will produce all Responsive Information by delivery of paper copies of the files as they are maintained by the Diocese, rather than electronic copies. With respect to any additional media present in the files (audio cassettes, disks, CDs, etc.), we will produce the originals in their entirety, which has not been opened, reviewed, or copied to avoid damaging or altering any information that may be contained on the media. Given the sensitive nature of the information contained in the files, including the names of adults and minors that were confidentially provided to the Diocese, we are striving to maintain utmost confidentiality and believe producing the files, as maintained at the Diocese, will prevent unintended disclosure via electronic means.

In terms of process once the files are delivered, we understand the LPD will conduct its investigation for the commission of crimes that may be prosecuted at this time. In the event LPD and the Attorney General determine that no charges will be brought, all Responsive Information will be returned to our office. Further, you have committed to maintain absolute confidentiality regarding the Responsive Information and no public disclosure of such information will be made, excepting only disclosure in connection with a crime charged. The Diocese is relying on this assurance in producing files to your office.

Additionally, as we have discussed, the Diocese has received communications from victims or reporting parties expressing their concern that their names may become public, which could lead to re-victimization, embarrassment, humiliation and other unnecessary and unintended consequences to their personal or professional lives. Therefore, we once again request absolute confidentiality relating to these matters and the identity of any individual listed in the Diocese's files.

Finally, through our discussions, I understand you and the Attorney General are not currently seeking any files maintained by the Diocese's victim assistance office. However, since the beginning of August, that office has received several new allegations of inappropriate conduct, some dating back decades. Many of these allegations do not appear to relate to criminal conduct or involve children, but were reported based on Bishop Conley's request that people report anything that made them uncomfortable. Some of these reports were made solely in connection with requests for support services. In the spirit of complete cooperation, when we deliver the remaining files responsive to your request, we will provide a summary listing of the reported misconduct received since August 1. We ask that this information be afforded the same confidentiality outlined above. If you need further information on any of these reports, please let us know.

Should you have any questions, please do not hesitate to contact me. Thank you.

Sincerely,

CROSBY GUENZEL LLP

By

Richard L. Rice

RLR:elc

cc: Doug Peterson, Nebraska Attorney General
James D. Conley, Bishop of Lincoln

EXHIBIT “H”

COMPLAINT FOR JUDICIAL RELIEF FROM SUBPOENAS

NEBRASKA ATTORNEY GENERAL SUBPOENA

THE STATE OF NEBRASKA	)	
	)	SS.
COUNTY OF LANCASTER	)	

TO: REDACTED

In accordance with the provisions of Neb. Rev. Stat. §86-2,112, you are hereby commanded to produce any and all herein identified records and turn the same over to Investigator Kerry Crosby of the Nebraska Attorney General's Office, pursuant to Neb. Rev. Stat. §86-2,113.

The records that are the subject of this subpoena are relevant and material to a legitimate law enforcement inquiry regarding an ongoing criminal investigation into child abuse, sexual assault, failure to report, and other crimes, including attempted criminal conduct and conspiracy to commit crimes. This criminal investigation is being conducted by local and state law enforcement agencies throughout the State of Nebraska for the purpose of enforcement of the laws of this state. Such action is necessary and proper. The request is specific and limited in scope to the extent reasonably practicable considering the purpose for which the information is sought, and de-identified information could not reasonably be used. 45 CFR 164.512 (f)(1)(ii)(C).

You are hereby ordered to produce any records, files, forms, summaries, documents, materials, e-mails and statements, or any other documentation related to reports or allegations of clergy or any other church or school employee or volunteer pertaining to any inappropriate conduct with a child between April 16, 1997 and January 1, 2019

The items requested and referred to herein, whether kept in written, digital, electronic or any other form, shall be surrendered and relinquished in their **present and original form**.

It is demanded that you furnish this information by March 1, 2019. The production of such records is both necessary and proper for purposes of an on-going investigation to enforce the laws of the State of Nebraska, and being conducted by the Nebraska Attorney General's Office. If you have any questions concerning the scope of this subpoena or specific items requested, they should be directed to Investigator Kerry Crosby of the Nebraska Attorney General's Office.

FURTHERMORE, you are ordered not to disclose the existence of this subpoena to any person who is not directly involved with the collection and production of the records requested. Any such disclosure could impede an on-going investigation and thereby interfere with the enforcement of the laws of the State of Nebraska.

The items requested shall be delivered to:

Investigator Kerry Crosby
Office of the Attorney General
2115 State Capitol
Lincoln, NE 68509-8920

Pursuant to Neb. Rev. Stat. § 86-2,113, the undersigned hereby designates any law enforcement officer to serve this Subpoena by electronic or personal service upon the individual or company named above and make return thereof according to law:

WITNESS my hand this 26th day of February, 2019


Doug Peterson, #18146
Nebraska Attorney General

SUBPOENAS TO CATHOLIC CHURCHES AND SCHOOLS

For contact information, please contact Investigator Kerry Crosby with the Attorney General's Office at (402)471-4192 or Criminal Bureau Chief Corey O'Brien at (402)471-2696.

Any questions regarding subpoena compliance should be submitted in writing via e-mail to either of the following e-mail addresses:

Kerry.crosby@nebraska.gov

Corey.obrien@nebraska.gov

Any media inquiries should be directed to Suzanne Gage who can be reached at the following numbers:

(402)471-2656

(402)560-3518

EXHIBIT “I”

COMPLAINT FOR JUDICIAL RELIEF FROM SUBPOENAS

THE STATE OF NEBRASKA)
) **SS.**
COUNTY OF LANCASTER)

In accordance with the provisions of Neb. Rev. Stat. §86-2,112 and §8-1401, you are hereby commanded to immediately produce any and all herein identified records and turn the same over to Investigator Kerry Crosby, or a person designated, pursuant to Neb. Rev. Stat. §86-2,113 to serve this subpoena..

