

**IN THE CIRCUIT COURT OF THE 12TH JUDICIAL CIRCUIT IN AND FOR
SARASOTA COUNTY, FLORIDA**

JOHN DOE,

Plaintiff,

vs.

**DIOCESE OF VENICE IN FLORIDA,
INC., a Florida Not For Profit
Corporation, REV. LEO P. RILEY, an
individual, and ALAN KLISPIE, an
individual,**

Case No:

Defendants.

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COMPLAINT AND DEMAND FOR JURY TRIAL

Plaintiff, **JOHN DOE**, by and through undersigned counsel, hereby sues the Defendants, **DIOCESE OF VENICE IN FLORIDA, INC.** (hereinafter, "**DOV**"), **REV. LEO P. RILEY**, an individual (hereinafter, "**RILEY**"), and **ALAN KLISPIE**, an individual (hereinafter "**KLISPIE**"), and alleges as follows:

1. This is an action for damages in excess of thirty thousand dollars (\$30,000.00) exclusive of interest and costs.
2. At all times material, Plaintiff, **JOHN DOE**, resided in the State of Florida.
3. At all times material, Defendant, **DOV** was and is a Florida Not for Profit Corporation authorized to conduct business, and was conducting business, in Sarasota County, Florida, including, but not limited to, owning and operating catholic churches in Sarasota County and maintained an office located at 1000 Pinebrook Road, Venice, Florida 34285.
4. At all times material, Defendant, **KLISPIE**, was a resident of Charlotte County, Florida.

5. At all times material, Defendant, **RILEY**, was a resident of Charlotte County, Florida.

GENERAL ALLEGATIONS

6. At all times material, DOV owned and operated the St. Charles Borromeo Catholic School (hereinafter, "St. Charles") located at 21505 Augusta Ave, Port Charlotte, FL 33952.

7. In or around 1994 or 1995, JOHN DOE began attending St. Charles as a student and continued to attend St. Charles until sometime after July 1, 2006.

8. At all times material hereto, KLISPIE worked as a teacher employed by St. Charles.

9. Beginning in or around 2002, RILEY, a priest with DOV, was transferred to St. Charles by DOV.

10. Beginning around the time JOHN DOE started school at St. Charles as a Pre-kindergarten or kindergarten student, KLISPIE, a music teacher, violently and repeatedly abused DOE sexually and physically while DOE was a student at St. Charles. The abuse continued until sometime after July 1, 2006.

11. DOV transferred RILEY from Dubuque, IA, where he allegedly abused at least one other child, to St. Charles.

12. JOHN DOE first encountered RILEY in the music room where he reported KLISPIE's abuse to RILEY, an agent of DOV and St. Charles, and begged for his help. RILEY failed to put a stop to the abuse or report the abuse to DOV, law enforcement or the Florida Department of Children and Families.

13. RILEY either failed to conduct an investigation into this matter or failed to conduct any meaningful and/or thorough investigation into these events including, but not limited to, failing to warn, advise and/or disclose some or all of the above-referenced allegations to the parents of

JOHN DOE despite having express knowledge of these events which he was required to do in the scope and course of his employment with DOV and as its agent.

14. After receiving the report of abuse, instead of putting a stop to it, RILEY began participating in the abuse by physically assaulted and repeatedly raping JOHN DOE.

15. RILEY and KLISPIE continued to physically, verbally, and sexually abuse JOHN DOE until sometime after July 1, 2006. The abuse was continuing and ongoing.

16. It is believed that JOHN DOE was under the age of 16 during all of the instances of abuse, although due to suppressed memories an exact end date of the abuse cannot be stated.

17. RILEY and KLISPIE secured JOHN DOE's silence with threats, including a threat that they would rape and beat his younger sister if he told anyone about the abuse.

18. As is common in cases of severe sexual and physical trauma, JOHN DOE suppressed the memories of the abuse in order to survive it. The memories only recently returned to him and are still revealing themselves.

19. During one instance of abuse, KLISPIE orally penetrated JOHN DOE and cut off his air supply until DOE lost consciousness.

20. During another instance of abuse, RILEY physically assaulted JOHN DOE before pinning him to the ground. RILEY then made him apologize for being "bad" before raping him.

21. During another instance of abuse, RILEY told JOHN DOE that he had heard DOE was a "bad kid." RILEY told him about the history of self-flagellation in the church used by some to purify themselves of sin. RILEY then told JOHN DOE that the beatings and rape were being perpetrated in order to purify DOE.

22. Other instances of abuse certainly exist and are unknown at this time but will be disclosed in the discovery process.

23. As a result of the foregoing acts, JOHN DOE was subjected to physical, mental, and sexual abuse resulting in the need for psychological counseling and may have suffered from Post-Traumatic Stress Disorder and/or other psychological illness as a result of the abuse by KLISPIE and RILEY and the negligence of DOV.

24. These injuries and damages are permanent and/or continuing in nature and JOHN DOE will suffer them in the future.

25. Defendant, DOV is responsible for the actions and/or inactions of Defendant KLISPIE as he was acting within the scope and course of his employment at all times material hereto as a member and/or employee of DOV.

26. Defendant DOV is responsible for the actions and/or inactions of Defendant RILEY who failed to report to DOV when he learned of KLISPIE's abuse as he was at the time acting within the scope and course of his employment with DOV.

COUNT I – NEGLIGENCE
(As to Diocese of Venice in Florida, Inc.)

27. Plaintiff, JOHN DOE, re-alleges and incorporates herein by reference the allegations set forth in paragraphs 1 - 26 as if set forth fully herein.

28. Defendant, DOV, owned and/or operated and/or staffed St. Charles at all times material hereto.

29. KLISPIE, RILEY, and all the teachers and administrators mentioned herein acted upon the delegated authority of the defendant DOV as its agents or employees.

30. At all times material hereto, all the parties and individuals mentioned herein were acting within the course and scope of their employment with DOV.

31. At all times material hereto, DOV or the employees of DOV knew or through the use of reasonable care should have been aware of the bullying and/or abuse and/or sexual abuse which was being experienced by JOHN DOE and should have increased their supervision of JOHN DOE or instituted appropriate supervisory measures.

32. Additionally, DOV learned or should have learned of the abused of KLISPIE thru RILEY in the scope and course of his employment and stopped it immediately and reported it.

33. At all times material hereto, DOV or the employees of DOV also knew or through the use of reasonable care should have been aware that RILEY had a history of sexually abusing children in his care.

34. The abuse suffered by DOE included, but is not limited to, relentless sexual abuse including anal and oral rape, repeated hitting and punching, and having objects thrown at JOHN DOE's body on repeated occasions which caused injury.

35. This severe abuse continued throughout JOHN DOE's enrollment at St. Charles despite the personnel at ST. CHARLES, and, thereby, Defendant DOV being notified of the incidents by JOHN DOE.

36. Defendant, DOV's, duties of care included, but were not limited to, ensuring that children were not subject to physical suffering, sexual abuse and rape and ensuring that it did not place a man it knew or should have known was a sexual predator in charge of the care of children.

37. Defendant, DOV, had implicit duties to protect and ensure the well-being of the students entrusted to its care, to keep them safe from harm, to keep them from physical, sexual or mental abuse and to nurture and care for them.

38. Defendant, DOV, had the duty to immediately stop and report these abuses.

39. Defendant, DOV, breached its duties of care to JOHN DOE in negligently failing to protect JOHN DOE from abuse, especially after he revealed the abuse by KLISPIE to DOV's agent, RILEY.

40. In addition, or in the alternative, Defendant, DOV, breached its duties of care to JOHN DOE in negligently permitting RILEY access and authority over children, even though it knew or should have known that RILEY had a history of sexually abusing children.