Business Records, including but not limited to:

Any civil settlements, non-disclosure agreements, communications or record of apology entered into between the Catholic Church or any representative, employee, agent, associated school or independent contractor thereof, any member of the clergy thereof, or any person or organization authorized to act on behalf of the Catholic Church or on behalf of any representative or employee thereof, and any person, to settle and/or not disclose or report wrongful or criminal behavior, any allegations or complaints thereof, and/or any investigations into such wrongful or criminal behavior or allegations or complaints thereof, occurring between April 16, 1997 to January 1, 2019 in the State of Nebraska.

Any real estate transaction or ownership records, for real estate in the State of Nebraska, that evidences, in whole or in part, a settlement or agreement between the Catholic Church or any representative, employee, agent, or independent contractor thereof, any member of the clergy thereof, or any person or organization authorized to act on behalf of the Catholic Church or on behalf of any representative or employee thereof, and any person, related in any way to wrongful or criminal behavior, any allegations or complaints thereof, and/or any investigations into such wrongful or criminal behavior or allegations or complaints thereof, occurring between April 16, 1997 to January 1, 2019 in the State of Nebraska.

Financial Records, including but not limited to:

Records and statements of activity for the period between April 16, 1997 to January 1, 2019 for savings accounts, checking accounts, loans, safe deposit boxes, certificates of deposit and money market certificates, US Treasury notes and bills, credit cards, certified checks, wire transfers, securities, and other sources of cash, currency, or money used or intended to be used to make monetary payments, annuity payments, amortized payments, balloon payments, in-kind reparation, restitution, or other accommodation, consideration, settlement, or compensation, arising out of wrongful or criminal behavior, any allegations or complaints thereof, and/or any investigations into such wrongful or criminal behavior or allegations or complaints thereof, of the Catholic Church or any representative, employee, agent, associated school or independent contractor thereof, any member of the clergy thereof, or any person or organization authorized to act on behalf of the Catholic Church or on behalf of any representative or employee thereof, occurring in the State of Nebraska.

Medical, Psychological and Sociological Records, including but not limited to:

Mental health or counselling referrals, evaluations, services, reports, recommendations, and treatment progress and discharge notes and summaries for the time between April 16, 1997 to January 1, 2019, that were recommended or ordered, pertaining to or for the benefit of any member of the Catholic Church clergy in response

to wrongful or criminal behavior, any allegations or complaints thereof, and/or any investigations into such wrongful or criminal behavior or allegations or complaints thereof, occurring in the State of Nebraska.

Other Records, including but not limited to:

Any records maintained by the Catholic Church in the "secret archives" file, a "confidential" file, a "historical archive" file, a "victim file", or a "bishop archive" file, or held pursuant to the provisions of the Code of Canon Law, to include Canons 486, 487, 489 and 491, documenting wrongful or criminal behavior, any allegations or complaints thereof, and/or any investigations into such wrongful or criminal behavior or allegations or complaints thereof, occurring between April 16, 1997 to January 1, 2019 in the State of Nebraska.

Any records documenting the retention or destruction of the records requested herein that had been held pursuant to the provisions of the Code of Canon Law referred to herein, to include any record of actions taken that were consistent with or in violation of the provisions of the Code of Canon Law referred to herein.

The media file, the personnel file and the immoral conduct file for members of the Catholic Church clergy for the time between April 16, 1997 to January 1, 2019, documenting and/or referencing 1. the business, financial, medical, psychological, sociological and other records requested herein and 2. any related wrongful or criminal behavior, any allegations or complaints thereof, and/or any investigations into such wrongful or criminal behavior or allegations or complaints thereof, whatsoever occurring in the State of Nebraska during said time.

The records, files, forms, notes, summaries, documents, materials, e-mails and statements requested and referred to herein, whether kept in written, digital, electronic or any other form, shall be surrendered and relinquished in their present and original form.

It is demanded that you furnish this information immediately. The production of such records is both necessary and proper for purposes of an on-going investigation to enforce the laws of the State of Nebraska, and being conducted by the Nebraska Attorney General's Office. If you have any questions concerning the scope of this subpoena or specific items requested, they should be directed to Investigator Kerry Crosby or his designate.

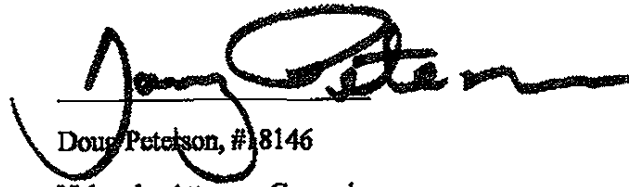
FURTHERMORE, you are ordered not to disclose the existence of this subpoena to any person who is not directly involved with the collection and production of the records requested. Any such disclosure could impede an on-going investigation and thereby interfere with the enforcement of the laws of the State of Nebraska.

Pursuant to Neb. Rev. Stat. § 86-2,113, the undersigned hereby designates the following individual to serve this Subpoena by electronic or personal service upon the individual or company named above and make return thereof according to law:

Investigator Troy Cackle

Lincoln Police Department

WITNESS my hand this 25 day of February, 2019

A handwritten signature in black ink, appearing to read "Doug Peterson", is written over a horizontal line.

Doug Peterson, #18146

Nebraska Attorney General