41. DOV further breached its duties by failing to immediately stop and report the abuse which its employees were made aware of by JOHN DOE.

42. Not only did RILEY, as DOV's agent, fail to protect JOHN DOE, he proceeded to punish JOHN DOE's for disclosing the abuse by physically attacking and then raping him. These actions by DOV's agent amount to gross negligence and intentional infliction of mental and physical abuse.

43. As a direct and proximate result of the acts and omissions of the Defendant, the minor Plaintiff, JOHN DOE, suffered personal injuries, mental anguish, pain and suffering, inconvenience, disability, loss of the ability to enjoy life, aggravation of a previously existing condition and medical expenses.

44. These damages are permanent and ongoing and DOE will continue to incur these damages in the future.

WHEREFORE, Plaintiff, JOHN DOE, demands judgment against the Defendant, DOV, for compensatory damages as allowed by law, interest, costs of this action in trial by juries on all issues of triable.

COUNT II – NEGLIGENT SUPERVISION OF JOHN DOE
(As to Diocese of Venice in Florida, Inc.)

45. Plaintiff, JOHN DOE re-alleges and incorporates by reference those allegations set forth in paragraphs 1 - 26 as if set forth fully herein.

46. Defendant, DOV, owed a duty to Plaintiff to properly supervise and adequately care for JOHN DOE and the students generally while on the premises of the school.

47. Defendant, DOV, breached this duty by failing to oversee and properly supervise JOHN DOE, which failure allowed severe abuse as enumerated above.

48. As a direct and proximate result of the acts and omissions of the Defendant, the minor Plaintiff, JOHN DOE, suffered personal injuries, mental anguish, pain and suffering, inconvenience, disability, loss of the ability to enjoy life, aggravation of a previously existing condition and medical expenses.

49. These damages are permanent and ongoing and DOE will continue to incur these damages in the future.

WHEREFORE, Plaintiff, JOHN DOE, demand judgment against the Defendant, DOV, for compensatory damages as allowed by law, interest, costs of this action in trial by jury on all issues of triable.

COUNT III – NEGLIGENT HIRING
(As to Diocese of Venice in Florida, Inc.)

50. Plaintiff's re-allege and re-aver paragraphs 1-26 above as if fully set forth herein.

51. Prior to the time of the Defendant, DOV, hiring ALAN KLISPIE, Defendant, DOV, knew, or should have known and/or was on notice or should have been on notice of the potentially harmful propensities of KLISPIE and of KLISPIE's unfitness to be a teacher, teacher's aide or administrator or that he was unqualified for the job.

52. Prior to the time of the Defendant, DOV, hiring LEO RILEY, Defendant, DOV, knew, or should have known and/or was on notice or should have been on notice of the potentially harmful propensities of RILEY and of RILEY's unfitness to be a teacher, teacher's aide or administrator or that he was unqualified for the job.

53. RILEY had been transferred from another Parrish, upon information and belief, for abuse allegations which Defendant DOV knew or should have known of at the time of his hiring to work for DOV.

54. JOHN DOE was within the zone of foreseeable risks created by the Defendant, DOV's, employment of KLISPIE and/or RILEY, both of whom engaged in the physical and sexual abuse of JOHN DOE.

55. Defendant, DOV, owed the plaintiff a duty to adequately and reasonably investigate the fitness of KLISPIE and/or RILEY prior to hiring them and to see to it that only fit persons be employed and placed in such a position of trust and confidence.

56. Defendant, DOV, breached this duty to the plaintiff by:

- (a) failing to adequately screen KLISPIE and/or RILEY for his fitness and suitability for the job;
- (b) failing to adequately investigate the background and qualifications of the KLISPIE and/or RILEY for his fitness and suitability for the job;
- (c) failing to conduct an adequate criminal background check into KLISPIE and/or RILEY;
- (d) failing to learn the reasons for the transfer of RILEY;
- (e) otherwise failing to use reasonable conduct in carrying out a reasonable and adequate investigation into the background of KLISPIE and/or RILEY for

their fitness and suitability to properly carry out the responsibilities of the job for which he was hired.

57. As a direct and proximate result thereof, JOHN DOE suffered severe emotional distress and abuse resulting in severe emotional injuries and damages; physical injuries and damages; incurred psychological, and other expenses; suffered shame, humiliation, embarrassment, mental pain and suffering, mental anguish, the inability to lead a normal life, loss of capacity for the enjoyment of life and other damages and the Defendant, DOV is responsible for the negligent hiring of its unfit teachers, teachers' aides, administrators, agents, servants and/or employees.

58. The damages are permanent and ongoing and will continue in the future.

WHEREFORE, Plaintiff demands judgment for damages against Defendant, DOV, plus interest, costs and trial by jury on all issues so triable.

COUNT IV – NEGLIGENT RETENTION
(As to Diocese of Venice in Florida, Inc.)

59. Plaintiff re-alleges and re-avers paragraphs 1-26 above as if fully set forth herein.

60. After the verbal, physical, mental and/or emotional abuse of JOHN DOE began, the Defendant, DOV, became aware and/or was put on notice of the potentially harmful propensities of KLISPIE and/or RILEY.

61. In addition, DOV knew and/or was put on notice that RILEY had a history of sexually abusing children in his care.

62. JOHN DOE was within the zone of foreseeable risks created by the Defendant, DOV's, employment of KLISPIE and/or RILEY.

63. In response to obtaining this knowledge, Defendant, DOV, either conducted no investigation or an insufficient and/or inadequate investigation into the facts and circumstances and the behavior, actions and/or inactions or omissions of its agents, representatives, employees, teachers, teacher's aides and/or administrator(s) dismissing the claims against them upon the denial of the abuse of JOHN DOE by KLISPIE and/or RILEY.

64. The Defendant, DOV, became aware or should have become aware of the problems with the background, qualifications, and/or fitness of KLISPIE and/or RILEY.

65. Defendant, DOV, owed the Plaintiff a duty to promptly, adequately and reasonably investigate the facts of the abuse when presented to it and to discharge, terminate or reassign KLISPIE and/or RILEY.

66. Defendant, DOV, owed the Plaintiff a duty to warn, notify or advise the parents of JOHN DOE of the allegations of abuse against their child.

67. Defendant, DOV, either failed to conduct an investigation into this matter or failed to conduct any meaningful and/or thorough investigation into these events including, but not limited to, failing to warn, advise and/or disclose some or all of the above-referenced allegations to the parents of JOHN DOE despite having express knowledge of these events.

68. Defendant, DOV, breached these duties to the Plaintiff by:

- (f) failing to promptly, adequately and reasonably investigate the teachers, teachers' aides and/or other agents, servant and/or employees involved in allegedly abusing JOHN DOE;
- (g) failing to discharge, terminate or reassign any and all teachers, teachers' aides, administrators, servants, agents and/or other employees who were

found to have engaged or to be engaging in the conduct of abusing JOHN DOE;

- (h) after receiving notice of the abuse, failing to determine the background, qualifications and fitness of each accused teacher, teacher's aide or other agent, servant or employee allegedly involved in abusing JOHN DOE to continue in their job duties for the Defendant;
- (i) Failing to warn, notify or otherwise advise the parents of JOHN DOE of the allegations of abuse against their child.

69. As a direct and proximate result thereof, JOHN DOE suffered severe emotional distress and abuse resulting in severe and permanent physical and emotional injuries and damages; physical injuries and damages; incurred psychological, and other expenses; suffered shame, humiliation, embarrassment, mental pain and suffering, mental anguish, the inability to lead a normal life, loss of capacity for the enjoyment of life and other damages and the Defendant, DOV is responsible for the negligent retention of its unfit teachers, teachers' aides, administrators, agents, servants and/or employees.

70. The damages are permanent and ongoing and will continue in the future.

WHEREFORE, Plaintiff demands judgment for damages against Defendant, DOV, plus interest, costs and trial by jury on all issues so triable.

COUNT V – NEGLIGENT SUPERVISION – EMPLOYEES
(As to Diocese of Venice in Florida, Inc.)

71. Plaintiff re-alleges and re-avers paragraphs 1-26 above as if fully set forth herein.

72. The Defendant, DOV owed a duty to the Plaintiff to properly supervise, oversee and/or manage its teachers, teacher's aides, administrators, agents, servants and/or employees to

ensure that they adequately, reasonably and responsibly performed their duties to instruct, teach, supervise and/or discipline children entrusted to their care.

73. Defendant, DOV, breached this duty by failing to properly supervise, oversee and/or manage its teachers, teacher's aides, administrators, agents, servants and/or employees to ensure that they adequately, reasonably and responsibly performed their duties to instruct, teach, supervise and/or discipline children entrusted to their care.

74. As a direct and proximate result thereof, JOHN DOE suffered severe emotional distress and abuse resulting in severe emotional injuries and damages; physical injuries and damages; incurred psychological, and other expenses; suffered shame, humiliation, embarrassment, mental pain and suffering, mental anguish, the inability to lead a normal life, loss of capacity for the enjoyment of life and other damages and the Defendant, DOV, is responsible for the negligent supervision of its unfit teachers, teachers' aides, administrators, agents, servants and/or employees.

75. These damages are permanent and ongoing and will continue in the future.

WHEREFORE, Plaintiff demands judgment for damages against Defendant, DOV, plus interest, costs and trial by jury on all issues so triable.

COUNT VI – NEGLIGENT TRAINING OR INSTRUCTION
(As to Diocese of Venice in Florida, Inc.)

76. Plaintiff re-alleges and re-avers paragraphs 1-26 above as if fully set forth herein.

77. The Defendant, DOV, owed a duty to the Plaintiff to properly train, instruct, oversee and/or manage its teachers, teacher's aides, administrators, agents, servants and/or employees to ensure that they adequately, reasonably and responsibly performed their duties to instruct, teach, supervise and/or discipline children entrusted to their care.

78. The Defendant, DOV, breached this duty by failing to properly train, instruct, oversee and/or manage its teachers, teacher's aides, administrators, agents, servants and/or employees to ensure that they adequately, reasonably and responsibly performed their duties to instruct, teach, supervise and/or discipline children entrusted to their care.

79. As a direct and proximate result thereof, JOHN DOE suffered severe emotional distress and abuse resulting in severe and permanent physical and emotional injuries and damages; physical injuries and damages; incurred psychological, and other expenses; suffered shame, humiliation, embarrassment, mental pain and suffering, mental anguish, the inability to lead a normal life, loss of capacity for the enjoyment of life and other damages and the Defendant, DOV, is responsible for the negligent training and/or instruction of its unfit teachers, teachers' aides, administrators, agents, servants and/or employees.

80. These damages are permanent and ongoing and will continue in the future.

WHEREFORE, Plaintiff demands judgment for damages against Defendant, DOV plus interest, costs and trial by jury on all issues so triable.

COUNT VII – NEGLIGENCE
(As to Rev. Leo Riley)

81. Plaintiff re-alleges and re-avers paragraphs 1-26 above as if fully set forth herein.

82. RILEY oversaw, managed, operated, staffed, and/or supervised at St. Charles on behalf of DOV at all times material hereto.

83. The teachers, teacher aides and/or administrator at St. Charles acted upon the delegated authority of Defendant, RILEY.

84. At all times material hereto, the Defendant, RILEY, had a duty to ensure that proper disciplinary practices were used at the ECC. The Defendants duties included but were not limited to ensuring that children were not subject to severe, humiliating, and frightening discipline.

85. Defendant, RILEY, also had a duty upon receiving a report of suspect that a child was being abused by a teacher or other person responsible for the child's welfare to immediately report the abuse to the DCF central abuse hotline on the single statewide toll-free telephone number, or law enforcement agency.

86. Defendant, RILEY, also had a duty to protect and ensure the well-being of the children entrusted to his care, to keep them from harm, to keep them from physical, sexual, or mental abuse, and to nurture and care for them.

87. Defendant, RILEY, breached his duties to the plaintiff by negligently failing to ensure that appropriate disciplinary practices were used at the ECC and by himself engaging in violent, abusive, and repugnant forms of physical punishment in a declared attempt to "purify" JOHN DOE of his "sins."

88. Defendant, RILEY, further breached his duties by negligently failing to report to the proper authorities any known or suspected cases of child abuse after JOHN DOE disclosed severe ongoing physical and sexual abuse by his teacher, Defendant, KLISPIE. RILEY negligently failed to report the abuse to the proper authorities.

89. Defendant, RILEY, negligently failed to protect JOHN DOE against further abuse by permitting the physical and sexual abuse to continue and by participating in the abuse.

90. Defendant, RILEY, negligently failed to warn or advise JOHN DOE's family of the suspected physical, emotional and psychological abuse and the harmful impact this abuse could have on their child. This negligent failure to notify the parents increased the amount of harm JOHN DOE suffered.

91. RILEY's negligent actions and omissions during the time in question are a direct and proximate cause of JOHN DOE's current physical, mental, and emotional suffering. JOHN DOE has been forced to seek professional counseling and therapy.

92. As a result of the Defendant, RILEY's negligence, JOHN DOE suffered bodily injury resulting in pain and suffering, mental anguish, and will continue to suffer, extreme emotional and physical trauma in the future.

93. As a direct and proximate result of RILEY's negligence, JOHN DOE suffered severe emotional distress and abuse resulting in severe emotional injuries and damages; physical injuries and damages, incurred psychological, and other expenses; suffered shame, humiliation, embarrassment, mental pain and suffering, mental anguish, the inability to lead a normal life, loss of capacity for the enjoyment of life and other damages.

94. The damages suffered by JOHN DOE are permanent and ongoing and will continue in the future.

WHEREFORE, Plaintiff demands judgment for damages against Defendant, **RILEY**, plus interest, costs and trial by jury on all issues so triable.

COUNT VIII – NEGLIGENT SUPERVISION OF ALAN KLISPIE
(As to Rev. Leo Riley)

95. Plaintiff re-alleges and re-avers paragraphs 1-26 above as if fully set forth herein.

96. The Defendant, RILEY owed a duty to the Plaintiff to properly supervise, oversee and/or manage the teachers, teacher's aides, administrators, agents, servants and/or employees at St. Charles to ensure that they adequately, reasonably and responsibly performed their duties to instruct, teach, supervise and/or discipline children entrusted to their care.

97. Defendant, RILEY, breached this duty by failing to properly supervise, oversee and/or manage ALAN KLISPIE to ensure that he adequately, reasonably and responsibly performed their duties to instruct, teach, supervise and/or discipline children entrusted to his care.

98. As a direct and proximate result of RILEY's negligent supervision of KLISPIE, JOHN DOE suffered severe emotional distress and abuse resulting in severe emotional injuries and damages; physical injuries and damages; incurred psychological, and other expenses; suffered shame, humiliation, embarrassment, mental pain and suffering, mental anguish, the inability to lead a normal life, loss of capacity for the enjoyment of life and other damages.

99. These damages are permanent and ongoing and will continue into the future.

WHEREFORE, Plaintiff demands judgment for damages against Defendant, RILEY, plus interest, costs and trial by jury on all issues so triable.

COUNT IX – VICARIOUS LIABILITY
(As to Diocese of Venice in Florida, Inc.)

100. Plaintiff re-alleges and re-avers paragraphs 1-26 above as if fully set forth herein.

101. At all times material hereto, the teachers, staff, employees, agents and servants of the Defendant, including LEO RILEY, were acting within the course and scope of their employment with Defendant, DOV.

102. Accordingly, Defendant, DOV, is vicariously liable for any and all negligent acts or omissions of its teachers, staff, employees, agents and servants in failing to prevent the physical, mental, and sexual abuse of JOHN DOE and in failing to enforce the school's own policies and procedures.

103. As a direct and proximate result of the negligence alleged, for which Defendant, DOV, is vicariously liable, Plaintiff, JOHN DOE, suffered personal injuries, mental anguish, pain

and suffering, inconvenience, disability, loss of the ability to enjoy life, aggravation of a previously existing condition and medical expenses.

104. These damages are permanent and ongoing and will continue into the future.

WHEREFORE, Plaintiff, JOHN DOE, demands judgment against the Defendant, DOV, for compensatory damages as allowed by law, interest, costs of this action and a trial by jury on all issues so triable.

COUNT X – INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS
(As to Alan KLISPIE)

105. Plaintiff re-alleges and re-avers paragraphs 1-26 above as if fully set forth herein.

106. The Defendant, KLISPIE, engaged in outrageous conduct by repeatedly raping and beating JOHN DOE over the many years JOHN DOE attended St. Charles.

107. This conduct was deliberate, and KLISPIE engaged in the conduct in order to intentionally inflict mental suffering on JOHN DOE or with a reckless disregard for the mental suffering his conduct would inflict on JOHN DOE.

108. The outrageous conduct resulted in severe emotional distress and severe emotional injuries and damages.

109. This all occurred while JOHN DOE was under 16 years of age.

110. These damages are permanent and ongoing and will continue into the future.

WHEREFORE, Plaintiff demands judgment for damages against Defendant, KLISPIE, plus interest, costs and trial by jury on all issues so triable.

COUNT XI – INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS
(As to Leo Riley)

111. Plaintiff re-alleges and re-avers paragraphs 1-26 above as if fully set forth herein.

112. The Defendant, RILEY, engaged in outrageous conduct by repeatedly raping and beating JOHN DOE over many years while JOHN DOE attended St. Charles.

113. This conduct was deliberate, and RILEY engaged in the conduct in order to intentionally inflict mental suffering on JOHN DOE or with a reckless disregard for the mental suffering his conduct would inflict on JOHN DOE.

114. The outrageous conduct resulted in severe emotional distress and severe emotional injuries and damages.

115. This all occurred while JOHN DOE was under 16 years of age.

116. These damages are permanent and ongoing and will continue into the future.

WHEREFORE, Plaintiff demands judgment for damages against Defendant, RILEY, plus interest, costs and trial by jury on all issues so triable.

COUNT XII – FALSE IMPRISONMENT
(As to Rev. Leo Riley)

117. Plaintiff re-alleges and re-avers paragraphs 1-26 above as if fully set forth herein.

118. The Defendant, RILEY, through the use of door locks and his own body, did forcibly, by threat, and/or in secret confine, abduct, imprison, or restrain JOHN DOE against his or her will.

119. Defendant, RILEY, confined, abducted, imprisoned, or restrained JOHN DOE repeatedly on multiple occasions and always did so without lawful authority.

120. As a direct and proximate result of these incidents of false imprisonment, JOHN DOE suffered severe emotional distress and abuse resulting in severe emotional injuries and damages; physical injuries and damages; incurred psychological, and other expenses; suffered shame, humiliation, embarrassment, mental pain and suffering, mental anguish, the inability to lead a normal life, loss of capacity for the enjoyment of life and other damages.

121. This all occurred when JOHN DOE was under the age of 16.

122. These damages are permanent and ongoing and will continue into the future.

WHEREFORE, Plaintiff demands judgment for damages against Defendant, RILEY, plus interest, costs and trial by jury on all issues so triable.

COUNT XIII – FALSE IMPRISONMENT
(As to Alan KLISPIE)

123. Plaintiff re-alleges and re-avers paragraphs 1-26 above as if fully set forth herein.

124. The Defendant, KLISPIE, through the use of door locks and/or his own body, did forcibly, by threat, and/or in secret confine, abduct, imprison, or restrain JOHN DOE against his or her will.

125. Defendant, KLISPIE, confined, abducted, imprisoned, or restrained JOHN DOE repeatedly on multiple occasions and always did so without lawful authority.

126. As a direct and proximate result of these incidents of false imprisonment, JOHN DOE suffered severe emotional distress and abuse resulting in severe emotional injuries and damages; physical injuries and damages; incurred psychological, and other expenses; suffered shame, humiliation, embarrassment, mental pain and suffering, mental anguish, the inability to lead a normal life, loss of capacity for the enjoyment of life and other damages.

127. This all occurred while JOHN DOE was under the age of 16.

128. These damages are permanent and ongoing and will continue into the future.

WHEREFORE, Plaintiff demands judgment for damages against Defendant, KLISPIE, plus interest, costs and trial by jury on all issues so triable.

COUNT XIV – BATTERY
(As to Alan KLISPIE)

129. Plaintiff re-alleges and re-avers paragraphs 1-26 above as if fully set forth herein.

130. The Defendant, KLISPIE, did, on a continuous and repeated basis, intentionally touch or application of force to JOHN DOE's body, including but not limited to incidents of physical abuse such as hitting, striking, pushing, or choking and incidents of sexual battery including oral and anal penetration with his fingers or sexual organs.

131. These instances of touching were harmful and done without JOHN DOE's consent.

132. At all times that the unwanted touching occurred, JOHN DOE was under the age of 16 and unable to consent to sexual activity.

133. As a direct and proximate result of these incidents, JOHN DOE suffered severe emotional distress and abuse resulting in severe emotional injuries and damages; physical injuries and damages; incurred psychological, and other expenses; suffered shame, humiliation, embarrassment, mental pain and suffering, mental anguish, the inability to lead a normal life, loss of capacity for the enjoyment of life and other damages.

134. This all occurred while JOHN DOE was under the age or 16.

135. These damages are permanent and ongoing and will continue into the future.

WHEREFORE, Plaintiff demands judgment for damages against Defendant, KLISPIE, plus interest, costs and trial by jury on all issues so triable.

COUNT XV – BATTERY
(As to Leo Riley)

136. Plaintiff re-alleges and re-avers paragraphs 1-26 above as if fully set forth herein.

137. The Defendant, RILEY, did, on a continuous and repeated basis, intentionally touch or application of force to JOHN DOE's body, including but not limited to incidents of physical abuse such as hitting, striking, pushing, or choking and incidents of sexual battery including oral and anal penetration with his fingers or sexual organs.

138. These instances of touching were harmful and done without JOHN DOE's consent.

139. At all times that the unwanted touching occurred, JOHN DOE was under the age of 16 and unable to consent to sexual activity.

140. As a direct and proximate result of these incidents, JOHN DOE suffered severe emotional distress and abuse resulting in severe emotional injuries and damages; physical injuries and damages; incurred psychological, and other expenses; suffered shame, humiliation, embarrassment, mental pain and suffering, mental anguish, the inability to lead a normal life, loss of capacity for the enjoyment of life and other damages.

141. This all occurred while JOHN DOE was under the age of 16.

142. These damages are permanent and ongoing and will continue into the future.

WHEREFORE, Plaintiff demands judgment for damages against Defendant, RILEY, plus interest, costs and trial by jury on all issues so triable.

DATED this 29th day of July, 2020.

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